

ENGROSSED LEGISLATIVE BILL 883

Introduced by Andersen, 49.

A BILL FOR AN ACT relating to grants for political subdivisions; to amend sections 13-2703, 13-2704.01, and 13-2705, Reissue Revised Statutes of Nebraska, and sections 19-1201, 19-1202, and 19-1204, Revised Statutes Supplement, 2025; to change provisions relating to the Civic and Community Center Financing Act and the Revitalize Rural Nebraska Grant Program; and to repeal the original sections.

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

Section 1. Section 13-2703, Reissue Revised Statutes of Nebraska, is amended to read:

13-2703 For purposes of the Civic and Community Center Financing Act:

(1) Applicant means and includes (a) any city or village in this state that is eligible for a grant of assistance pursuant to section 13-2706 and (b) any tribal government;

(2) Civic center means a facility that is used to host conventions, meetings, and cultural events or a library;

(3) Department means the Department of Economic Development;

(4) Eligible facility means any civic center, historic building or district, public space, or recreation center;

(5) Fund means the Civic and Community Center Financing Fund;

(6) Historic building or district means a property or district that is determined by the State Historic Preservation Officer or his or her designee to be eligible for listing on or currently listed on the National Register of Historic Places or a property that is certified as an individual property or district designated pursuant to a landmark ordinance or resolution enacted by a city, village, or county, which ordinance or resolution has been approved by the State Historic Preservation Officer;

(7) Political subdivision means a county, school district, community

college area, or natural resources district;

(8) Public space means property located within the traditional center of a community, typically comprised of a cohesive core of residential, civic, religious, and commercial buildings, arranged around a main street and intersecting streets;

(9) Recreation center means a facility or park used for athletics, fitness, sport activities, or recreation that is owned by an applicant and is available for use by the general public with or without charge. Recreation center does not include any facility that requires a person to purchase a membership to utilize such facility; and

(10) Tribal government means the officially recognized government of any Indian tribe, nation, or other organized group or community located in the state exercising self-government powers and recognized as eligible for services provided by the United States to Indians because of their status as Indians or any Indian tribe located in the state and recognized as an Indian tribe by the state.

Sec. 2. Section 13-2704.01, Reissue Revised Statutes of Nebraska, is amended to read:

13-2704.01 (1) The department shall use the fund to provide grants of assistance for the following purposes:

(a) To assist in the construction of new civic centers and recreation centers or the renovation or expansion of existing civic centers and recreation centers;

(b) To assist in the preservation, restoration, conversion, rehabilitation, demolition, or reuse of historic buildings or districts; or

(c) To assist in the construction or upgrade of public spaces, including the demolition of property.

(2) Applications for grants of assistance pursuant to this section shall be evaluated by the department pursuant to section 13-2707.

Sec. 3. Section 13-2705, Reissue Revised Statutes of Nebraska, is amended to read:

13-2705 The department may conditionally approve grants of assistance from the fund to eligible and competitive applicants subject to the following limits and requirements:

(1) Except as provided in subdivision (2) of this section and subsection (4) of section 13-2706, a grant request shall be in an amount meeting the following requirements:

(a) For a grant of assistance under section 13-2704.01, at least fifteen thousand dollars but no more than:

(i) For a city of the primary class or a tribal government, two million two hundred fifty thousand dollars;

(ii) For a city with a population of at least forty thousand inhabitants but fewer than one hundred thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, one million one hundred twenty-five thousand dollars;

(iii) For a city with a population of at least twenty thousand inhabitants but fewer than forty thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, seven hundred fifty thousand dollars;

(iv) For a city with a population of at least ten thousand inhabitants but fewer than twenty thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, six hundred thousand dollars; and

(v) For a municipality with a population of fewer than ten thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, three hundred seventy-five thousand dollars; and

(b) For a grant of assistance under section 13-2704.02, at least three thousand dollars but no more than fifteen thousand dollars;

(2) Except as provided in subsection (4) of section 13-2706, upon the balance of the fund reaching three million seven hundred fifty thousand

dollars, and until the balance of the fund falls below one million five hundred thousand dollars, a grant request shall be in an amount meeting the following requirements:

(a) For a grant of assistance under section 13-2704.01, at least fifteen thousand dollars but no more than:

(i) For a city of the primary class or a tribal government, three million three hundred seventy-five thousand dollars;

(ii) For a city with a population of at least forty thousand inhabitants but fewer than one hundred thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, one million six hundred eighty-seven thousand dollars;

(iii) For a city with a population of at least twenty thousand inhabitants but fewer than forty thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, one million one hundred twenty-five thousand dollars;

(iv) For a city with a population of at least ten thousand inhabitants but fewer than twenty thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, nine hundred thousand dollars; and

(v) For a municipality with a population of fewer than ten thousand inhabitants as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census, five hundred sixty-two thousand dollars; and

(b) For a grant of assistance under section 13-2704.02, at least three thousand dollars but no more than fifteen thousand dollars;

