

LEGISLATIVE BILL 881

Approved by the Governor April 3, 1984

Introduced by Speaker, Nichol, 48, for the Governor

AN ACT relating to schools; to amend section 79-2650, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to exceeding a tax levy limitation; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 79-2650, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-2650. (1) On or before September 1 of each year, the board may certify to the county board of equalization of each county within the area a tax levy of not to exceed seven cents on each one hundred dollars on the actual valuation of all property within the area, uniform throughout such area, for the purpose of supporting operating expenditures of the technical community college area. The power to levy such tax under this subsection shall not exist after June 30, 1988.

(2) In addition to the levy provided in subsection (1) of this section, the board may also certify to the county board of equalization of each county within the area a tax levy of not to exceed one and eight-tenths cents on each one hundred dollars on the actual valuation of all property within the area, uniform throughout such area, for the purpose of establishing a capital improvement fund and bond sinking fund as provided in section 79-2648. The power to levy such tax under this subsection shall not exist after June 30, 1988.

(3) Except as provided by subsection (4) of this section, the levy provided in subsection (1) of this section shall not exceed seven cents on each one hundred dollars on the actual valuation of all property within the area without prior approval by a majority vote of the qualified electors of the area voting in an election called for such purpose pursuant to section 79-2650.03.

(4) For fiscal years 1981-82, 1982-83, and 1983-84 the tax levy limit provided in subsection (1) of this section may be exceeded by a two-thirds vote of the area board of any area with a total population of less than one hundred fifty thousand. The tax levy increase permitted under this subsection shall not exceed and shall be the lesser of an additional two four and two-tenths cents on each one hundred dollars or of the actual valuation of all property within the area or an amount

sufficient to fund the local tax receipt portion of the total budget increase permitted under ~~Chapter 77, article 34, whichever tax levy increase is less any budget increase limitation which is imposed by law and which is applicable to such area.~~

(5) The levy provided by subsection (2) of this section may be exceeded by that amount necessary to retire the general obligation bonds assumed by the area or issued pursuant to section 79-2648 according to the terms of such bonds.

(6) Such tax shall be levied and assessed in the same manner as other property taxes and entered on the books of the county treasurer. The proceeds of such tax, as collected, shall be remitted to the treasurer of the board not less frequently than once each month.

Sec. 2. That original section 79-2650, Reissue Revised Statutes of Nebraska, 1943, is repealed.