

AMENDMENTS TO LB 435

Introduced by Agriculture

1           1. Strike the original sections and insert the following  
2 new sections:

3           Section 1. Section 2-108, Revised Statutes Cumulative  
4 Supplement, 2006, is amended to read:

5           2-108 The Nebraska State Fair Support and Improvement  
6 Cash Fund is created. The fund shall be maintained in the state  
7 accounting system as a cash fund. The State Treasurer shall  
8 credit to the fund the disbursement of state lottery proceeds  
9 designated for the ~~state fair~~ Nebraska State Fair and matching  
10 funds from the most populous city within the county in which  
11 the state fair is located. The balance of any fund that is  
12 administratively created to receive lottery proceeds designated  
13 for the Nebraska State Fair and matching fund revenue prior to  
14 May 25, 2005, shall be transferred to the Nebraska State Fair  
15 Support and Improvement Cash Fund on such date. The Nebraska  
16 State Fair Support and Improvement Cash Fund shall be expended  
17 by the Nebraska State Fair Board to provide support for operating  
18 expenses and capital facility enhancements, including conducting  
19 or providing financial support for studies of facility conditions  
20 of the Nebraska State Fairgrounds and needs as well as other  
21 facility planning activities. Expenditures from the fund shall not  
22 be limited to the amount appropriated. Any money in the fund  
23 available for investment shall be invested by the state investment

1 officer pursuant to the Nebraska Capital Expansion Act and the  
2 Nebraska State Funds Investment Act.

3 Sec. 2. Section 2-111, Revised Statutes Cumulative  
4 Supplement, 2006, is amended to read:

5 2-111 (1) The Nebraska State Fair Board shall, no later  
6 than November 1 of each year, provide an annual report to the  
7 Governor and the Legislature regarding the use of the Nebraska  
8 State Fair Support and Improvement Cash Fund. The report shall  
9 include ~~(1)~~ (a) a detailed listing of how the proceeds of the  
10 fund were expended in the prior fiscal year and ~~(2)~~ (b) any  
11 distributions from the fund that remain unexpended and on deposit  
12 in Nebraska State Fair accounts.

13 (2) The Nebraska State Fair Board shall cooperate with a  
14 study by the Agriculture Committee of the Legislature of capital  
15 facilities and infrastructure requirements to serve the purposes  
16 and goals of the Nebraska State Fair and other uses of the Nebraska  
17 State Fairgrounds as a year-round multipurpose facility sufficient  
18 to host and accommodate events and attractions of local, state, and  
19 regional interest and attendance. The Nebraska State Fair Board may  
20 utilize available funds, not to exceed one hundred fifty thousand  
21 dollars, including funds disbursed from the Nebraska State Fair  
22 Support and Improvement Cash Fund and other resources, to assist in  
23 completion of such study. This subsection terminates on January 1,  
24 2008.

25 Sec. 3. (1) The Agriculture Committee of the Legislature,  
26 with the assistance of the state building division of the  
27 Department of Administrative Services, shall conduct a study of

1 the Nebraska State Fair consisting of the following components and  
2 any other information deemed relevant:

3 (a) (i) What capital facilities and infrastructure does  
4 the Nebraska State Fairgrounds require at its present location  
5 to serve the fifteen-year program needs of the State of Nebraska  
6 as a state fair site and as a year-round multipurpose facility  
7 sufficient to attract a local, state, and regional audience;

8 (ii) What is the projected fifteen-year revenue and  
9 cash flow analysis, including capital construction, operation and  
10 maintenance, repair, and code compliance, necessary to meet the  
11 program needs identified in subdivision (a) (i) of this section;

12 (b) (i) What would a new state fairgrounds at a new  
13 undetermined and nonspecific site need to include to serve  
14 a comparable fifteen-year program for a state fairgrounds and  
15 year-round multipurpose facility sufficient to attract a local,  
16 state, and regional audience; and

17 (ii) What is the projected fifteen-year revenue and  
18 cash flow analysis, including capital construction, operation  
19 and maintenance, repair, and code compliance, necessary to meet  
20 the program needs of the Nebraska State Fair as identified in  
21 subdivision (b) (i) of this section at a new state fairgrounds  
22 location.

23 (2) The Department of Administrative Services, in  
24 consultation with the Agriculture Committee of the Legislature  
25 and the Executive Board of the Legislative Council, shall  
26 commission an independent, neutral consultant to provide analysis  
27 and recommendations relevant to the purposes of the study. The

1 Department of Administrative Services shall utilize funds provided  
2 from nongeneral fund contributions received from any source, public  
3 or private, to defray the costs of such independent consultant  
4 commissioned to perform analysis contemplated under this section.  
5 Copies of the report of the analysis and recommendations of such  
6 consultant shall be delivered to the chairperson of the Agriculture  
7 Committee of the Legislature, the Nebraska State Fair Board, the  
8 Clerk of the Legislature, and the Governor on or before November  
9 15, 2007.

10 (3) The Agriculture Committee of the Legislature shall  
11 provide a report of its findings and recommendations arising from  
12 the study pursuant to this section on or before December 15, 2007.  
13 The committee shall conduct at least one public hearing subsequent  
14 to the receipt of the report of the analysis and recommendations of  
15 any independent consultant commissioned pursuant to subsection (2)  
16 of this section.

17 (4) This section terminates on January 1, 2008.

18 Sec. 3. Original sections 2-108 and 2-111, Revised  
19 Statutes Cumulative Supplement, 2006, are repealed.

20 Sec. 4. Since an emergency exists, this act takes effect  
21 when passed and approved according to law.