



STATE *of* NEBRASKA

OFFICE OF THE GOVERNOR

LINCOLN

EXECUTIVE ORDER

No. 08-01

WHEREAS, Executive Order 98-3, signed on April 8, 1998, governs the allocation in the State of Nebraska (the “State”) of the federal volume cap limit with respect to “private activity” and certain other types of tax-exempt obligations established for states (the “State Ceiling”) pursuant to the Internal Revenue Code of 1986, as amended (the “Code”); and

WHEREAS, the Housing Assistance Tax Act of 2008, Division C of Pub. L. No. 110-289, enacted by the United States Congress on July 30, 2008 (the “2008 Federal Housing Act”) amended Section 143 and 146 of the Code to provide a temporary increase in the annual private activity bond volume cap for qualified housing issues; and

WHEREAS, pursuant to the 2008 Federal Housing Act, \$96,550,479 of additional private activity bond volume cap (the “2008 Additional Housing Cap”) has been allocated to the State for qualified housing issues that are issued by the end of calendar year 2010; and

WHEREAS, Executive Order 98-3 provides for, among other things, an initial reservation of the annual State Ceiling for the activities set forth in the various categories provided in Executive Order 98-3 to be allocated under the management and supervision of the Nebraska Investment Finance Authority; and

WHEREAS, Executive Order 98-3 provides that such initial reservation may be changed at any time in the Governor’s sole and absolute discretion.

NOW, THEREFORE, I, Dave Heineman, Governor of the State, under the authority reserved to me under Executive Order 98-3, **DO HEREBY PROVIDE** that all amounts representing the 2008 Additional Housing Cap shall be allocated pursuant to Section 2(a) of Executive Order 98-3 (providing for allocations for the issuance of qualified mortgage bonds for programs conducted on a statewide basis).

This Executive Order shall take effect immediately.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the Great Seal of the State of Nebraska to be affixed this 11 day of December, 2008.



Dave Heineman

Dave Heineman
Governor

Attest:

John A. Gale

John A. Gale, Secretary of State
State of Nebraska