

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1143

Introduced by Linehan, 39; Albrecht, 17; Brandt, 32; Brieese, 41; Groene,
42; Halloran, 33; Lowe, 37; Moser, 22; Murman, 38; Sanders,
45; Slama, 1.

Read first time January 19, 2022

Committee: Education

- 1 A BILL FOR AN ACT relating to the Interlocal Cooperation Act; to amend
- 2 section 13-809, Revised Statutes Cumulative Supplement, 2020; to
- 3 require approval by the voters for the issuance of certain bonds; to
- 4 repeal the original section; and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 13-809, Revised Statutes Cumulative Supplement,
2 2020, is amended to read:

3 13-809 (1) Subject to subsections (2) and (3) of this section, any
4 Any joint entity may from time to time issue its bonds in such principal
5 amounts as its governing body shall deem necessary to provide sufficient
6 funds to carry out any of the joint entity's purposes and powers,
7 including the establishment or increase of reserves, the payment of
8 interest accrued during construction of a project and for such period
9 thereafter as the governing body may determine, and the payment of all
10 other costs or expenses of the joint entity incident to and necessary or
11 convenient to carry out its purposes and powers.

12 (2) Bonds issued on or after April 18, 2018, for purposes of the
13 Public Facilities Construction and Finance Act shall be subject to a vote
14 prior to issuance as provided in the act.

15 (3)(a) For any joint entity created on or after the effective date
16 of this act that includes a Nebraska school district or educational
17 service unit, such joint entity shall not issue any bonds until the
18 question of issuing such bonds has been submitted to the qualified
19 electors of each Nebraska school district and educational service unit
20 that is part of the joint entity at an election called for that purpose
21 as provided in this section and, within each such school district and
22 educational service unit, a majority of the qualified electors voting on
23 the question voted in favor of issuing the bonds.

24 (b) Each such school district and educational service unit shall
25 give notice of the election at least fifty days prior to the election.
26 The question of issuing bonds may be submitted at the statewide primary
27 or general election. The election shall be conducted in accordance with
28 the Election Act.

29 (c) The question of bond issues, when defeated, shall not be
30 resubmitted in substance for a period of six months from and after the
31 date of such election.

1 Sec. 2. Original section 13-809, Revised Statutes Cumulative
2 Supplement, 2020, is repealed.

3 Sec. 3. Since an emergency exists, this act takes effect when
4 passed and approved according to law.