

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 285**

FINAL READING

Introduced by Riepe, 12.

Read first time January 15, 2015

Committee: Revenue

- 1 A BILL FOR AN ACT relating to political subdivisions; to amend section
- 2 13-2709, Revised Statutes Cumulative Supplement, 2014; to change a
- 3 reporting requirement under the Civic and Community Center Financing
- 4 Act; to create a fund; to provide for distribution of certain
- 5 amounts in the Civic and Community Center Financing Fund; and to
- 6 repeal the original section.
- 7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 13-2709, Revised Statutes Cumulative Supplement,  
2 2014, is amended to read:

3 13-2709 (1) The department shall submit, as part of the  
4 department's annual status report under section 81-1201.11, the following  
5 information regarding the Civic and Community Center Financing Act:

6 (a 1) Information documenting the grants conditionally approved for  
7 funding by the Legislature in the following fiscal year;

8 (b 2) Reasons why a full application was not sent to any  
9 municipality seeking assistance under the act;

10 (c 3) The amount of sales tax revenue generated for the fund  
11 pursuant to subsection (4) of section 13-2610 and subsection (9) of  
12 section 13-3108, the total amount of grants applied for under the act,  
13 the year-end fund balance, the amount of the year-end fund balance which  
14 has not been committed to funding grants under the act, and, if all  
15 available funds have not been committed to funding grants under the act,  
16 an explanation of the reasons why all such funds have not been so  
17 committed;

18 (d 4) The amount of appropriated funds actually expended by the  
19 department for the year;

20 (e 5) The department's current budget for administration of the act  
21 and the department's planned use and distribution of funds, including  
22 details on the amount of funds to be expended on grants and the amount of  
23 funds to be expended by the department for administrative purposes; and

24 (f 6) Grant summaries, including the applicant municipality, project  
25 description, grant amount requested, amount and type of matching funds,  
26 and reasons for approval or denial based on evaluation criteria from  
27 section 13-2707 or 13-2707.01 for every application seeking assistance  
28 under the act.

29 (2) If the amount of the year-end fund balance which has not been  
30 committed to funding grants under the act as reported under subdivision  
31 (1)(c) of this section, excluding any amount required to be transferred

1 under subsection (3) of section 13-2704, is more than one million  
2 dollars, the department shall notify the State Treasurer of the amount in  
3 excess of one million dollars. The State Treasurer shall transfer the  
4 amount in excess of one million dollars from the Civic and Community  
5 Center Financing Fund to the Political Subdivision Recapture Cash Fund.

6 (3) The Political Subdivision Recapture Cash Fund is created and  
7 shall consist of money transferred under subsection (2) of this section.  
8 Any money in the Political Subdivision Recapture Cash Fund available for  
9 investment shall be invested by the state investment officer pursuant to  
10 the Nebraska Capital Expansion Act and the Nebraska State Funds  
11 Investment Act. By October 1 of each year, the State Treasurer shall  
12 distribute the money in the Political Subdivision Recapture Cash Fund to  
13 the political subdivisions which have an application for state assistance  
14 for an eligible facility or an eligible sports arena facility approved  
15 under the Convention Center Facility Financing Assistance Act or the  
16 Sports Arena Facility Financing Assistance Act. Each political  
17 subdivision shall receive a proportionate share of the amount to be  
18 distributed under this subsection, and such proportionate share shall be  
19 based on the amount of sales tax revenue generated for the Civic and  
20 Community Center Financing Fund during the most recently completed fiscal  
21 year by the political subdivision's facility. The Tax Commissioner shall  
22 supply the State Treasurer with any information needed to make the  
23 distributions required in this subsection.

24 Sec. 2. Original section 13-2709, Revised Statutes Cumulative  
25 Supplement, 2014, is repealed.