

AMENDMENTS TO LB 973

1           1. Insert the following new section:

2           "Sec. 14. Section 77-1348, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           77-1348. (1) Whenever land which has received special  
5 valuation becomes disqualified for such special valuation, the  
6 assessor shall notify the taxpayer and there shall be added to the  
7 tax extended against the land on the respective property tax roll  
8 or rolls, to be collected and distributed in the same manner as  
9 other taxes levied upon real property, an amount equal to the sum  
10 of the following:

11           (a) If the land was disqualified for special valuation  
12 before the levy date of the year of disqualification, the total  
13 amount by which the taxes assessed against the land would have been  
14 increased if it had been valued at its recapture value during the  
15 last three or lesser number of years in which such special  
16 valuation was in effect for the land, and, if the land was  
17 disqualified on or after the levy date of the year of  
18 disqualification, the total amount by which the taxes assessed  
19 against the land would have increased if it had been valued at its  
20 recapture value during the last four or lesser number of years in  
21 which special valuation was in effect for the land; and

22           (b) Interest upon the amounts of additional tax from each  
23 year included in subdivision (1)(a) of this section at the rate of  
24 six percent from the dates at which such additional taxes would

1 have been payable if no special valuation had been in effect  
2 through sixty days after the notice sent pursuant to subsection (1)  
3 of this section. Upon expiration of the sixty days, the additional  
4 taxes and interest shall be delinquent and interest shall accrue at  
5 the rate provided in section 45-104.01 until paid.

6 (2) In cases when the designation of special valuation is  
7 removed as a result of a sale or transfer described in subdivision  
8 (2) or (3) of section 77-1347 other than an acquisition described  
9 in subsection (3) of this section, the lien for such increased  
10 taxes and interest shall attach as of the day preceding such sale  
11 or transfer.

12 (3) The provisions of subsection (1) of this section do  
13 not apply if:

14 (a) The ~~the~~ land was acquired by eminent domain;

15 (b) The ~~ex if the~~ land is owned by a public entity and is  
16 disqualified from special valuation because it is being used or is  
17 being developed for use in a public purpose or is exchanged for  
18 other property to be used or developed for use in a public purpose;  
19 or

20 (c) The land is donated to an organization exempt from  
21 taxation under 501(c)(3) of the Internal Revenue Code or to the  
22 state or its political subdivisions and will be used by the  
23 organization, state, or political subdivision for a public,  
24 educational, religious, charitable, or cemetery purpose under  
25 section 77-202."

26 2. Renumber the remaining sections and correct internal  
27 references and the repealer accordingly.