

AMENDMENTS TO LB 334

Introduced by Hudkins, 21

1 1. Insert the following new section:

2 Sec. 73. Section 77-1344, Revised Statutes Cumulative
3 Supplement, 2006, is amended to read:

4 77-1344 (1) Agricultural or horticultural land which has
5 an actual value as defined in section 77-112 reflecting purposes
6 or uses other than agricultural or horticultural purposes or
7 uses shall be assessed as provided in subsection (3) of section
8 77-201 if the land meets the qualifications of this subsection and
9 an application for such special valuation is filed and approved
10 pursuant to section 77-1345. In order for the land to qualify
11 for special valuation all of the following criteria shall be met:

12 (a) The land is located outside the corporate boundaries of any
13 sanitary and improvement district, city, or village except as
14 provided in subsection (2) of this section; and (b) the land is
15 agricultural or horticultural land. The determination of whether
16 land is agricultural or horticultural land shall be made on an
17 acre-by-acre basis for each parcel.

18 (2) Special valuation may be applicable to agricultural
19 or horticultural land included within the corporate boundaries
20 of a city or village if the land is subject to a conservation
21 or preservation easement as provided in the Conservation and
22 Preservation Easements Act and the governing body of the city or
23 village approves the agreement creating the easement.

1 (3) The eligibility of land for the special valuation
2 provisions of this section shall be determined as of January 1, but
3 upon notice from the county assessor that the land is disqualified
4 pursuant to section 77-1347 prior to July 25 of the same year, it
5 shall be valued and carried on the assessment roll according to
6 section 77-201. If the land becomes disqualified after the date of
7 levy, its valuation for that year shall continue as provided in
8 this section.

9 (4) The special valuation placed on such land by the
10 county assessor under this section shall be subject to equalization
11 by the county board of equalization and the Tax Equalization and
12 Review Commission.

13 (5) Recapture value shall be determined only through tax
14 year 2009. The recapture valuation placed on such land by the
15 county assessor under this section shall be subject to equalization
16 by the county board of equalization and the Tax Equalization and
17 Review Commission.

18 2. Renumber the remaining sections and correct the
19 repealer and internal references accordingly.