

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SEVENTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 977**

FINAL READING

Introduced by Slama, 1.

Read first time January 11, 2022

Committee: Appropriations

1 A BILL FOR AN ACT relating to infrastructure; to amend sections 81-12,147  
2 and 84-612, Revised Statutes Supplement, 2021; to provide for grants  
3 from the Site and Building Development Fund; to provide for a  
4 transfer from the Cash Reserve Fund; to repeal the original  
5 sections; and to declare an emergency.

6 Be it enacted by the people of the State of Nebraska,

1       Section 1. Section 81-12,147, Revised Statutes Supplement, 2021, is  
2 amended to read:

3           81-12,147 (1) Except as provided in subsection (2) of this section,  
4 the Department of Economic Development shall use the Site and Building  
5 Development Fund to finance loans, grants, subsidies, credit  
6 enhancements, and other financial assistance for industrial site and  
7 building development and for expenses of the department as appropriated  
8 by the Legislature for administering the fund. The following activities  
9 are eligible for assistance from the fund:

10          (a) Grants or zero-interest loans to villages, cities, or counties  
11 to acquire land, infuse infrastructure, or otherwise make large sites and  
12 buildings ready for industrial development;

13          (b) Matching funds for new construction, rehabilitation, or  
14 acquisition of land and buildings to assist villages, cities, and  
15 counties;

16          (c) Technical assistance, design and finance services, and  
17 consultation for villages, cities, and counties for the preparation and  
18 creation of industrial-ready sites and buildings;

19          (d) Loan guarantees for eligible projects;

20          (e) Projects making industrial-ready sites and buildings more  
21 accessible to business and industry;

22          (f) Infrastructure projects necessary for the development of  
23 industrial-ready sites and buildings;

24          (g) Projects that mitigate the economic impact of a closure or  
25 downsizing of a private-sector entity by making necessary improvements to  
26 buildings and infrastructure;and

27          (h) Public and private sector initiatives that will improve the  
28 military value of military installations by making necessary improvements  
29 to buildings and infrastructure; and .

30          (i) Grants to any city of the second class which partners with  
31 public power utilities for purposes of expanding electrical system

1     capacities and enhancing redundancy and resilience.

2                 (2) The Department of Economic Development shall use the subaccount  
3     of the Site and Building Development Fund described in subsection (2) of  
4     section 81-12,146 to provide financial assistance to any inland port  
5     authority created under the Municipal Inland Port Authority Act to help  
6     finance large shovel-ready commercial and industrial sites developed  
7     under such act.

8                 Sec. 2. Section 84-612, Revised Statutes Supplement, 2021, is  
9     amended to read:

10                 84-612 (1) There is hereby created within the state treasury a fund  
11     known as the Cash Reserve Fund which shall be under the direction of the  
12     State Treasurer. The fund shall only be used pursuant to this section.

13                 (2) The State Treasurer shall transfer funds from the Cash Reserve  
14     Fund to the General Fund upon certification by the Director of  
15     Administrative Services that the current cash balance in the General Fund  
16     is inadequate to meet current obligations. Such certification shall  
17     include the dollar amount to be transferred. Any transfers made pursuant  
18     to this subsection shall be reversed upon notification by the Director of  
19     Administrative Services that sufficient funds are available.

20                 (3) In addition to receiving transfers from other funds, the Cash  
21     Reserve Fund shall receive federal funds received by the State of  
22     Nebraska for undesignated general government purposes, federal revenue  
23     sharing, or general fiscal relief of the state.

24                 (4) The State Treasurer shall transfer fifty-four million seven  
25     hundred thousand dollars on or after July 1, 2019, but before June 15,  
26     2021, from the Cash Reserve Fund to the Nebraska Capital Construction  
27     Fund on such dates and in such amounts as directed by the budget  
28     administrator of the budget division of the Department of Administrative  
29     Services.

30                 (5) The State Treasurer shall transfer thirty million dollars from  
31     the Cash Reserve Fund to the General Fund after November 15, 2020, but

1 before December 31, 2020, on such date as directed by the budget  
2 administrator of the budget division of the Department of Administrative  
3 Services. Except for the transfer authorized in this subsection, no funds  
4 shall be transferred from the Cash Reserve Fund to fulfill the  
5 obligations created under the Nebraska Property Tax Incentive Act unless  
6 the balance in the Cash Reserve Fund after such transfer will be at least  
7 equal to five hundred million dollars.

8 (6) The State Treasurer shall transfer fifty million dollars from  
9 the Cash Reserve Fund to the United States Space Command Headquarters  
10 Assistance Fund on or before June 30, 2023, but not before July 1, 2022,  
11 on such dates and in such amounts as directed by the budget administrator  
12 of the budget division of the Department of Administrative Services. The  
13 transfer in this subsection shall not occur unless the State of Nebraska  
14 is selected as the site of the United States Space Command headquarters.

15 (7) The State Treasurer shall transfer fifteen million dollars from  
16 the Cash Reserve Fund to the Site and Building Development Fund on or  
17 before June 30, 2022, on such dates and in such amounts as directed by  
18 the budget administrator of the budget division of the Department of  
19 Administrative Services.

20 Sec. 3. Original sections 81-12,147 and 84-612, Revised Statutes  
21 Supplement, 2021, are repealed.

22 Sec. 4. Since an emergency exists, this act takes effect when  
23 passed and approved according to law.