

ONE HUNDRED SIXTH LEGISLATURE

FIRST SESSION

LEGISLATIVE RESOLUTION 8CA

PROPOSED CONSTITUTIONAL AMENDMENT

Introduced by Linehan, 39; at the request of the Governor.

Read first time January 15, 2019

Committee:

1 THE MEMBERS OF THE ONE HUNDRED SIXTH LEGISLATURE OF NEBRASKA, FIRST
2 SESSION, RESOLVE THAT:

3 Section 1. At the general election in November 2020, the following
4 proposed amendment to the Constitution of Nebraska shall be submitted to
5 the electors of the State of Nebraska for approval or rejection:

6 To add a new section 14 to Article VIII:

7 VIII-14 (1) Notwithstanding Article VIII, section 1 or 5, of this
8 Constitution or any other provision of this Constitution to the contrary,
9 the total amount of property tax revenue raised by a political
10 subdivision in any fiscal year shall not be more than three percent
11 greater than the amount raised in the prior fiscal year, except as
12 provided in subsections (2) and (3) of this section.

13 (2) The total amount of property tax revenue raised by a political
14 subdivision in a fiscal year may exceed the limitation in subsection (1)
15 of this section by an amount approved by a majority of legal voters
16 voting on the issue at an election called for such purpose upon the
17 recommendation of a majority of the governing body of the political
18 subdivision. Such recommendation shall include the amount by which the
19 property tax revenue would exceed the limitation in subsection (1) of
20 this section for the fiscal year. All costs of the election shall be paid
21 by the political subdivision seeking to exceed such limitation.

22 (3) The limitation in subsection (1) of this section shall not apply
23 to the amount of property tax revenue needed to pay the principal and

1 interest on bonded indebtedness that has been approved according to law.

2 (4) For purposes of this section, property tax revenue means revenue
3 raised from a tax that is assessed annually upon the value of real and
4 personal property.

5 Sec. 2. The proposed amendment shall be submitted to the electors
6 in the manner prescribed by the Constitution of Nebraska, Article XVI,
7 section 1, with the following ballot language:

8 A constitutional amendment to provide that the total amount of
9 property tax revenue raised by a political subdivision in any fiscal year
10 shall not be more than three percent greater than the amount raised in
11 the prior fiscal year, except for amounts approved by voters and amounts
12 needed to pay bonded indebtedness.

13 For

14 Against.