

LEGISLATIVE BILL 321

Approved by the Governor June 7, 1993

Introduced by Appropriations Committee: Moore, 24, Chairperson;
 Ashford, 6; Avery, 3; Bernard-Stevens, 42;
 Crosby, 29; Hillman, 48; Hohenstein, 17;
 Lynch, 13; Wehrbein, 2

AN ACT relating to historical sites; to amend sections 82-134, 82-136, 90-261, and 90-262, Revised Statutes Supplement, 1992; to transfer, change, and eliminate provisions relating to operation, administration, and acquisition of Joslyn Castle; to eliminate restrictions on the location of the Strategic Air Command Museum; to eliminate a fund; to harmonize provisions; and to repeal the original sections, and also sections 82-133 and 82-135, Revised Statutes Supplement, 1992.

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

Section 1. That section 82-134, Revised Statutes Supplement, 1992, be amended to read as follows:

~~82-134.~~ There is hereby created the Joslyn Castle Trust Fund to be administered by the ~~Nebraska State Historical Society~~ Department of Administrative Services. The fund shall consist of such sums as are contributed as gifts, grants, or bequests. The fund shall be used only for the operation, administration, maintenance, restoration, and renovation of Joslyn Castle. Any money in the fund available for investment shall be invested by the state investment officer pursuant to sections 72-1237 to 72-1276.

Sec. 2. That section 82-136, Revised Statutes Supplement, 1992, be amended to read as follows:

~~82-136.~~ The Department of Administrative Services may enter into agreements for the operation, administration, maintenance, restoration, and renovation of Joslyn Castle and may accept gifts, grants, and bequests for the operation, administration, maintenance, restoration, and renovation of Joslyn Castle. It is the intent of the Legislature that no General Funds shall be expended for the renovation, restoration, or tenant improvements described in the Joslyn Castle Reuse Study.

Sec. 3. That section 90-261, Revised Statutes Supplement, 1992, be amended to read as follows:

90-261. The Legislature hereby finds that:
 (1) ~~It~~ it is in the best interests of the State of Nebraska and the Strategic Air Command Museum to transfer the state's interest in the museum to a responsible, private, nonprofit entity on suitable terms and conditions in order to facilitate the ability of the museum to seek new funding sources, insure the future growth and improvement of its

current facilities, and guarantee that it will continue to make significant contributions to the state's economy and tourism industry; ~~† and~~

~~(2) The current location of the museum immediately adjacent to Offutt Air Force Base and the headquarters of the Strategic Air Command is historically, practically, and economically appropriate and should be preserved in any future arrangement for the private management of the museum.~~

Sec. 4. That section 90-262, Revised Statutes Supplement, 1992, be amended to read as follows:

90-262. The Governor is hereby authorized to take such action as is necessary to divest the State of Nebraska and the Department of Economic Development of any existing interest in the Strategic Air Command Museum, also known as the Strategic Aerospace Museum and the SAC Museum, under the lease originally entered into between the United States of America, the United States Air Force, the State of Nebraska, and the Game and Parks Commission in December 1969, as assigned under section 81-1222.01, at such time as the following conditions are met:

(1) Divestment by the State of Nebraska will result in the transfer of the state's interest in the museum to an appropriate, financially responsible, private, nonprofit, Nebraska entity; and

(2) The United States of America and the United States Air Force formally agree, prior to divestment, to a transfer of the state's interest in the lease to such entity; ~~† and~~

~~(3) The entity commits in writing to the Governor, and the proposed documents creating the new relationship between the entity, the United States, and the United States Air Force provide evidence of the commitment, to retain the museum and future improvements and additions at the current location for the full term of the agreement between the United States and the entity.~~

Sec. 5. That original sections 82-134, 82-136, 90-261, and 90-262, Revised Statutes Supplement, 1992, and also sections 82-133 and 82-135, Revised Statutes Supplement, 1992, are repealed.