

**LEGAL NOTICE OF MEASURES TO BE VOTED UPON AT THE GENERAL
ELECTION OCCURRING ON NOVEMBER 5, 2002**

**BALLOT TITLES AND TEXT OF CONSTITUTIONAL AMENDMENTS
PROPOSED BY THE NINETY-SEVENTH LEGISLATURE**

**Also included are Statements of Explanation in Italics Prepared by the Executive Board of
the Legislative Council for Amendments Proposed by the Legislature**

**PROPOSED BY THE 2001 LEGISLATURE
PROPOSED AMENDMENT NUMBER 1**

A vote FOR this proposal will amend section 27 of Article I of the Nebraska Constitution to eliminate language requirements for private, denominational, and parochial schools.

A vote AGAINST this proposal will retain the current section 27 of Article I of the Nebraska Constitution and will not eliminate language requirements for private, denominational, and parochial schools.

A constitutional amendment to clarify English language requirements in schools.

For

Against

TEXT OF PROPOSED AMENDMENT NUMBER 1

THE MEMBERS OF THE NINETY-SEVENTH LEGISLATURE OF NEBRASKA, FIRST SESSION,
RESOLVE THAT:

Section 1. At the general election in November 2002 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article I, section 27:

I-27 "The English language is hereby declared to be the official language of this state. All , and all official proceedings, records, and publications shall be in such language, and such language shall be used in the public schools, ; and the common school branches shall be taught in said language in public, private, denominational and parochial schools."

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

"A constitutional amendment to clarify English language requirements in schools.

For

Against".

**PROPOSED BY THE 2002 LEGISLATURE
PROPOSED AMENDMENT NUMBER 2**

A vote FOR this proposal will amend section 2 of the Article XIII of the Nebraska Constitution to permit the Legislature to authorize counties, cities, and villages to acquire, own, develop, lease, and otherwise finance

real and personal property to be used by non profit enterprises. In addition, the Legislature would be empowered to authorize counties, cities and villages to issue revenue bonds for such purposes.

A vote AGAINST this proposal will retain the current section 2 of Article XIII of the Nebraska Constitution and will not grant authority to the Legislature as set forth above.

A constitutional amendment to authorize the use of revenue bonds to develop and lease property for use by nonprofit enterprises as determined by law.

For

Against

TEXT OF PROPOSED AMENDMENT NUMBER 2

THE MEMBERS OF THE NINETY-SEVENTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2002 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article XIII, section 2:

XIII-2 "(1) Notwithstanding any other provision in ~~the~~ this Constitution, the Legislature may authorize any county or incorporated city or village, including cities operating under home rule charters, to acquire, own, develop, and lease real and personal property suitable for use by manufacturing or industrial enterprises and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing such property by construction, purchase, or otherwise. The Legislature may also authorize such county, city, or village to acquire, own, develop, and lease real and personal property suitable for use by enterprises as determined by law if such property is located in blighted areas as determined by law and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing or financing such property by construction, purchase, or otherwise. Such bonds shall not become general obligation bonds of the governmental subdivision by which such bonds are issued. Any real or personal property acquired, owned, developed, or used by any such county, city, or village pursuant to this section shall be subject to taxation to the same extent as private property during the time it is leased to or held by private interests, notwithstanding the provisions of

Article VIII, section 2, of ~~the~~ this Constitution. The acquiring, owning, developing, and leasing of such property shall be deemed for a public purpose, but the governmental subdivision shall not have the right to acquire such property by condemnation. The principal of and interest on any bonds issued may be secured by a pledge of the lease and the revenue therefrom and by mortgage upon such property. No such governmental subdivision shall have the power to operate any such property as a business or in any manner except as the lessor thereof.

(2) Notwithstanding any other provision in this Constitution, the Legislature may also authorize any county, city, or village to acquire, own, develop, and lease or finance real and personal property, other than property used or to be used primarily for sectarian instruction or study or as a place for devotional activities or religious worship, to be used, during the term of any revenue bonds issued, only by nonprofit enterprises as determined by law and to issue revenue bonds for the purpose of defraying the cost of acquiring and developing or financing such property by construction, purchase, or otherwise. Such bonds shall not become general obligation bonds of the governmental subdivision by which such bonds are issued. Notwithstanding the provisions of Article VIII, section 2, of this Constitution, the acquisition, ownership, development, use, or financing of any real or personal property pursuant to the provisions of this section shall not affect the imposition of any taxes or the exemption therefrom by the Legislature

pursuant to this Constitution. The acquiring, owning, developing, and leasing or financing of such property shall be deemed for a public purpose, but the governmental subdivision shall not have the right to acquire such property by condemnation. The principal of and interest on any bonds issued may be secured by a pledge of the lease and the revenue therefrom and by mortgage upon such property. No such governmental subdivision shall have the power to operate any such property as a business or in any manner except as the lessor thereof.

(3) Notwithstanding any other provision in ~~the~~ this Constitution, the Legislature may also authorize any incorporated city or village, including cities operating under home rule charters, to appropriate from local sources of revenue such funds as may be deemed necessary for an economic or industrial development project or program subject to approval by a vote of a majority of the registered voters of such city or village voting upon the question. For purposes of this provision, funds from local sources of revenue shall mean funds raised from general taxes levied by the city or village and shall not include any funds received by the city or village which are derived from state or federal sources."

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

"A constitutional amendment to authorize the use of revenue bonds to develop and lease property for use by nonprofit enterprises as determined by law.

For

Against".
