

AMENDMENTS TO LB479

Introduced by Revenue.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. Section 13-2610, Revised Statutes Cumulative Supplement,
4 2020, is amended to read:

5 13-2610 (1) Upon the annual certification under section 13-2609, the
6 State Treasurer shall transfer after the audit the amount certified to
7 the Convention Center Support Fund. The Convention Center Support Fund is
8 created. Transfers may be made from the fund to the General Fund at the
9 direction of the Legislature. Any money in the Convention Center Support
10 Fund available for investment shall be invested by the state investment
11 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
12 State Funds Investment Act.

13 (2) It is the intent of the Legislature to appropriate from the fund
14 to any political subdivision for which an application for state
15 assistance under the Convention Center Facility Financing Assistance Act
16 has been approved an amount not to exceed (a) seventy percent of the
17 state sales tax revenue collected by retailers and operators doing
18 business at such facilities on sales at such facilities, state sales tax
19 revenue collected on primary and secondary box office sales of admissions
20 to such facilities, and state sales tax revenue collected by associated
21 hotels, (b) seventy-five million dollars for any one approved project, or
22 (c) the total cost of acquiring, constructing, improving, or equipping
23 the eligible facility. State assistance shall not be used for an
24 operating subsidy or other ancillary facility.

25 (3)(a) Ten percent of such funds appropriated to a city of the
26 metropolitan class under subsection (2) of this section shall be equally
27 distributed to areas with a high concentration of poverty to (i) showcase

1 important historical aspects of such areas or areas within close
2 geographic proximity of the area with a high concentration of poverty, ~~or~~
3 (ii) assist with the reduction of street and gang violence in such areas, ~~or~~
4 or (iii) assist with small business and entrepreneurship growth in such
5 areas.

6 (b) Each area with a high concentration of poverty that has been
7 distributed funds under subdivision (3)(a) of this section shall
8 establish a development fund and form a committee which shall identify
9 and research potential projects to be completed in the area with a high
10 concentration of poverty or in an area within close geographic proximity
11 of such area if the project would have a significant or demonstrable
12 impact on such area and make final determinations on the use of state
13 sales tax revenue received for such projects.

14 (c) A committee formed under subdivision (3)(b) of this section
15 shall include the following ~~three~~ members:

16 (i) The member of the city council whose district includes a
17 majority of the census tracts which each contain a percentage of persons
18 below the poverty line of greater than thirty percent, as determined by
19 the most recent federal decennial census, within the area with a high
20 concentration of poverty;

21 (ii) The commissioner of the county whose district includes a
22 majority of the census tracts which each contain a percentage of persons
23 below the poverty line of greater than thirty percent, as determined by
24 the most recent federal decennial census, within the area with a high
25 concentration of poverty; ~~and~~

26 (iii) Two residents ~~A resident~~ of the area with a high concentration
27 of poverty, appointed by the ~~other~~ two members of the committee described
28 in subdivisions (3)(c)(i) and (ii) of this section. Such resident members
29 shall be appointed for four-year terms. Each time a resident member is to
30 be appointed pursuant to this subdivision, the committee shall solicit
31 applications from interested individuals by posting notice of the open

1 position on the city's web site and on the city's official social media
2 accounts, if any, and by publishing the notice in a legal newspaper in or
3 of general circulation in the area with a high concentration of poverty.
4 Prior to making any appointment, the committee shall hold a public
5 hearing in the area with a high concentration of poverty. Notice of the
6 hearing shall be provided, at least seven days prior to the hearing, by
7 posting the notice on the city's web site and on the city's official
8 social media accounts, if any, and by publishing the notice in a legal
9 newspaper in or of general circulation in the area with a high
10 concentration of poverty; and -

11 (iv) The member of the Legislature whose district includes a
12 majority of the census tracts which each contain a percentage of persons
13 below the poverty line of greater than thirty percent, as determined by
14 the most recent federal decennial census, within the area with a high
15 concentration of poverty. The member described in this subdivision shall
16 be a nonvoting member of the committee.