(3) Assistance from the fund shall not amount to more than fifty percent of the cost of the project for which a grant is requested;

(4) An applicant shall not be awarded more than one grant of assistance under section 13-2704.01 and one grant of assistance under section 13-2704.02

in any two-year period;

(5) Any eligible facility for which a grant of assistance under section 13-2704.01 is made shall not be sold for at least five years following the award of such grant of assistance;

(6) An application for a grant of assistance to assist in the preservation, restoration, conversion, rehabilitation, demolition, or reuse of a historic building or district shall include:

(a) A notification of approval from the State Historic Preservation Officer that the work proposed in the application conforms to the United States Secretary of the Interior's Standards for the Treatment of Historic Properties; or

(b) Documentation showing that preservation-based mitigation strategies have been agreed to by the applicant and the State Historic Preservation Officer; and

(7) An application for a grant of assistance to a municipality partnering with a certified creative district as provided in subsection (4) of section 13-2706 shall include a notification of approval from the Nebraska Arts Council that the work proposed in the application conforms to the council's standards. If the application does not include such notification of approval from the Nebraska Arts Council, the department shall not award a grant of assistance for such application.

Sec. 4. Section 19-1201, Revised Statutes Supplement, 2025, is amended to read:

19-1201 (1) There is hereby established the Revitalize Rural Nebraska Grant Program. The governing body of a city of the first class, a city of the second class, or a village may apply, on behalf of the city or village, to the Department of Water, Energy, and Environment for approval of a demolition grant for substandard and abandoned commercial property. The Director of Water, Energy, and Environment shall prescribe the form and manner of application.

(2) The department shall award the grants annually on a competitive basis beginning in fiscal year 2023-24 subject to available funds. The department

shall give priority to applications from cities of the second class and villages. If there are funds remaining at the end of each grant period, the department shall consider applications from cities of the first class. A city or village may apply for more than one grant. The department shall give preference to new applicants.

(3) There shall be no limit on the amount that can be awarded to each applicant within the available funding. It is the intent of the Legislature that if the department does not award all of the available appropriation for grants under the program, the unobligated amount of the appropriation shall be reappropriated for the next fiscal year to be awarded during the next grant period.

Sec. 5. Section 19-1202, Revised Statutes Supplement, 2025, is amended to read:

19-1202 (1) The Department of Water, Energy, and Environment shall award a grant to a city or village under the Revitalize Rural Nebraska Grant Program based on a completed application that demonstrates:

(a) A substandard and abandoned commercial property within the corporate limits of the city or village is in need of demolition;

(b) The city or village owns the property or is completing the process prescribed in section 18-1722;

(c) The property has been abandoned or vacant for at least six months prior to application;

(d) The requirements of subsection (2) of this section have been met if the property is listed, or eligible to be listed, on the National Register of Historic Places; and

(e) The city or village is able to contribute matching funds, whether in cash or in-kind donations, in the amount of ten percent for a village, fifteen percent for a city of the second class, and twenty percent for a city of the first class.

(2) If the State Historic Preservation Officer or his or her designee has determined that the property is listed, or eligible to be listed, on the

National Register of Historic Places, the application shall also demonstrate that:

(a) The property has been deemed a substandard and abandoned commercial property by a certified building professional with the concurrence and approval of the State Historic Preservation Officer or his or her designee; or

(b) Preservation-based mitigation strategies have been agreed to by the city or village and the State Historic Preservation Officer.

(3) For purposes of this section:

(a) Certified building professional means a person licensed as a professional engineer or architect under the Engineers and Architects Regulation Act or a head official or inspector charged with the enforcement of fire, health, safety, and building or construction codes of a city or village; and

(b) Substandard and abandoned commercial property means commercial property that endangers the public and violates a fire, health, safety, or building or construction code and that is unoccupiable with no viable plans for its maintenance or rehabilitation.

Sec. 6. Section 19-1204, Revised Statutes Supplement, 2025, is amended to read:

19-1204 The Revitalize Rural Nebraska Fund is created. The Department of Water, Energy, and Environment shall use the fund for the Revitalize Rural Nebraska Grant Program. The fund shall also be used to pay the reasonable and necessary costs incurred by the State Historic Preservation Officer in carrying out his or her duties under section 19-1202. The fund shall include transfers as directed by the Legislature, money from grants returned under section 19-1203, and money from private contributions and other sources provided for purposes of the program. Any money in the Revitalize Rural Nebraska Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Any interest earned on the fund shall be used for the program.

Sec. 7. Original sections 13-2703, 13-2704.01, and 13-2705, Reissue

Revised Statutes of Nebraska, and sections 19-1201, 19-1202, and 19-1204, Revised Statutes Supplement, 2025, are repealed.

PRESIDENT OF THE LEGISLATURE

THIS IS TO CERTIFY that the within LB 883 was passed by the One Hundred Ninth Legislature of Nebraska at its Second Session on the day of 20.....

CLERK OF THE LEGISLATURE

Approved:

..... 20....., o'clockM.

GOVERNOR