

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 445

Introduced by Groene, 42.

Read first time January 20, 2015

Committee: Urban Affairs

- 1 A BILL FOR AN ACT relating to the Community Development Law; to amend
- 2 section 18-2117.01, Reissue Revised Statutes of Nebraska; to
- 3 authorize the Department of Revenue to audit redevelopment plans
- 4 involving tax-increment financing; to change provisions relating to
- 5 reporting; and to repeal the original section.
- 6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 18-2117.01, Reissue Revised Statutes of Nebraska,
2 is amended to read:

3 18-2117.01 (1) On or before December 1 each year, each city which
4 has approved one or more redevelopment plans which are financed in whole
5 or in part through the use of tax-increment financing as provided in
6 section 18-2147 shall provide a report to the Property Tax Administrator
7 and the Department of Revenue on each such redevelopment plan which
8 includes the following information:

9 (a) A copy of the redevelopment plan and any amendments thereto if
10 they have not been previously filed, including the date upon which the
11 redevelopment plan was approved, the effective date for dividing the ad
12 valorem tax as provided to the county assessor pursuant to subsection (3)
13 of section 18-2147, and the location and boundaries of the property in
14 the redevelopment project;~~and~~

15 (b) A short narrative description of the type of development
16 undertaken by the city or village with the financing and the type of
17 business or commercial activity locating within the redevelopment project
18 area as a result of the redevelopment project; ~~-~~

19 (c) A copy of the city's guidelines regarding the use of funds
20 received from the sale of bonds issued and paid for from the use of tax-
21 increment financing; and

22 (d) An itemized statement showing all funds received from the sale
23 of bonds issued and paid for from the use of tax-increment financing and
24 supporting documentation as to the use of such funds.

25 (2) The Property Tax Administrator shall compile a report for each
26 active redevelopment project, based upon information provided by the
27 cities pursuant to subsection (1) of this section and information
28 reported by the county assessor or county clerk on the certificate of
29 taxes levied pursuant to section 77-1613.01. Each report shall be
30 electronically transmitted to the Clerk of the Legislature not later than
31 March 1 each year. The report may include any recommendations of the

1 Property Tax Administrator as to what other information should be
2 included in the report from the cities so as to facilitate analysis of
3 the uses, purposes, and effectiveness of tax-increment financing and the
4 process for its implementation or to streamline the reporting process
5 provided for in this section to eliminate unnecessary paperwork.

6 (3) The Department of Revenue shall use the information provided by
7 the cities pursuant to subsection (1) of this section to develop an audit
8 plan for all redevelopment plans that are financed in whole or in part
9 through the use of tax-increment financing. The audit plan shall ensure
10 that each redevelopment plan is audited no less frequently than once
11 every two years. The audit plan shall determine whether such
12 redevelopment plans are in compliance with the Community Development Law.
13 If the department determines that any redevelopment plan is not in
14 compliance, the city approving such redevelopment plan shall be
15 prohibited from approving additional redevelopment plans until all
16 discrepancies have been addressed, as determined by the department.

17 Sec. 2. Original section 18-2117.01, Reissue Revised Statutes of
18 Nebraska, is repealed.