

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

SECOND SESSION

**LEGISLATIVE BILL 1098**

Introduced by Council, 11.

Read first time January 19, 2012

Committee:

A BILL

1 FOR AN ACT relating to roads; to amend section 77-27,132, Revised  
2 Statutes Supplement, 2011; to repeal the Build Nebraska  
3 Act and eliminate a fund; to change distribution of sales  
4 and use tax revenue; to repeal the original sections; and  
5 to outright repeal sections 39-2701, 39-2702, 39-2703,  
6 39-2704, and 39-2705, Revised Statutes Supplement, 2011.

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

1                   Section 1. Section 77-27,132, Revised Statutes  
2 Supplement, 2011, is amended to read:

3                   77-27,132 (1) There is hereby created a fund to be  
4 designated the Revenue Distribution Fund which shall be set apart and  
5 maintained by the Tax Commissioner. Revenue not required to be  
6 credited to the General Fund or any other specified fund may be  
7 credited to the Revenue Distribution Fund. Credits and refunds of  
8 such revenue shall be paid from the Revenue Distribution Fund. The  
9 balance of the amount credited, after credits and refunds, shall be  
10 allocated as provided by the statutes creating such revenue.

11                   (2) The Tax Commissioner shall pay to a depository bank  
12 designated by the State Treasurer all amounts collected under the  
13 Nebraska Revenue Act of 1967. The Tax Commissioner shall present to  
14 the State Treasurer bank receipts showing amounts so deposited in the  
15 bank, and of the amounts so deposited the State Treasurer shall+ ~~(a)~~  
16 ~~Credit~~credit to the Highway Trust Fund all of the proceeds of the  
17 sales and use taxes derived from the sale or lease for periods of  
18 more than thirty-one days of motor vehicles, trailers, and  
19 semitrailers, except that the proceeds equal to any sales tax rate  
20 provided for in section 77-2701.02 that is in excess of five percent  
21 derived from the sale or lease for periods of more than thirty-one  
22 days of motor vehicles, trailers, and semitrailers shall be credited  
23 to the Highway Allocation Fund. ~~;~~ and

24                   ~~(b) For transactions occurring on or after July 1, 2013,~~  
25 ~~and before July 1, 2033, of the proceeds of the sales and use taxes~~

1 ~~derived from transactions other than those listed in subdivision (2)~~  
2 ~~(a) of this section from a sales tax rate of one quarter of one~~  
3 ~~percent, credit monthly eighty five percent to the State Highway~~  
4 ~~Capital Improvement Fund and fifteen percent to the Highway~~  
5 ~~Allocation Fund.~~

6           The balance of all amounts collected under the Nebraska  
7 Revenue Act of 1967 shall be credited to the General Fund.

8           Sec. 2. Original section 77-27,132, Revised Statutes  
9 Supplement, 2011, is repealed.

10           Sec. 3. The following sections are outright repealed:  
11 Sections 39-2701, 39-2702, 39-2703, 39-2704, and 39-2705, Revised  
12 Statutes Supplement, 2011.