

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 812

Introduced by Clements, 2.

Read first time January 18, 2023

Committee:

- 1 A BILL FOR AN ACT relating to funds; to amend section 84-612, Revised
- 2 Statutes Cumulative Supplement, 2022; to state legislative intent to
- 3 appropriate funds; to transfer money from the Cash Reserve Fund; to
- 4 repeal the original section; and to declare an emergency.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. It is the intent of the Legislature to appropriate three
2 million three hundred ninety thousand dollars from the Nebraska Capital
3 Construction Fund in FY2023-24 to the Department of Administrative
4 Services for the Office of the Nebraska Capitol Commission to design and
5 construct a fifth-floor rotunda gallery in the State Capitol Building in
6 coordination with Phase 5 of the Capitol HVAC project.

7 Sec. 2. Section 84-612, Revised Statutes Cumulative Supplement,
8 2022, is amended to read:

9 84-612 (1) There is hereby created within the state treasury a fund
10 known as the Cash Reserve Fund which shall be under the direction of the
11 State Treasurer. The fund shall only be used pursuant to this section.

12 (2) The State Treasurer shall transfer funds from the Cash Reserve
13 Fund to the General Fund upon certification by the Director of
14 Administrative Services that the current cash balance in the General Fund
15 is inadequate to meet current obligations. Such certification shall
16 include the dollar amount to be transferred. Any transfers made pursuant
17 to this subsection shall be reversed upon notification by the Director of
18 Administrative Services that sufficient funds are available.

19 (3) In addition to receiving transfers from other funds, the Cash
20 Reserve Fund shall receive federal funds received by the State of
21 Nebraska for undesignated general government purposes, federal revenue
22 sharing, or general fiscal relief of the state.

23 (4) The State Treasurer shall transfer fifty-four million seven
24 hundred thousand dollars on or after July 1, 2019, but before June 15,
25 2021, from the Cash Reserve Fund to the Nebraska Capital Construction
26 Fund on such dates and in such amounts as directed by the budget
27 administrator of the budget division of the Department of Administrative
28 Services.

29 (5) The State Treasurer shall transfer two hundred fifteen million
30 five hundred eighty thousand dollars from the Cash Reserve Fund to the
31 Nebraska Capital Construction Fund on or after July 1, 2022, but before

1 June 15, 2023, on such dates and in such amounts as directed by the
2 budget administrator of the budget division of the Department of
3 Administrative Services.

4 (6) The State Treasurer shall transfer fifty-three million five
5 hundred thousand dollars from the Cash Reserve Fund to the Perkins County
6 Canal Project Fund on or before June 30, 2023, on such dates and in such
7 amounts as directed by the budget administrator of the budget division of
8 the Department of Administrative Services.

9 (7) No funds shall be transferred from the Cash Reserve Fund to
10 fulfill the obligations created under the Nebraska Property Tax Incentive
11 Act unless the balance in the Cash Reserve Fund after such transfer will
12 be at least equal to five hundred million dollars.

13 (8) The State Treasurer shall transfer thirty million dollars from
14 the Cash Reserve Fund to the Military Base Development and Support Fund
15 on or before June 30, 2023, but not before July 1, 2022, on such dates
16 and in such amounts as directed by the budget administrator of the budget
17 division of the Department of Administrative Services.

18 (9) The State Treasurer shall transfer eight million three hundred
19 thousand dollars from the Cash Reserve Fund to the Trail Development and
20 Maintenance Fund on or after July 1, 2022, but before July 30, 2022, on
21 such dates and in such amounts as directed by the budget administrator of
22 the budget division of the Department of Administrative Services.

23 (10) The State Treasurer shall transfer fifty million dollars from
24 the Cash Reserve Fund to the Nebraska Rural Projects Fund on or after
25 July 1, 2022, but before July 15, 2023, on such dates and in such amounts
26 as directed by the budget administrator of the budget division of the
27 Department of Administrative Services.

28 (11) The State Treasurer shall transfer thirty million dollars from
29 the Cash Reserve Fund to the Rural Workforce Housing Investment Fund on
30 or after July 1, 2022, but before July 15, 2023, on such dates and in
31 such amounts as directed by the budget administrator of the budget

1 division of the Department of Administrative Services.

2 (12) The State Treasurer shall transfer twenty million dollars from
3 the Cash Reserve Fund to the Intern Nebraska Cash Fund on or after July
4 1, 2022, but before June 15, 2023, on such dates and in such amounts as
5 directed by the budget administrator of the budget division of the
6 Department of Administrative Services.

7 (13) The State Treasurer shall transfer twenty million dollars from
8 the Cash Reserve Fund to the Middle Income Workforce Housing Investment
9 Fund on July 15, 2022, or as soon thereafter as administratively
10 possible, and in such amounts as directed by the budget administrator of
11 the budget division of the Department of Administrative Services.

12 (14) The State Treasurer shall transfer eighty million dollars from
13 the Cash Reserve Fund to the Jobs and Economic Development Initiative
14 Fund on or after July 1, 2022, but before July 15, 2023, on such dates
15 and in such amounts as directed by the budget administrator of the budget
16 division of the Department of Administrative Services.

17 (15) The State Treasurer shall transfer twenty million dollars from
18 the Cash Reserve Fund to the Site and Building Development Fund on July
19 15, 2022, or as soon thereafter as administratively possible, and in such
20 amounts as directed by the budget administrator of the budget division of
21 the Department of Administrative Services.

22 (16) The State Treasurer shall transfer fifty million dollars from
23 the Cash Reserve Fund to the Surface Water Irrigation Infrastructure Fund
24 on or after July 15, 2022, but before January 1, 2023, on such dates and
25 in such amounts as directed by the budget administrator of the budget
26 division of the Department of Administrative Services.

27 (17) The State Treasurer shall transfer fifteen million dollars from
28 the Cash Reserve Fund to the Site and Building Development Fund on or
29 before June 30, 2022, on such dates and in such amounts as directed by
30 the budget administrator of the budget division of the Department of
31 Administrative Services.

1 (18) The State Treasurer shall transfer fifty-five million dollars
2 from the Cash Reserve Fund to the Economic Recovery Contingency Fund on
3 or before June 30, 2022, on such dates and in such amounts as directed by
4 the budget administrator of the budget division of the Department of
5 Administrative Services.

6 (19) The State Treasurer shall transfer three million three hundred
7 ninety thousand dollars from the Cash Reserve Fund to the Nebraska
8 Capital Construction Fund as soon as administratively possible after the
9 effective date of this act, on such dates and in such amounts as directed
10 by the budget administrator of the budget division of the Department of
11 Administrative Services.

12 Sec. 3. Original section 84-612, Revised Statutes Cumulative
13 Supplement, 2022, is repealed.

14 Sec. 4. Since an emergency exists, this act takes effect when
15 passed and approved according to law.