

## LEGISLATIVE BILL 1193

Approved by the Governor March 23, 1988

Introduced by McFarland, 28

AN ACT relating to schools; to amend sections 79-810 and 79-903, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to budgets as prescribed; and to repeal the original sections.

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

Section 1. That section 79-810, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-810. The board of education of a Class III school district shall annually, on or before August 15, report in writing to the county board the entire revenue raised by taxation and all other sources and received by such board of education for the previous fiscal year and a budget for the ensuing fiscal year in form of a resolution broken down generally as follows: (1) The amount of funds required for the support of the schools during the ensuing fiscal year; (2) the amount of funds required for the purpose of school sites; (3) the amount of funds required for the erection of school buildings; (4) the amount of funds required for the payment of interest upon all bonds issued for school purposes; and (5) the amount of funds required for the creation of a sinking fund for the payment of such indebtedness. The secretary shall publish, within ten days after the filing of such budget, a copy of such budget one time at the legal rate prescribed for the publication of legal notices in a legal newspaper published in and of general circulation in such city or village or, if none is published in such city or village, in a legal newspaper of general circulation in the city or village. The secretary of such board of education failing or neglecting to comply with this section shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in any sum not exceeding twenty-five dollars for each offense and, in the discretion of the court, the judgment of conviction may provide for the removal from office of such secretary for such failure or neglect. It shall be the duty of the county board to levy and collect such taxes as are necessary to provide the amount of revenue from property

taxes as indicated by all the data contained in the budget and the certificate prescribed by this section, at the time and in the manner provided in section 77-1601.

Sec. 2. That section 79-903, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-903. The board of education, on or before August 1 25 in each year, shall make or cause to be made and report to the county board an estimate of the amount of funds required for the fiscal year next ensuing: (1) ~~for~~ For the payment of interest on bonds issued by the district; (2) to provide a sinking fund for the payment of bonds issued by the district; (3) to provide for the purchase and betterment of school sites, and the remodeling, erection, and equipment, but not replacement, of buildings, new and old; (4) to provide the necessary funds, premiums, contributions, and expenses in connection with a retirement, annuity, insurance, or other benefit plan adopted by the board of education for its present and future employees after their retirement, or any reasonable classification thereof; and (5) to provide for the support of schools, being the running expenses, and miscellaneous, and all other expenses for such year. The estimate shall be accompanied by a budget statement prepared in accordance with good accounting practices and showing probable revenue from all sources, expenditures, and available balances upon which such estimate was based. The estimate and the budget statement may include such items as the board of education deems necessary to maintain adequate working balances of cash at all times, and to take into account the expenses and delays in the collection of taxes. The county board shall levy and collect the rate of tax necessary to provide the amounts so reported by the board of education in like manner as other taxes are levied and collected.

Sec. 3. That original sections 79-810 and 79-903, Reissue Revised Statutes of Nebraska, 1943, are repealed.