

LEGISLATIVE BILL 1098

Approved by the Governor March 2, 1990

Introduced by Schimek, 27; Crosby, 29

AN ACT relating to public building commissions; to amend sections 13-1301 and 13-1302, Reissue Revised Statutes of Nebraska, 1943; to provide for public building commissions established by cities of the primary class and counties in which such cities are located; to restate intent; to redefine terms; and to repeal the original sections.

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

Section 1. That section 13-1301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

13-1301. The trend of population growth in the state in recent decades has been to the larger cities and the areas adjacent thereto to the degree that some of such cities contain over one-half the population of the respective counties in which such cities are located. Such growth in the case of cities of the metropolitan class has given rise to the need for buildings, structures, and facilities to be used jointly by such cities and the respective counties in which they are located, thereby effecting economies of operation and adding to the effectiveness of such cities and counties, aiding in the use by the inhabitants of such cities and counties, and alleviating the inconvenience of separate buildings, structures, and facilities caused by such growth to such inhabitants. The purpose of sections 13-1301 to 13-1312 is to provide a means whereby buildings, structures, and facilities can be acquired, constructed, remodeled, or renovated and financed for use jointly by such cities of the metropolitan class and the respective counties in which they are located.

Sec. 2. That section 13-1302, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

13-1302. For purposes of As used in sections 13-1301 to 13-1312, unless the context otherwise requires:

(1) Bonds shall mean bonds issued by the commission pursuant to such sections; the provisions of

sections 13-1301 to 13-1312;

(2) City shall mean a city of the metropolitan class as defined in section 14-101 or a city of the primary class as defined in section 15-101, the population of which according to the most recent federal census was more than one-half in number of the total population, according to such census, of the county in which such city is located;

(3) Commission shall mean a public building commission created by and activated pursuant to sections 13-1301 to 13-1312;

(4) County shall mean a county in which a city of the metropolitan class or primary class is located;

(5) Governing body shall mean the council in the case of the city and the board of county commissioners in the case of the county;

(6) Other governmental units shall mean a city, other than a city as defined in subdivision (2) of this section, village, district, authority, public agency, board, ~~or~~ commission, or other public corporation, ~~or~~ political subdivision, or public instrumentality located in whole or in part in the county; and

(7) Project shall mean any building, structure, or facility for public purposes, to be used jointly by the city and the county, including the site thereof, all fixtures, machinery, equipment, furnishings, and apparatus of or pertaining thereto, and all other real or personal property necessary or incidental thereto.

Sec. 3. That original sections 13-1301 and 13-1302, Reissue Revised Statutes of Nebraska, 1943, are repealed.