

LEGISLATIVE BILL 537

Approved by the Governor January 31, 1972

Introduced by J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; Herb Nore, 22nd District; Thomas C. Kennedy, 21st District; George Syas, 13th District; E. Thome Johnson, 15th District

AN ACT relating to natural resources; to require planning by natural resources districts and soil and water conservation districts as prescribed; to provide for enforcement; to include natural resources districts within the Nebraska Budget Act; to amend section 23-922, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Be it enacted by the people of the State of Nebraska,

Section 1. Each natural resources district and each soil and water conservation district shall, no later than August 1, 1975, prepare a comprehensive long-range six-year plan for its operations and a one-year certain plan. The long-range plan shall be updated annually with a one-year certain plan. To insure the consistency of such plans, the board of supervisors of each soil and water conservation district shall consult with the board of directors of each natural resources district within which land area of such soil and water conservation district is located. A copy of the plan of the soil and water conservation district shall be filed with the board of the natural resources district. The board of each natural resources district shall consult with the Nebraska Soil and Water Conservation Commission to insure the consistency of its plan with the long-range plan of the commission. A copy of the plan of the natural resources district shall be filed with the commission. Failure of any district to comply with the requirements of this section shall result in the withholding from such district of any state funds that would otherwise be allocated to it.

Sec. 2. That section 23-922, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-922. As used in this act, unless the context otherwise requires:

(1) Governing body shall mean, in the case of a city, the council; in the case of a village, cemetery district, community hospital for two or more adjoining counties, mosquito abatement district, road improvement district, sanitary and drainage district, or sanitary and improvement district, the board of trustees; in the case of a county, the county board; in the case of a township, the town board; in the case of a school district, the school board; in the case of a rural and suburban fire protection district, reclamation district, natural resources district, or hospital district, the board of directors; in the case of a health district, the board of health; in the case of a regional library, the regional library commission; in the case of an educational service unit, the board; in the case of an area vocational technical school, the school district board of education or the governing board of the area vocational technical school; in the case of a junior college district, the board of education of the junior college district; in the case of an airport authority, the airport authority board; and in the case of a watershed district, watershed conservancy district, or weed eradication and control district, the district supervisors;

(2) Levying board shall mean any governing body which has the power or duty to levy a tax;

(3) Fiscal year shall mean the twelve-month period used by each governing body in determining and carrying on its financial and taxing affairs;

(4) Tax shall mean any general or special tax levied against persons, property, or business, for public purposes, as provided by law, but shall not include any special assessment;

(5) Auditor shall mean the Auditor of Public Accounts;

(6) Cash reserve shall mean funds required for the period before revenue would become available for expenditure;

(7) Public funds shall mean all money, including nontax money, used in the operation and functions of governing bodies; and

(8) Adopted budget statement shall mean a proposed budget statement which has been adopted or amended and adopted as provided in section 23-925; and such term shall include additions, if any, to an adopted budget statement made by a supplemental budget which has been adopted as provided in section 23-929.

Sec. 3. That original section 23-922, Reissue  
 Revised Statutes of Nebraska, 1943, is repealed.