



# DIRT ALERT

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## 15 Days Left in the 2016 Legislative Session

Only 15 legislative days remain of the 2016 legislative session, and several prominent issues are still pending before the full Legislature. This Dirt Alert provides an update on the bills we are tracking related to economic development, municipal law, real estate, renewable energy, and taxation.

Although the Legislature still must consider mid-biennium budget adjustments ([LB 956](#), [LB 957](#)), Medicaid expansion ([LB 1032](#)), roads funding ([LB 960](#)), and property tax reform ([LB 958](#)), it has yet to consider many of the other 104 bills prioritized by individual senators, legislative committees, or by the Speaker of the Legislature. As of Day 45, the Governor has approved only five priority bills.

As the date for adjournment approaches, it is increasingly likely the full Legislature will not debate a number of priority bills. Additionally, the Legislature will almost certainly not consider any bill that lacks a priority designation and is not on the consent calendar (which allows expedited debate on the floor of the Legislature) before the conclusion of the legislative session.

You can find copies of the bills and more information regarding the status of the bills on the Nebraska Legislature's website at <http://www.nebraskalegislature.gov/bills/>.

Please do not hesitate to contact us if you have questions about these bills or any others. Thank you.

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Bill	Summary	Introducer	Committee	Hearing Date	Current Status
<b>Economic Development</b>					
<a href="#"><u>LB 884</u></a> <b>Smith Priority</b>	Change the Convention Center Facility Financing Assistance Act and the Sports Arena Facility Financing Assistance Act	Scheer	Revenue	January 22, 2016	General File
<a href="#"><u>LB 960</u></a> <b>Brasch Priority</b>	Adopt the Transportation Innovation Act and provide transfers from the Cash Reserve Fund	Smith	Appropriations	February 16, 2016	Select File
<a href="#"><u>LB 1022</u></a> <b>Legislative Performance Audit Priority</b>	Change provisions relating to the office of Legislative Audit ; extends the following incentive programs until 2022: <ul style="list-style-type: none"> <li>• New Markets Job Growth Investment Act,</li> <li>• Nebraska Job Creation and Mainstreet Revitalization Act,</li> <li>• Nebraska Advantage Act;</li> <li>• Research and Development Act,</li> <li>• Microenterprise Act,</li> <li>• Rural Development Act,</li> <li>• Beginning Farmer, and</li> <li>• Angel Investment.</li> </ul>	Legislative Performance Audit	Executive Board	February 5, 2016	Final Reading
<a href="#"><u>LB 1059</u></a> <b>Urban Affairs Priority</b>	Requires redevelopers applying for TIF or LB 840 funds to disclose whether they intend to file an application for tax incentives under the Nebraska Advantage Act; allow municipalities to amend an existing LB 840 plan without a vote of the people (LB 808); and allow cities (other than Omaha and Lincoln) to make grants and loans under LB 840 for the construction or rehabilitation of workforce housing (LB 860).	Crawford	Urban Affairs	February 9, 2016	Final Reading
<a href="#"><u>LB 1083</u></a> <b>Speaker Priority</b>	Adopt the Next Generation Business Growth Act and change funding for tax credits under the Community Development Assistance Act	Williams	Executive Board	February 3, 2016	General File
<a href="#"><u>LB 1110</u></a> <b>Business and Labor Priority</b>	Adopt the Nebraska Workforce Innovation and Opportunity Act	Mello	Business and Labor	February 22, 2016	General File

<b>Bill</b>	<b>Summary</b>	<b>Introducer</b>	<b>Committee</b>	<b>Hearing Date</b>	<b>Current Status</b>
<a href="#"><u>LB 948</u></a> Consent Calendar	Change an application period limitation for the designation of enterprise zones as prescribed	Morfeld	Urban Affairs	January 26, 2016	Advanced to Enrollment and Review Initial
<a href="#"><u>LB 671</u></a>	Repeal the Build Nebraska Act and change the distribution of sales tax revenue	Krist	Revenue	February 5, 2016	Indefinitely Postponed
<a href="#"><u>LB 719</u></a>	Change provisions relating to undeveloped vacant land under the Community Development Law	Groene	Urban Affairs	February 9, 2016	In Committee
<a href="#"><u>LB 799</u></a>	Include capital acquisition costs in the Nebraska Public Transportation Act's assistance program	Bolz	Telecommunications and Transportation	February 8, 2016	In Committee
<a href="#"><u>LB 806</u></a>	Adopt the Riverfront Development District Act	Mello	Urban Affairs	February 16, 2016	General File
<a href="#"><u>LB 808</u></a>	Change provisions relating to amending an economic development program under the Local Option Municipal Economic Development Act	Hansen	Urban Affairs	February 9, 2016	General File, See LB 1059
<a href="#"><u>LB 825</u></a>	Provide reporting requirements for tax-exempt property	Davis	Revenue	February 18, 2016	In Committee
<a href="#"><u>LB 860</u></a>	Add a type of economic development program under the Local Option Municipal Economic Development Act	Hughes	Urban Affairs	February 9, 2016	General File, See LB 1059
<a href="#"><u>LB 951</u></a>	Adopt the Affordable Housing Tax Credit Act	Harr	Revenue	February 10, 2016	In Committee
<a href="#"><u>LB 1028</u></a>	Change provisions relating to funding under the Business Innovation Act and require the Department of Economic Development to contract with certain entities	Morfeld	Appropriations	February 5, 2016	In Committee
<a href="#"><u>LB 1042</u></a>	Provides a county board of equalization veto authority over TIF projects and requires a report on the actual value of the property subject to TIF	Friesen	Urban Affairs	February 9, 2016	Indefinitely Postponed
<a href="#"><u>LB 1048</u></a>	Adopt the Nebraska Agriculture and Manufacturing Jobs Act and provide tax credits	Harr	Revenue	February 10, 2016	In Committee
<a href="#"><u>LB 1051</u></a>	Redefine qualified business under the Nebraska Advantage Act	Harr	Revenue	February 25, 2016	General File

