

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 319

Introduced by Cornett, 45; Adams, 24; Hadley, 37; Louden, 49; Utter,
33.

Read first time January 12, 2011

Committee: Revenue

A BILL

- 1 FOR AN ACT relating to homestead exemptions; to amend section
- 2 77-3523, Reissue Revised Statutes of Nebraska; to change
- 3 reimbursement amounts to taxing agencies; to provide an
- 4 operative date; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 77-3523, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 77-3523 The county treasurer shall, on or before November
4 30 of each year, certify to the Tax Commissioner the total tax
5 revenue that will be lost to all taxing agencies within his or her
6 county from taxes levied and assessed in that year because of
7 exemptions allowed under sections 77-3501 to 77-3529. The county
8 treasurer may amend the certification to show any change or
9 correction in the total tax that will be lost until May 30 of the
10 next succeeding year. If a homestead exemption is approved, denied,
11 or corrected by the Tax Commissioner under subsection (2) of section
12 77-3517 after May 1 of the next year, the county treasurer shall
13 prepare and submit amended reports to the Tax Commissioner and the
14 political subdivisions covering any affected year and shall adjust
15 the reimbursement to the county and the other political subdivisions
16 by adjusting the reimbursement due under this section in later years.
17 The Tax Commissioner shall, on or before January 1 next following
18 such certification or within thirty days of any amendment to the
19 certification, notify the Director of Administrative Services of the
20 amount so certified to be reimbursed by the state, not to exceed
21 seventy-five million dollars. If the certified amount exceeds
22 seventy-five million dollars, the Tax Commissioner shall determine
23 the amount to be reimbursed by the state on a first-come, first-
24 served basis based upon the dates upon which claims for homestead
25 exemptions were approved. Reimbursement of the funds lost shall be

1 made to each county according to the certification and any adjustment
2 by the Tax Commissioner and shall be distributed in six as nearly as
3 possible equal monthly payments on the last business day of each
4 month beginning in January. The State Treasurer shall, on the
5 business day preceding the last business day of each month, notify
6 the Director of Administrative Services of the amount of funds
7 available in the General Fund for payment purposes. The Director of
8 Administrative Services shall, on the last business day of each
9 month, draw warrants against funds appropriated. Out of the amount so
10 received the county treasurer shall distribute to each of the taxing
11 agencies within his or her county the ~~full-reimbursed~~ amount ~~so lost~~
12 ~~by-attributable~~ to such agency, except that one percent of such
13 amount shall be deposited in the county general fund and that the
14 amount due a Class V school district shall be paid to the district
15 and the county shall be compensated pursuant to section 14-554. Each
16 taxing agency shall, in preparing its annual or biennial budget, take
17 into account the amount to be received under this section.

18 Sec. 2. This act becomes operative on January 1, 2012.

19 Sec. 3. Original section 77-3523, Reissue Revised
20 Statutes of Nebraska, is repealed.