

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 426

Introduced by Cornett, 45.

Read first time January 14, 2011

Committee: Revenue

A BILL

1 FOR AN ACT relating to the Sports Arena Facility Financing Assistance
2 Act; to amend section 13-3108, Revised Statutes
3 Cumulative Supplement, 2010; to change provisions
4 relating to the use of multiple grants; and to repeal the
5 original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 13-3108, Revised Statutes Cumulative
2 Supplement, 2010, is amended to read:

3 13-3108 (1) Upon the annual certification under section
4 13-3107, the State Treasurer shall transfer after the audit the
5 amount certified to the Sports Arena Facility Support Fund which is
6 hereby created. Any money in the fund available for investment shall
7 be invested by the state investment officer pursuant to the Nebraska
8 Capital Expansion Act and the Nebraska State Funds Investment Act.

9 (2)(a) It is the intent of the Legislature to appropriate
10 from the fund money to be distributed to any political subdivision
11 for which an application for state assistance under the Sports Arena
12 Facility Financing Assistance Act has been approved an amount not to
13 exceed seventy percent of the (i) state sales tax revenue collected
14 by retailers doing business at eligible sports arena facilities on
15 sales at such facilities, (ii) state sales tax revenue collected on
16 primary and secondary box office sales of admissions to such
17 facilities, and (iii) new state sales tax revenue collected by nearby
18 retailers and sourced under sections 77-2703.01 to 77-2703.04 to a
19 location within six hundred yards of the eligible facility.

20 (b) The amount to be appropriated for distribution as
21 state assistance to a political subdivision under this subsection for
22 any one year after the tenth year shall not exceed the highest such
23 amount appropriated under subdivision (2)(a) of this section during
24 any one year of the first ten years of such appropriation. If seventy
25 percent of the state sales tax revenue as described in subdivision

1 (2)(a) of this section exceeds the amount to be appropriated under
2 this subdivision, such excess funds shall be transferred to the
3 General Fund.

4 (3) The total amount of state assistance approved for an
5 eligible sports arena facility shall not (a) exceed fifty million
6 dollars or (b) be paid out for more than twenty years after the
7 issuance of the first bond for the sports arena facility.

8 (4) State assistance to the political subdivision shall
9 no longer be available upon the retirement of the bonds issued to
10 acquire, construct, improve, or equip the facility or any subsequent
11 bonds that refunded the original issue or when state assistance
12 reaches the amount determined under subsection (3) of this section,
13 whichever comes first.

14 (5) State assistance shall not be used for an operating
15 subsidy or other ancillary facility.

16 (6) The thirty percent of state sales tax revenue
17 remaining after the appropriation and transfer in subsection (2) of
18 this section shall be appropriated by the Legislature to the Local
19 Civic, Cultural, and Convention Center Financing Fund.

20 (7) Any municipality that has applied for and received a
21 grant of assistance under the Local Civic, Cultural, and Convention
22 Center Financing Act shall not receive state assistance under the
23 Sports Arena Facility Financing Assistance Act for the same project
24 for which the grant was awarded under the Local Civic, Cultural, and
25 Convention Center Financing Act.

1 Sec. 2. Original section 13-3108, Revised Statutes
2 Cumulative Supplement, 2010, is repealed.