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<a href="#">LB 1087</a>	Change sales tax provisions relating to the definition of engaged in business in this state	Davis	Revenue	February 24, 2016	In Committee
<a href="#">LB 1091</a>	State intent relating to appropriations for purposes of the Site and Building Development Fund	Hilkemann	Appropriations	February 5, 2016	In Committee
<a href="#">LB 1102</a>	Authorize legislative performance audits of tax-increment financing projects	Davis	Executive Board	February 5, 2016	In Committee
<a href="#">LR 394CA</a>	Constitutional amendment to authorize taxing bodies to exclude their taxes from pledges made by cities to pay indebtedness on redevelopment projects	Hughes	Urban Affairs	February 9, 2016	Indefinitely Postponed
<a href="#">LR 399CA</a>	Constitutional amendment to require cities and villages to obtain voter approval before pledging taxes for the payment of indebtedness related to redevelopment projects	Davis	Urban Affairs	February 9, 2016	Indefinitely Postponed
<b>Real Estate</b>					
<a href="#">LB 704</a> <b>Urban Affairs Priority</b>	Change building code provisions applicable to political subdivisions	Urban Affairs	Urban Affairs	January 19, 2016	Final Reading
<a href="#">LB 725</a> <b>Consent Calendar</b>	Provide an exception to a filing requirement relating to conveyances of real estate	Schumacher	Revenue	January 21, 2016	Advanced to Enrollment and Review Initial
<a href="#">LB 877</a> <b>Consent Calendar</b>	Change a provision relating to review of proposed subdivision plats by certain county planning commissions	Murante	Government, Military and Veterans Affairs Committee	February 11, 2016	Advanced to Enrollment and Review Initial
<a href="#">LB 699</a>	Change the Nebraska Municipal Land Bank Act	Mello	Urban Affairs	January 19, 2016	Approved by Governor
<a href="#">LB 700</a>	Require notice to neighborhood associations for changes to business improvement districts and zoning ordinances in cities of the metropolitan class	Mello	Urban Affairs	January 19, 2016	Approved by Governor
<a href="#">LB 854</a>	Adopt the Self-Service Storage Facilities Act and provide for a lien on certain property	Coash	Judiciary	January 28, 2016	In Committee
<a href="#">LB 864</a>	Change provisions relating to a municipality requesting additional extraterritorial zoning jurisdiction	Crawford	Urban Affairs	January 26, 2016	Approved by Governor

Bill	Summary	Introducer	Committee	Hearing Date	Current Status
<a href="#">LB 925</a>	Change provisions relating to issuing a treasurer's tax deed and bringing a tax lien foreclosure action as prescribed	Harr	Revenue	February 17, 2016	In Committee
<b>Renewable Energy</b>					
<a href="#">LB 824</a> Natural Resources Priority	Exempt privately developed renewable energy generation facilities from regulation as prescribed	McCollister	Natural Resources	January 27, 2016	General File
<a href="#">LB 897</a> Friesen Priority	Allow certain public power agencies to engage in hedging transactions	Lindstrom	Natural Resources	February 5, 2016	Final Reading
<a href="#">LB 1012</a> Haar Priority	Adopt the Property Assessed Clean Energy Act	Mello	Urban Affairs	February 9, 2016	General File
<a href="#">LB 736</a> Consent Calendar	Change provisions relating to electric utilities and electric suppliers under the Rural Community-Based Energy Development Act	Friesen	Natural Resources	February 4, 2016	Advanced to Enrollment and Review Initial
<a href="#">LB 881</a> Consent Calendar	Change provisions relating to energy financing contracts	Schilz	Natural Resources	January 28, 2016	Advanced to Enrollment and Review Initial
<a href="#">LB 973</a> Consent Calendar	Change penalty, permit, and notice provisions relating to electric utility lines, poles, and structures	Smith	Transportation and Telecommunications	February 08, 2016	Advanced to Enrollment and Review Initial
<a href="#">LB 863</a>	Adopt the Wind Energy Expansion Act	Schilz	Natural Resources	February 4, 2016	In Committee
<a href="#">LB 914</a>	Change compensation for certain members of the Nebraska Power Review Board as prescribed	Schilz	Natural Resources	January 28, 2016	General File, See LB 824
<a href="#">LB 1047</a>	Change sales tax exemption provisions relating to purchases of energy and fuel	Harr	Revenue	February 19, 2016	In Committee, See LB 774
<a href="#">LB 1068</a>	Allows the Public Service Commission to review electric utility rate increases	Haar	Transportation and Telecommunications	February 23, 2016	Indefinitely Postponed
<a href="#">LB 1069</a>	Provide duties for the state investment officer relating to investment in energy-related companies or funds	Haar	Nebraska Retirement Systems	February 9, 2016	Indefinitely Postponed
<a href="#">LB 1071</a>	Adopt the Solar Energy Economic Development Act	Haar	Natural Resources	February 11, 2016	In Committee