17 (d) A committee formed under subdivision (3)(b) of this section
18 shall solicit project ideas from the public and shall hold a public
19 hearing in the area with a high concentration of poverty. Notice of a
20 proposed hearing shall be provided in accordance with the procedures for
21 notice of a public hearing pursuant to section 18-2115.01. The committee
22 shall research potential projects and make the final determination
23 regarding the annual distribution of funding to such projects.

24 (e) On or before July 1, 2022, and on or before July 1 of each year
25 thereafter, a committee formed under subdivision (3)(b) of this section
26 shall electronically submit a report to the Legislature which includes:

27 (i) A description of the projects that were funded during the most
28 recently completed calendar year;

29 (ii) A description of where such projects were located;

30 (iii) A description of the outcomes of such projects; and

31 (iv) A ten-year strategic plan on how the committee plans to meet

1 the goals described in subdivision (3)(a) of this section.

2 (f) ~~(e)~~ For purposes of this subsection, an area with a high
3 concentration of poverty means an area within the corporate limits of a
4 city of the metropolitan class consisting of one or more contiguous
5 census tracts, as determined by the most recent federal decennial census,
6 which contain a percentage of persons below the poverty line of greater
7 than thirty percent, and all census tracts contiguous to such tract or
8 tracts, as determined by the most recent federal decennial census.

9 (4)(a) Ten percent of such funds appropriated to a city of the
10 primary class under subsection (2) of this section may, if the city
11 determines by consent of the city council that such funds are not
12 currently needed for the purposes described in section 13-2604, be used
13 as follows:

14 (i) For investment in the construction of qualified low-income
15 housing projects as defined in 26 U.S.C. 42, including qualified projects
16 receiving Nebraska affordable housing tax credits under the Affordable
17 Housing Tax Credit Act; or

18 (ii) If there are no such qualified low-income housing projects as
19 defined in 26 U.S.C. 42 being constructed or expected to be constructed
20 within the political subdivision, for investment in areas with a high
21 concentration of poverty to assist with low-income housing needs.

22 (b) For purposes of this subsection, an area with a high
23 concentration of poverty means an area within the corporate limits of a
24 city of the primary class consisting of one or more contiguous census
25 tracts, as determined by the most recent American Community Survey 5-Year
26 Estimate, which contain a percentage of persons below the poverty line of
27 greater than thirty percent, and all census tracts contiguous to such
28 tract or tracts, as determined by the most recent American Community
29 Survey 5-Year Estimate.

30 (5) State assistance to the political subdivision shall no longer be
31 available upon the retirement of the bonds issued to acquire, construct,

1 improve, or equip the facility or any subsequent bonds that refunded the
2 original issue or when state assistance reaches the amount determined
3 under subsection (2) of this section, whichever comes first.

4 (6) The remaining thirty percent of state sales tax revenue
5 collected by retailers and operators doing business at such facilities on
6 sales at such facilities, state sales tax revenue collected on primary
7 and secondary box office sales of admissions to such facilities, and
8 state sales tax revenue collected by associated hotels, shall be
9 appropriated by the Legislature to the Civic and Community Center
10 Financing Fund. Upon the annual certification required pursuant to
11 section 13-2609 and following the transfer to the Convention Center
12 Support Fund required pursuant to subsection (1) of this section, the
13 State Treasurer shall transfer an amount equal to the remaining thirty
14 percent from the Convention Center Support Fund to the Civic and
15 Community Center Financing Fund.

16 (7) Any municipality that has applied for and received a grant of
17 assistance under the Civic and Community Center Financing Act may not
18 receive state assistance under the Convention Center Facility Financing
19 Assistance Act.

20 Sec. 2. Original section 13-2610, Revised Statutes Cumulative
21 Supplement, 2020, is repealed.