

## LEGISLATIVE BILL 4

Approved by the Governor August 15, 2002

Introduced by Speaker Bromm, 23; Raikes, 25; at the request of the Governor

AN ACT relating to state aid; to amend section 79-1022, Revised Statutes Supplement, 2000, as amended by Laws 2002, LB 898, section 12; to change provisions relating to state aid payments; to repeal the original section; and to declare an emergency.

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

Section 1. Section 79-1022, Revised Statutes Supplement, 2000, as amended by Laws 2002, LB 898, section 12, is amended to read:

79-1022. (1) On or before May 1, 2002, and on or before February 1 for each year thereafter, the department shall determine the amounts to be distributed to each local system and each district pursuant to the Tax Equity and Educational Opportunities Support Act and shall certify the amounts to the Director of Administrative Services, the Auditor of Public Accounts, and each district. The amount to be distributed to each district from the amount certified for a local system shall be proportional based on the weighted formula students attributed to each district in the local system. On or before May 1, 2002, and on or before February 1 for each year thereafter, the department shall report the necessary funding level to the Governor, the Appropriations Committee of the Legislature, and the Education Committee of the Legislature. Certified state aid amounts shall be shown as budgeted non-property-tax receipts and deducted prior to calculating the property tax request in the district's general fund budget statement as provided to the Auditor of Public Accounts pursuant to section 79-1024.

(2) Except as provided in subsection (3) of this section and subsection (6) of section 79-1016 and section 79-1033, the amounts certified pursuant to subsection (1) of this section shall be distributed in ten as nearly as possible equal payments on the last business day of each month beginning in September of each ensuing school fiscal year and ending in June of the following year, except that when a school district is to receive a monthly payment of less than one thousand dollars, such payment shall be one lump-sum payment on the last business day of December during the ensuing school fiscal year. Such certified state aid amounts shall be shown as budgeted non-property-tax receipts and deducted prior to calculating the property tax request in the district's general fund budget statement as provided to the Auditor of Public Accounts pursuant to section 79-1024.

(3) For school fiscal year 2002-03, except as provided in subsection (6) of section 79-1016 and section 79-1033, the amounts certified pursuant to subsection (1) of this section shall be distributed according to the payment schedule in this subsection on the last business day of each month listed, except that when a school district is to receive ten thousand dollars or less, such payment shall be one lump-sum payment on the last business day of December. The amount distributed each month shall be equal to the amount certified pursuant to subsection (1) of this section multiplied by the applicable percentage, rounded to the nearest cent. The percentages are:

(a) For September, October, November, and December, seven and seven-tenths percent;

(b) For January, February, March, and April, ten percent; and

(c) For May and June, fourteen and six-tenths percent.

Sec. 2. Original section 79-1022, Revised Statutes Supplement, 2000, as amended by Laws 2002, LB 898, section 12, is repealed.

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