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<a href="#">LB 1085</a>	Authorizes an production tax credit for C-BED electric generation in a county with a population of less than seven thousand inhabitants	Davis	Revenue	February 25, 2016	In Committee
<b>Taxes</b>					
<a href="#">LB 717</a> <b>Groene Priority</b>	Change provisions relating to the assessment and valuation of real property	Groene	Revenue	February 4, 2016	In Committee
<a href="#">LB 774</a> <b>Revenue Committee Priority</b>	<p>LB 774 includes:</p> <ul style="list-style-type: none"> <li>• a sales tax exemption for certain substance abuse treatment centers; provides an income tax credit for no more than two years equal to 20% of expenditures by an employer;</li> <li>• an income tax credit for an employer for certain payments made on behalf employees who had been on public assistance (LB 510);</li> <li>• a sales tax exemption for county agricultural societies (LB 542);</li> <li>• clarifies that insurance companies may utilize credits under the Nebraska Job Creation and Mainstreet Revitalization Act and reserves the first \$4 million of credits each year for applications seeking credits of less than \$150,000 each year (LB 888);</li> <li>• a sales tax exemption for museums that rent or lease property (LB 1015);</li> <li>• a sales tax exemption for drying and aerating of grain in commercial agricultural facilities (LB 1047); and</li> <li>• a sales tax exemption for a center for independent living as defined in 29 U.S.C. 796a (LB1088).</li> </ul>	Scheer	Revenue	February 5, 2016	General File
<a href="#">LB 958</a> <b>Revenue Priority</b>	Change provisions relating to budgets, the valuation of agricultural land, and levy limitations	Gloor	Revenue	February 4; March 24, ( <a href="#">AM2617</a> )	In Committee

<b>Bill</b>	<b>Summary</b>	<b>Introducer</b>	<b>Committee</b>	<b>Hearing Date</b>	<b>Current Status</b>
<a href="#"><u>LB 913</u></a> Consent Calendar	Adopts the Facilitating Business Rapid Response to State Declared Disasters Act	Smith	Revenue	February 24, 2016	Advanced to Enrollment and Review Initial
<a href="#"><u>LB723</u></a>	Change sales and use tax collection fees	Schumacher	Revenue	January 22, 2016	In Committee
<a href="#"><u>LB724</u></a>	Change sales and use tax collection fees	Schumacher	Revenue	January 22, 2016	In Committee
<a href="#"><u>LB 775</u></a>	Change property tax provisions relating to motor vehicles; changes date in which net book value is calculated to the date in which the property is placed into service	Gloor	Revenue	January 21, 2016	Approved by Governor
<a href="#"><u>LB 776</u></a>	Change revenue and taxation provisions (Department of Revenue omnibus)	Gloor	Revenue	January 21, 2016	Approved by Governor
<a href="#"><u>LB 777</u></a>	Change provisions relating to partial payments for property taxes held in escrow	Gloor	Revenue	January 21, 2016	In Committee
<a href="#"><u>LB 812</u></a>	Provide a sales tax exemption relating to custom software	Smith	Revenue	February 10, 2016	In Committee
<a href="#"><u>LB 888</u></a>	Change provisions relating to tax credits under the Nebraska Job Creation and Mainstreet Revitalization Act	Mello	Revenue	January 27, 2016	General File, See LB 774
<a href="#"><u>LB 907</u></a>	Change provisions relating to the New Markets Job Growth Investment Act	Harr	Revenue	February 3, 2016	In Committee
<a href="#"><u>LB 945</u></a>	Adopt the Nebraska Healthy Food Financing Initiative Act	Hansen	Agriculture	February 9, 2016	In Committee
<a href="#"><u>LB 1087</u></a>	Change sales tax provisions relating to the definition of engaged in business in this state	Davis	Revenue	February 24, 2016	In Committee
<a href="#"><u>LB 1088</u></a>	Provide a sales and use tax exemption for nonprofit centers for independent living	Davis	Revenue	February 19, 2016	In Committee, See LB 774