

ONE HUNDRED FOURTH LEGISLATURE

SECOND SESSION

LEGISLATIVE RESOLUTION 394CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Hughes, 44.

Read first time January 11, 2016

Committee: Urban Affairs

1 THE MEMBERS OF THE ONE HUNDRED FOURTH LEGISLATURE OF NEBRASKA,
2 SECOND SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2016 the following
4 proposed amendment to the Constitution of Nebraska shall be submitted to
5 the electors of the State of Nebraska for approval or rejection:

6 To amend Article VIII, section 12:

7 VIII-12 For the purpose of rehabilitating, acquiring, or
8 redeveloping substandard and blighted property in a redevelopment project
9 as determined by law, any city or village of the state may,
10 notwithstanding any other provision in the Constitution, and without
11 regard to charter limitations and restrictions, incur indebtedness,
12 whether by bond, loans, notes, advance of money, or otherwise.
13 Notwithstanding any other provision in the Constitution or a local
14 charter, such cities or villages may also pledge for and apply to the
15 payment of the principal, interest, and any premium on such indebtedness
16 all taxes levied by all taxing bodies, which taxes shall be at such rate
17 for a period not to exceed fifteen years, on the assessed valuation of
18 the property in the project area portion of a designated blighted and
19 substandard area that is in excess of the assessed valuation of such
20 property for the year prior to such rehabilitation, acquisition, or
21 redevelopment.

22 When such indebtedness and the interest thereon have been paid in
23 full, such property thereafter shall be taxed as is other property in the

1 respective taxing jurisdictions and such taxes applied as all other taxes
2 of the respective taxing bodies.

3 A taxing body may, with respect to any redevelopment project, elect
4 to have its taxes excluded from any pledge made by a city or village
5 under this section. If such election is made, the taxing body shall
6 notify the city or village of its election and the city or village shall
7 not pledge the taxes of such taxing body for the payment of any
8 indebtedness related to such redevelopment project.

9 Sec. 2. The proposed amendment shall be submitted to the electors
10 in the manner prescribed by the Constitution of Nebraska, Article XVI,
11 section 1, with the following ballot language:

12 A constitutional amendment to authorize a taxing body to elect to
13 have its taxes excluded from any pledge of taxes made by a city or
14 village to pay indebtedness related to a redevelopment project.

15 For

16 Against.