

**ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018**  
**COMMITTEE STATEMENT**  
**LB1000**

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**Hearing Date:** Thursday February 01, 2018  
**Committee On:** Government, Military and Veterans Affairs  
**Introducer:** Briese  
**One Liner:** Require a bond election under the Public Facilities Construction and Finance Act

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**Roll Call Vote - Final Committee Action:**  
Advanced to General File with amendment(s)

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**Vote Results:**  
**Aye:** 6 Senators Brewer, Briese, Hilgers, Lowe, Murante, Thibodeau  
**Nay:**  
**Absent:**  
**Present Not Voting:** 2 Senators Blood, Wayne

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**Verbal Testimony:**

**Proponents:**

Senator Tom Briese  
Nicole Fox  
Bruce Rieker  
  
Coby Mach

**Representing:**

Introducer  
Platte Institute for Economic Research  
Nebraska Farm Bureau; Nebraska Corn Growers;  
Nebraska Cattlemen; Nebraska Soybean Growers  
Lincoln Independent Business Association

**Opponents:**

**Representing:**

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 1000 requires an election before a bond can be issued under the PFCFA.

Section 1 requires bonds issued under the Interlocal Cooperation Act for the purposes of the PFCFA be subject to the election procedures of Sections 5-8.

Section 2 requires bonds issued under the Joint Public Agency (JPA) Act for the purposes of the PFCFA be subject to the election procedures of Sections 5-8.

Sections 3 and 4 are clerical.

Section 5 authorizes a qualified public agency to issue negotiable bonds under the PFCFA to any joint entity covered under Sections 1 or 2 in connection with a joint project that will be owned, operated or financed by the joint entity or JPA for the benefit of the qualified public agency if the following conditions are met:

- The second largest participant in the joint project has a financial contribution in the project of at least 25% of the debt service.
- The question of whether the bonds should be issued is submitted to the electors of each participating qualified public agency and the electors approve the issuance by a majority vote.
- Notice of the election was given at least 20 days prior to the election.

- A bond issue for the project was not submitted to the electors and defeated in the 6 months prior to the election.

Section 6 establishes election procedures for the election on such a bond at a statewide primary or general election.

Section 7 establishes election procedures for the election at a special election.

Section 8 creates a process statement requirement for the qualified public agencies participating in the bond.

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**Explanation of amendments:**

AM 1717 eliminates sections 6 and 7 from the bill and amends section 5.

The amended section 5 extends the notice for the election to 50 days, rather than 20 days. It also requires that the bonds be submitted to the voters at a statewide primary or general election, rather than a special election. It adopts the general procedures of the Election Act for the election's conduction.

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John Murante, Chairperson