

AMENDMENTS TO LB958

Introduced by Revenue.

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

3 Section 1. Section 13-520, Revised Statutes Supplement, 2015, is
4 amended to read:

5 13-520 The limitations in section 13-519 shall not apply to (1)
6 restricted funds budgeted for capital improvements, (2) restricted funds
7 expended from a qualified sinking fund for acquisition or replacement of
8 tangible personal property with a useful life of five years or more, (3)
9 restricted funds pledged to retire bonded indebtedness, used by a public
10 airport to retire interest-free loans from the Department of Aeronautics
11 in lieu of bonded indebtedness at a lower cost to the public airport, or
12 used to pay other financial instruments that are approved and agreed to
13 before July 1, 1999, in the same manner as bonds by a governing body
14 created under section 35-501, (4) restricted funds budgeted in support of
15 a service which is the subject of an agreement or a modification of an
16 existing agreement whether operated by one of the parties to the
17 agreement or by an independent joint entity or joint public agency, (5)
18 restricted funds budgeted to pay for repairs to infrastructure damaged by
19 a natural disaster which is declared a disaster emergency pursuant to the
20 Emergency Management Act, (6) restricted funds budgeted to pay for
21 judgments, except judgments or orders from the Commission of Industrial
22 Relations, obtained against a governmental unit which require or obligate
23 a governmental unit to pay such judgment, to the extent such judgment is
24 not paid by liability insurance coverage of a governmental unit or a pool
25 of funds maintained by the governmental unit to self-insure against such
26 liabilities, or (7) the dollar amount by which restricted funds budgeted
27 by a natural resources district to administer and implement ground water

1 management activities and integrated management activities under the
2 Nebraska Ground Water Management and Protection Act exceed its restricted
3 funds budgeted to administer and implement ground water management
4 activities and integrated management activities for FY2003-04.

5 Sec. 2. Section 13-521, Reissue Revised Statutes of Nebraska, is
6 amended to read:

7 13-521 (1) A governmental unit may choose not to increase its total
8 of restricted funds by the full amount allowed by law in a particular
9 year. In such cases, the governmental unit may carry forward to future
10 budget years the amount of unused restricted funds authority. The
11 governmental unit shall calculate its unused restricted funds authority
12 and submit an accounting of such amount with the budget documents for
13 that year. Such unused restricted funds authority may then be used in
14 later years for increases in the total of restricted funds allowed by
15 law. This subsection shall not apply to community colleges for fiscal
16 years beginning on or after July 1, 2017 ~~Any unused budget authority~~
17 ~~existing on April 8, 1998, by reason of any prior law may be used for~~
18 ~~increases in restricted funds authority.~~

19 (2) For any fiscal year beginning on or after July 1, 2017, a
20 community college may choose not to increase its total of restricted
21 funds by the full amount allowed by law in a particular year. In such
22 cases, the community college may carry forward to future budget years the
23 amount of unused restricted funds authority. The community college shall
24 calculate its unused restricted funds authority and submit an accounting
25 of such amount with the budget documents for that year. The amount of
26 unused restricted funds authority that may be used by a community college
27 in a single fiscal year to increase its total of restricted funds above
28 the restricted funds authority as calculated pursuant to section 13-519
29 shall be limited to three percent of the difference of the total of
30 restricted funds minus the exclusions in section 13-520 for the
31 immediately preceding fiscal year.

1 Sec. 4. Original section 13-521, Reissue Revised Statutes of
2 Nebraska, section 77-4212, Revised Statutes Cumulative Supplement, 2014,
3 and section 13-520, Revised Statutes Supplement, 2015, are repealed.