

AMENDMENTS TO LB647

(Amendments to Standing Committee amendments, AM994)

Introduced by Sorrentino, 39.

1 1. Insert the following new sections:

2 **Sec. 11.** Section 13-3103, Revised Statutes Cumulative Supplement,
3 2024, is amended to read:

4 13-3103 (1) Any applicant may apply to the board for state
5 assistance if (a) the applicant has acquired, constructed, improved, or
6 equipped an eligible sports arena facility, (b) the applicant has
7 approved a revenue bond issue or a general obligation bond issue to
8 acquire, construct, improve, or equip an eligible sports arena facility,
9 (c) the applicant has adopted a resolution authorizing the applicant to
10 pursue a general obligation bond issue to acquire, construct, improve, or
11 equip an eligible sports arena facility, (d) a building permit has been
12 issued within the applicant's jurisdiction for an eligible sports arena
13 facility that is a privately owned concert venue, ~~or~~ (e) a building
14 permit has been issued or construction has been completed within the
15 applicant's jurisdiction for an eligible sports arena facility that is a
16 privately owned sports complex or (f) each coapplicant described in
17 subdivision (1)(b) of section 13-3102 has adopted a resolution
18 authorizing either the political subdivision or the nonprofit corporation
19 to pursue financing or bonds to acquire, construct, improve, or equip an
20 eligible sports arena facility for the purposes set forth in subdivision
21 (4)(b) of section 13-3103.

22 (2) Except as provided in subsections (3) and (4) of this section,
23 the state assistance shall only be used by the applicant to pay back
24 amounts expended or borrowed through one or more issues of bonds to be
25 expended by the applicant to acquire, construct, improve, or equip the
26 publicly owned eligible sports arena facility and to acquire, construct,

1 improve, or equip publicly owned nearby parking facilities.

2 (3) For an eligible sports arena facility that is a privately owned
3 concert venue, the state assistance shall only be used by the applicant
4 (a) to pay back amounts expended or borrowed through one or more issues
5 of bonds to be expended by the applicant to acquire, construct, improve,
6 or equip a nearby parking facility or (b) to promote arts and cultural
7 events which are open to or made available to the general public.

8 (4) For an eligible sports arena facility that is a privately owned
9 sports complex, the state assistance shall only be used by the applicant;

10 (a) ~~To~~ ~~to~~ pay back amounts expended or borrowed through one or more
11 issues of bonds to be expended by the applicant to acquire, construct,
12 improve, or equip one or more public infrastructure projects, as defined
13 in section 77-27,142, related to a privately owned sports complex; ~~τ~~

14 (b) ~~To~~ ~~to~~ lease all or a portion of such privately owned sports
15 complex for the governmental use of the political subdivision. For
16 purposes of this subdivision, lease means any contractual lease agreement
17 between the coapplicants described in subdivision (1)(b) of section
18 13-3102 for the use of an eligible sports arena facility at fair market
19 rental value for a term not to exceed twenty years; τ

20 (c) ~~To~~ ~~to~~ promote sporting events which are open to or made
21 available to the general public; ~~τ~~ or

22 (d) ~~To~~ ~~to~~ pay back amounts expended or borrowed through one or more
23 debt issues to be expended by the nonprofit corporation coapplicant to
24 acquire, construct, improve, or equip a privately owned sports complex,
25 subject to voter approval as provided in section 13-3110.

26 (5)(a) No more than ten years of funding for promotion of the arts
27 and cultural events shall be paid by state assistance received pursuant
28 to section 13-3108.

29 (b) No more than ten years of funding for promotion of sporting
30 events shall be paid by state assistance received pursuant to section
31 13-3108.

1 (c) No more than five years of funding for a sports complex located
2 in a city of the second class or village shall be paid by state
3 assistance received pursuant to section 13-3108.

4 (6) For any application for state assistance for a large public
5 stadium approved on or after July 19, 2024, up to one hundred percent of
6 the final cost of the project may be funded by state assistance received
7 pursuant to section 13-3108.

8 **Sec. 12.** Section 13-3106, Reissue Revised Statutes of Nebraska, is
9 amended to read:

10 13-3106 (1) After consideration of the application and the evidence,
11 if the board finds that the project described in the application is
12 eligible and that state assistance is in the best interest of the state,
13 the application shall be approved, except that:

14 (a) An approval of an application submitted because of the
15 requirement in subdivision (1)(c) of section 13-3103 is a temporary
16 approval. If the general obligation bond issue is subsequently approved
17 by the voters of the political subdivision, the approval by the board
18 becomes permanent. If the general obligation bond issue is not approved
19 by such voters, the temporary approval shall become void; and -

20 (b) An approval of an application submitted because of the
21 requirement in subdivision (1)(f) of section 13-3103 is a temporary
22 approval. If a building permit for the eligible sports arena facility is
23 issued within twenty-four months of the temporary approval, the approval
24 by the board becomes permanent. If a building permit is not issued within
25 twenty-four months of the temporary approval, the temporary approval
26 shall become void.

27 (2) In determining whether state assistance is in the best interest
28 of the state, the board shall consider the fiscal and economic capacity
29 of the applicant to finance the local share of the project.

30 (3) A majority of the board members constitutes a quorum for the
31 purpose of conducting business. All actions of the board shall be by a

- 1 majority vote of all the board members, one of whom must be the Governor.
- 2 2. Renumber the remaining sections and correct internal references
- 3 accordingly.
- 4 3. Correct the operative date and repealer sections so that the
- 5 sections added by this amendment become operative three calendar months
- 6 after the adjournment of this legislative session.