

## LEGISLATIVE BILL 932

Approved by the Governor April 10, 1984

Introduced by Government, Military & Veterans Affairs  
Committee, Landis, 46, Chairperson;  
Vickers, 38; Higgins, 9; Goll, 16;  
Scofield, 49; Chambers, 11

AN ACT relating to budgets; to amend sections 23-923 and 84-304.03, Reissue Revised Statutes of Nebraska, 1943; to authorize a waiver; to require the filing of financial statements; to change requirements for certain budget statements; to provide for minimum standards for certain auditors and persons who conduct audits; and to repeal the original sections.

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

Section 1. Any governing body in violation of subsection (1) of section 77-3423 in an amount not exceeding one hundred dollars may request authority to waive the excess by filing an application with the Auditor of Public Accounts which shall become effective upon approval by the Auditor of Public Accounts after consultation with the Attorney General. The excess so waived shall produce a corresponding decrease in the combined receipts budget base, as defined in subsection (1) of section 77-3422, for the immediate ensuing fiscal year of such governing body.

Sec. 2. Every governing body of any political subdivision that is required by law to submit to an audit of its accounts shall provide and file with its secretary or clerk, in the year of its organization and each year thereafter, not later than August 1 of each year, financial statements showing its actual and budgeted figures for the most recently completed fiscal year.

Sec. 3. That section 23-923, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-923. Each governing body shall prepare in writing and file with its secretary or clerk, in the year of its organization and each year thereafter, not later than the first day of August of each year on forms prescribed and furnished by the auditor following consultation with representatives of such governing bodies or as otherwise authorized by state law, a proposed budget statement containing the following information, except as provided by state law:

(1) For the immediate two prior fiscal year years, the budgeted revenue and expenditures from all sources, other than revenue received from taxation;

allocated to each of the several funds and separately stated as to each such source, and for each fund the budgeted unencumbered cash balance of such fund thereof at the beginning and end of the year; the amount received by taxation allocated to each fund; and the amount of actual expenditure for each fund of each fiscal year;

(2) For the current fiscal year, actual and estimated the budgeted revenue and expenditures, from all sources, other than revenue received from taxation; and separately stated as to each such source, allocated to each of the several funds; and for each fund the actual budgeted unencumbered cash balance available of such fund at the beginning of the year; the amount to be received from taxation allocated to each fund; and the amount of actual and estimated expenditures; whichever is applicable Such statement shall contain the cash reserve for each such fund for each fiscal year. Such cash reserve projections shall be based upon the actual experience of prior years. The cash reserve shall not exceed fifty per cent of the total budget adopted for such fund, exclusive of capital outlay items; and

(3) For the immediate ensuing fiscal year, an estimate of revenue from all sources, other than revenue to be received from taxation, and separately stated as to each such source, to be allocated to each of the several funds, and for each fund the actual or estimated unencumbered cash balances, whichever is applicable, to be available at the beginning of the year, amounts proposed to be expended during the year plus the amount of cash reserve, based on actual experience of prior years, which cash reserve shall not exceed fifty per cent of the total budget adopted, exclusive of capital outlay items.

Sec. 4. That section 84-304.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

84-304.03. The Auditor of Public Accounts shall establish minimum audit standards for all persons identified as auditors or who conduct conducting audits of any agency of state government or of any political subdivision, except a village. Such standards shall be established to achieve the goal of assuring a proper level of competency and of uniformity in auditing and shall be distributed to all agencies of state government and all political subdivisions, except villages. No agency of state government or political subdivision, except a village, shall employ any person as an auditor who fails to meet such minimum standards.

Sec. 5. That original sections 23-923 and 84-304.03, Reissue Revised Statutes of Nebraska, 1943, are repealed.