

ONE HUNDRED FOURTH LEGISLATURE - FIRST SESSION - 2015
COMMITTEE STATEMENT
LB131

Hearing Date: Tuesday January 27, 2015
Committee On: Urban Affairs
Introducer: Craighead
One Liner: Change provisions relating to annexation and prohibit sanitary and improvement districts from spending certain assets

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:
Aye: 6 Senators Coash, Crawford, Ebke, Hansen, Hughes, McCollister
Nay:
Absent:
Present Not Voting: 1 Senator Krist

Verbal Testimony:

Proponents:

Joni Craighead
Cassie Seagren
Allen Herink
Lynn Rex

Representing:

District 6
City of Omaha
City of Omaha
League of Nebraska Municipalities

Opponents:

Robert Wood
Brian Doyle
Mark Westergard

Representing:

Eastern Nebraska Development Council
Eastern Nebraska Development Council
American Council of Engineering Companies of Nebraska

Neutral:

Representing:

Summary of purpose and/or changes:

LB 131 would provide that if a sanitary and improvement district (SID) receives notice that a municipality is proposing to annex territory including the SID or a portion of the SID, that the SID shall be prohibited from spending assets that were used by the municipality to determine the feasibility of the annexation.

Explanation of amendments:

The committee amendment AM405 replaces the bill.

AM 405 would provide that if a SID receives notice that a municipality is proposing to annex territory within the SID, the SID is prohibited from spending assets for a period of 90 days, except for the following: 1) interest and principal payments on outstanding bonds; 2) interest and principal payments on outstanding construction fund warrants; 3) interest and principal payments on outstanding general fund warrants; 4) payment or issuance of warrants for services, work, labor, or materials ordered or contracted for by the SID prior to receiving notice of the proposed annexation; 5) payment or issuance of warrants for expenses that are statutorily-required, to address an emergency, or for construction

projects for which the bidding process was already begun by the SID prior to receiving notice of the proposed annexation; or 6) payment or issuance of warrants for other purposes as approved by the city finance director or other authorized representative of the municipality.

AM 405 also provides that if a SID plans to commence a construction project for which the bidding process has not yet begun prior to receiving notice of the proposed annexation, the SID must submit the proposed plans and/or contract to the municipality and receive municipal approval prior to commencing the project.

Sue Crawford, Chairperson