

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 407

Introduced by Linehan, 39.

Read first time January 12, 2023

Committee:

- 1 A BILL FOR AN ACT relating to the Nebraska Transformational Projects Act;
- 2 to amend section 81-12,182, Revised Statutes Cumulative Supplement,
- 3 2022; to extend an application deadline; and to repeal the original
- 4 section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-12,182, Revised Statutes Cumulative
2 Supplement, 2022, is amended to read:

3 81-12,182 (1) In order to be eligible to receive the matching funds
4 allowed in the Nebraska Transformational Projects Act, the applicant
5 shall file an application with the director, on a form developed by the
6 director, requesting an agreement.

7 (2) The application shall:

8 (a) Identify the project, including the qualified location of such
9 project, and state that the applicant is pursuing a partnership with the
10 federal government pursuant to Title VII, Subtitle C, section 740 of
11 Public Law 116-92 for the project;

12 (b) State the estimated, projected amount of total new investment at
13 the project, which shall not be less than one billion six hundred million
14 dollars, including the estimated, projected amount of private dollars and
15 matching funds;

16 (c) Include an independent assessment of the economic impact to
17 Nebraska from the project and its construction, which shall be performed
18 by a professional economist or economics firm which is not in the regular
19 employ of the applicant. The assessment must show, to the reasonable
20 satisfaction of the director, an economic impact to Nebraska of at least
21 two billion seven hundred million dollars during the planning and
22 construction period and at least four billion six hundred million dollars
23 during the ten-year period beginning either when construction is
24 commenced or when the application is approved;

25 (d) Include approval of the project and of submission of the
26 application by the governing body of the applicant. Approval of the
27 project may be subject to other federal, state, and local government
28 approvals needed to complete the project and subject to obtaining the
29 funding, financing, and donations needed for the project;

30 (e) State the E-Verify number or numbers that will be used by the
31 applicant for employees at the qualified location as provided by the

1 United States Citizenship and Immigration Services; and

2 (f) Contain a nonrefundable application fee of twenty-five thousand
3 dollars. The fee shall be remitted to the State Treasurer for credit to
4 the Nebraska Transformational Project Fund.

5 (3) An application must be complete to establish the date of the
6 application. An application shall be considered complete once it contains
7 the items listed in subsection (2) of this section.

8 (4) Once satisfied that the application is complete and that the
9 applicant is eligible to receive the matching funds allowed in the
10 Nebraska Transformational Projects Act, the director shall approve the
11 application.

12 (5) There shall be no new applications filed under this section
13 after December 31, 2025 ~~2023~~. Any complete application filed on or before
14 December 31, 2025 ~~2023~~, shall be considered by the director and approved
15 if the location and applicant qualify for approval. Agreements may be
16 executed with regard to any complete application filed on or before
17 December 31, 2025 ~~2023~~.

18 Sec. 2. Original section 81-12,182, Revised Statutes Cumulative
19 Supplement, 2022, is repealed.