

AMENDMENTS TO LB 689

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

3 "Section 1. Section 77-202.01, Revised Statutes
4 Supplement, 2002, is amended to read:

5 77-202.01. (1) Any organization or society seeking a tax
6 exemption provided in subdivisions (1)(c) and (d) of section 77-202
7 for any real or tangible personal property, except real property
8 used for cemetery purposes, shall apply for exemption to the county
9 assessor on or before December 31 of the year preceding the year
10 for which the exemption is sought on forms prescribed by the
11 Property Tax Administrator. The county assessor shall examine the
12 application and recommend either taxable or exempt for the real
13 property or tangible personal property to the county board of
14 equalization on or before February 1 following. In addition,
15 beginning January 1, 2008, the county assessor shall determine the
16 value of the property for which the exemption is sought. Notice
17 that a list of the applications from organizations seeking tax
18 exemption, descriptions of the property, ~~and~~ recommendations of the
19 county assessor, and the value of the property are available in the
20 county assessor's office shall be published in a newspaper of
21 general circulation in the county at least ten days prior to
22 consideration of any application by the county board of
23 equalization.

24 (2) Any organization or society which fails to file an

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1 exemption application on or before December 31 may apply on or
2 before June 30 to the county assessor. The organization or society
3 shall also file in writing a request with the county board of
4 equalization for a waiver so that the county assessor may consider
5 the application for exemption. The county board of equalization
6 shall grant the waiver upon a finding that good cause exists for
7 the failure to make application on or before December 31. When the
8 waiver is granted, the county assessor shall examine the
9 application and recommend either taxable or exempt for the real
10 property or tangible personal property to the county board of
11 equalization and shall assess a penalty against the property of ten
12 percent of the tax that would have been assessed had the waiver
13 been denied or one hundred dollars, whichever is less, for each
14 calendar month or fraction thereof for which the filing of the
15 exemption application missed the December 31 deadline. The penalty
16 shall be collected and distributed in the same manner as a tax on
17 the property and interest shall be assessed at the rate specified
18 in section 45-104.01, as such rate may from time to time be
19 adjusted by the Legislature, from the date the tax would have been
20 delinquent until paid. The penalty shall also become a lien in the
21 same manner as a tax pursuant to section 77-203.

22 Sec. 2. Original section 77-202.01, Revised Statutes
23 Supplement, 2002, is repealed.".