

TITLE 86, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 7
NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT

Rules and Regulations Concerning the
Administration of Funding for Nebraska Development Districts

Adopted: February 24, 2016

NEBRASKA ADMINISTRATIVE CODE

TITLE 86 NAC 7

NUMERICAL TABLE OF CONTENTS

Subject or Title	Statutory Authority	Code Section
Administration	Neb. Rev. Stat. § 13-1907	Section 001
Purpose of Funding	Neb. Rev. Stat. §§ 13-1905-13-1906	Section 002
Definitions	Neb. Rev. Stat. §§ 13-1901-13-1902; §13-1907	Section 003
Eligible Applicants	Neb. Rev. Stat. § 13-1903; 13-1905; 13-1907	Section 004
Duties	Neb. Rev. Stat. § 13-1904	Section 005
Certification	Neb. Rev. Stat. § 13-1905	Section 006
Distribution of State Funds	Neb. Rev. Stat. §§ 13-1906 - 13-1907	Section 007
Application Procedures	Neb. Rev. Stat. § 13-1907	Section 008
Annual Reporting	Neb. Rev. Stat. § 13-1907	Section 009
Other Programmatic Requirements	Neb. Rev. Stat. § 13-1907	Section 010

NEBRASKA ADMINISTRATIVE CODE

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ALPHABETICAL TABLE OF CONTENTS

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Eligible Applicants	Neb. Rev. Stat. § 13-1903; 13- 1905; 13-1907	Section 004
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TITLE 86—DEPARTMENT OF ECONOMIC DEVELOPMENT

Chapter 7 - Rules and Regulations Concerning the Administration of Funding for Nebraska Development Districts

001. Administration. The Department of Economic Development shall adopt, promulgate, and carry out these rules and regulations for the administration of state funding for Nebraska Development Districts, pursuant to provisions of Nebraska Revised Statutes, §§13-1901 through 13-1907.

002. Purpose of Funding. The purpose of state funding is to support Nebraska Development Districts for duties performed pursuant to Nebraska Revised Statutes § 13-1904. The means of support are, when state funding is made available by the Legislature, grants of assistance from the Department of Economic Development to Development Districts that meet the requirements for certification specified in Nebraska Revised Statutes § 13-1905.

003. Definitions. Certain terms are defined below.

003.01 Department—means the Nebraska Department of Economic Development.

003.02 Development District—means a voluntary association, within a Nebraska planning and development region, formed by agreement pursuant to the Interlocal Cooperation Act, and as specified in Nebraska Revised Statutes § 13-1902.

003.03 Local Government—means a county, city or village.

003.04 Planning and development region—means an organized group of specified counties within Nebraska as created by Nebraska Revised Statutes §13-1901.

004. Eligible Applicants. Any Development District that has been certified by the Department, and continues to be eligible pursuant to provisions of Nebraska Revised Statutes, §§ 13-1901 through 13-1907.

005. Duties. The Department shall provide state funding, if available, to Development Districts for activities performed, or to be performed, pursuant to Nebraska Revised Statutes § 13-1904, which currently include serving as a regional resource center, and providing planning, community and economic development, and technical assistance to local governments which are members of the Development District and may provide assistance to industrial development organizations, tourism promotion organizations, community development groups, and similar organizations upon request.

006. Certification. The Department shall certify Development Districts for funding eligibility prior to distributing available state funding. Certification shall be based on the following

requirements:

- (1) The Development District shall be formed as provided in Nebraska Revised Statutes § 13-1902;
- (2) The Development District shall have a staff which shall at a minimum include a full-time director to provide assistance to the local governments which are members of the Development District;
- (3) The agreement creating the Development District shall insure that all of the local governments within the Nebraska planning and development region may at any time join in the Development District; and
- (4) The Development District shall be governed by a policy board pursuant to Nebraska Revised Statutes § 13-1903.

007. Distribution of State Funds. State funds appropriated to the Department for distribution to Development Districts shall be distributed by formula pursuant to Nebraska Revised Statutes §§ 13-1906 and 13-1907.

008. Application Procedures. Each Development District, seeking funding pursuant to the Act, shall provide an application to the Department, in the form and manner established by the Department, requesting distribution of available funding, and demonstrating funding eligibility pursuant to Nebraska Revised Statutes § 13-1905.

009. Annual Reporting. Each Development District shall provide annual performance and financial reports to the Department which shall address the activities performed and services delivered.

010. Other Programmatic Requirements. The Department may develop application guidelines and application forms to aid Eligible Applicants in applying for funding pursuant to provisions of Nebraska Revised Statutes, §§ 13-1901 through 13-1907. The Department may also establish annual reporting requirements, develop reporting forms, determine contractual requirements, and establish the timing of funding distribution. Each Development District certified for funding eligibility may be required to enter into a written agreement with the Department prior to the receipt of funding.