

§ 48-5309

SPECIAL TAXING DISTRICTS
Title 48

C. The proposition for a revised regional transportation plan considered at an election held pursuant to subsection D of this section shall adhere to the format applicable to the ballot proposition approved by the qualified electors voting on the initial regional transportation plan.

D. If a substantial change occurs, the board of directors shall request the county board of supervisors to provide a ballot proposition for consideration of a revised regional transportation plan on or before the date of the next general election. The board of supervisors shall provide the proposition at the next general election. If a majority of the qualified electors voting on the issue does not approve a revised regional transportation plan, expenditures authorized pursuant to § 48-5308, subsection C; except those obligated as of the date of the general election, are prohibited.

E. For the purposes of this section, "substantial change" means a change that, based on data in the transportation improvement program developed pursuant to § 48-5304, paragraph 3, results in one or more of the following conditions:

1. A present worth of estimated expenditures required to complete all elements of the regional transportation plan that exceeds the present worth of estimated revenues available to the regional transportation fund during the comparable period by ten per cent or more, except that estimated revenues from bond proceeds, if any, shall not exceed the bond capacity, less associated expenses, supported by estimates of unencumbered revenues for the initial ten years of authorization for the transportation excise tax. The preceding five year average of the GDP price deflator as defined in § 41-563 shall be used to discount the respective series of estimated revenues and expenditures to a present worth.

2. An estimated cost to complete one or more elements of the regional transportation plan that exceeds the expenditure limitations of the plan as adjusted by the GDP price deflator as defined in § 41-563 by the following or greater percentages:

(a) Ten per cent for a single element of the plan.

(b) Fifteen per cent for any two elements of the plan.

(c) Twenty per cent for three or more elements of the plan.

Added by Laws 1995, Ch. 132, § 7, eff. Oct. 1, 1997. Amended by Laws 1996, Ch. 76, § 304, eff. Oct. 1, 1997; Laws 1997, Ch. 1, § 492, eff. Oct. 1, 1997; Laws 1998, Ch. 1, § 343, eff. Jan. 1, 1999; Laws 2004, Ch. 147, § 6.

1 Section 48-5341 et seq.

Historical and Statutory Notes

The 1996 amendment of this section by Ch. 76 explicitly amended the 1995 amendment of this section by Ch. 132.

The 1997 amendment of this section by Ch. 1 explicitly amended the amendment of this section by Laws 1996, Ch. 76, § 304.

Reviser's Notes:

1996 Note. Pursuant to authority of § 41-1304.02, in subsection A, paragraph 2, subdivision (f) the printing of the second "for" was corrected as a manifest clerical error.