

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 94**

FINAL READING

Introduced by Kolterman, 24.

Read first time January 05, 2017

Committee: Nebraska Retirement Systems

- 1 A BILL FOR AN ACT relating to the Nebraska Capital Expansion Act; to
- 2 amend section 72-1263, Revised Statutes Cumulative Supplement, 2016;
- 3 to increase the amount of funds offered to banks and other financial
- 4 institutions as deposits; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 72-1263, Revised Statutes Cumulative Supplement,  
2 2016, is amended to read:

3 72-1263 Except as provided in section 72-1264, the state investment  
4 officer shall, out of funds available for investment, initially cause to  
5 be offered to all banks, capital stock financial institutions, and  
6 qualifying mutual financial institutions in this state a time deposit  
7 open account in the amount of one million dollars, except that the  
8 minimum amount that any bank, capital stock financial institution, or  
9 qualifying mutual financial institution may accept is the amount of one  
10 hundred thousand dollars. Such deposit shall be available at any  
11 investment date to such banks, capital stock financial institutions, or  
12 qualifying mutual financial institutions as are willing to meet the rate  
13 and other requirements set forth in the Nebraska Capital Expansion Act  
14 and make application therefor. No deposit shall be made when doing so  
15 would violate a fiduciary obligation of the state or section 72-1268.07.  
16 To the extent that the total amount of funds initially offered to all  
17 banks, capital stock financial institutions, and qualifying mutual  
18 financial institutions is not accepted by such banks, capital stock  
19 financial institutions, and qualifying mutual financial institutions, the  
20 balance of such funds shall be immediately reoffered to any banks,  
21 capital stock financial institutions, and qualifying mutual financial  
22 institutions desiring additional funds in an amount not to exceed each  
23 bank's, capital stock financial institution's, or qualifying mutual  
24 financial institution's pro rata share of the remaining funds, or fifteen  
25 ~~five~~ million dollars for each bank, capital stock financial institution,  
26 or qualifying mutual financial institution, whichever is less. The  
27 reoffered funds shall be made available to such banks, capital stock  
28 financial institutions, and qualifying mutual financial institutions as  
29 are willing to meet the rate and other requirements set forth in the  
30 Nebraska Capital Expansion Act. All funds not investable under this  
31 section shall be invested as provided by section 72-1246. No one bank,

1 capital stock financial institution, or qualifying mutual financial  
2 institution may receive for deposit a sum of more than sixteen six  
3 million dollars.

4       Sec. 2.   Original section 72-1263, Revised Statutes Cumulative  
5 Supplement, 2016, is repealed.