

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 956**

Introduced by Speaker Hadley, 37; at the request of the Governor.

Read first time January 14, 2016

Committee:

1 A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB657,  
2 sections 32, 49, 69, 96, 102, 104, 106, 109, 125, 146, 148, 149,  
3 182, 187, 198, 207, 254, and 271; Laws 2015, LB659, section 13; Laws  
4 2015, LB660, sections 24, 29, 31, and 36; and section 90-559,  
5 Revised Statutes Supplement, 2015; to define terms; to provide,  
6 change, and eliminate provisions relating to appropriations; to  
7 provide for transfers; to repeal the original sections; and to  
8 declare an emergency.  
9 Be it enacted by the people of the State of Nebraska,

1 Section 1. DEFINITION OF APPROPRIATION PERIOD.

2 For purposes of this act and any other legislative bill passed by  
3 the One Hundred Fourth Legislature, First or Second Session, which  
4 appropriates funds, FY2015-16 means the period July 1, 2015, through June  
5 30, 2016; and FY2016-17 means the period July 1, 2016, through June 30,  
6 2017.

7 Sec. 2. APPROPRIATION LANGUAGE.

8 There are hereby appropriated, for FY2015-16 and FY2016-17, the sums  
9 set forth in this act to each agency for each program from the respective  
10 funds for the general operations of state government, postsecondary  
11 education, capital construction, and state aid, except as otherwise  
12 appropriated.

13 Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

14 All General Fund appropriations existing on June 30, 2015, in excess  
15 of expended and certified encumbrance amounts are hereby lapsed unless  
16 otherwise provided. All Cash Fund and Revolving Fund appropriations  
17 existing on June 30, 2015, in excess of expended and certified  
18 encumbrance amounts are hereby lapsed unless otherwise expressly  
19 provided. All certified encumbrance amounts on June 30, 2015, and June  
20 30, 2016, are hereby reappropriated for FY2015-16 and FY2016-17,  
21 respectively, which amounts shall be in addition to the amounts shown in  
22 this act.

23 Sec. 4. REAPPROPRIATION OF BALANCES, FY2015-16 to FY2016-17.

24 In addition to the appropriations set forth in this act, there are  
25 hereby reappropriated all unexpended appropriation balances existing on  
26 June 30, 2016, for FY2016-17 to the respective agencies, programs, and  
27 funds listed in this act, except as otherwise provided in this act.

28 Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

29 The definitions contained in the Nebraska Accounting System Manual,  
30 and any amendments thereto, on file with the Clerk of the Legislature are  
31 hereby adopted by the Legislature as the definitions for this act, except

1 as provided in section 82 of this act.

2 Sec. 6. DRAWING AND PAYING WARRANTS.

3 The Director of Administrative Services shall draw warrants upon the  
4 proper fund in the state treasury for an amount not to exceed the  
5 appropriations set forth in this act upon presentation of proper  
6 documentation. The State Treasurer shall pay the warrants out of the  
7 appropriate funds.

8 Sec. 7. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

9 Program No. 506 - State Agency and County Post Audits

	<u>FY2015-16</u>	<u>FY2016-17</u>
10		
11 <u>CASH FUND</u>	<u>21,000</u>	<u>-0-</u>
12 <u>PROGRAM TOTAL</u>	<u>21,000</u>	<u>-0-</u>
13 <u>SALARY LIMIT</u>	<u>18,000</u>	<u>-0-</u>

14 Sec. 8. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

15 Program No. 525 - Cooperative Audits

	<u>FY2015-16</u>	<u>FY2016-17</u>
16		
17 <u>CASH FUND</u>	<u>21,000</u>	<u>-0-</u>
18 <u>PROGRAM TOTAL</u>	<u>21,000</u>	<u>-0-</u>
19 <u>SALARY LIMIT</u>	<u>18,000</u>	<u>-0-</u>

20 Sec. 9. AGENCY NO. 11 – ATTORNEY GENERAL

21 Program No. 496 - Interstate Water Litigation

	<u>FY2015-16</u>	<u>FY2016-17</u>
22		
23 <u>GENERAL FUND</u>	<u>307,900</u>	<u>721,500</u>
24 <u>PROGRAM TOTAL</u>	<u>307,900</u>	<u>721,500</u>
25 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

26 Sec. 10. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

27 Program No. 161 - Education Innovation

	<u>FY2015-16</u>	<u>FY2016-17</u>
28		
29 <u>CASH FUND</u>	<u>397,616</u>	<u>375,000</u>
30 <u>PROGRAM TOTAL</u>	<u>397,616</u>	<u>375,000</u>

1 SALARY LIMIT -0- -0-

2 There is included in the appropriation to this program for FY2015-16  
 3 \$375,000 Cash Funds for state aid, which shall only be used for such  
 4 purpose. There is included in the appropriation to this program for  
 5 FY2016-17 \$375,000 Cash Funds for state aid, which shall only be used for  
 6 such purpose.

7 Sec. 11. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

8 Program No. 614 - Professional Practices Commission

	<u>FY2015-16</u>	<u>FY2016-17</u>
9		
10 <u>CASH FUND</u>	<u>44,418</u>	<u>2,410</u>
11 <u>PROGRAM TOTAL</u>	<u>44,418</u>	<u>2,410</u>
12 <u>SALARY LIMIT</u>	<u>37,384</u>	<u>2,075</u>

13 There is included in the appropriation to this program for FY2015-16  
 14 \$44,418 Cash Funds and \$37,384 Salary Limit for retiree accrued vacation  
 15 and sick leave payout and transitional employee training, which shall  
 16 only be used for such purpose. There is included in the appropriation to  
 17 this program for FY2016-17 \$2,410 Cash Funds and \$2,075 Salary Limit for  
 18 retiree accrued vacation and sick leave payout and transitional employee  
 19 training, which shall only be used for such purpose.

20 Sec. 12. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

21 Program No. 33 - Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
22		
23 <u>GENERAL FUND</u>	<u>42,546</u>	<u>4,143,884</u>
24 <u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>2,873,878</u>
25 <u>PROGRAM TOTAL</u>	<u>42,546</u>	<u>7,017,762</u>
26 <u>SALARY LIMIT</u>	<u>14,759</u>	<u>60,453</u>

27 Sec. 13. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

28 Program No. 175 - Rural Health Provider Incentive Program

	<u>FY2015-16</u>	<u>FY2016-17</u>
29		
30 <u>CASH FUND</u>	<u>100,000</u>	<u>100,000</u>



1           Sec. 17. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
2           Program No. 927 - Community Corrections Renovation and Expansion

	<u>FY2015-16</u>	<u>FY2016-17</u>	<u>FUTURE</u>
3			
4	<u>NEBRASKA CAPITAL</u>		
5	<u>53,000</u>	<u>5,306,519</u>	<u>20,847,039</u>
6	<u>53,000</u>	<u>5,306,519</u>	<u>20,847,039</u>

7           The Department of Correctional Services is hereby authorized to  
8           plan, design, construct, renovate, and repurpose community corrections  
9           bed space at the department's Community Corrections Center facilities in  
10          Lincoln and Omaha to achieve a net total increase of one hundred forty-  
11          eight beds.

12          Sec. 18. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
13          Program No. 928 - Reception and Treatment Center

	<u>FY2015-16</u>	<u>FY2016-17</u>
14		
15	<u>NEBRASKA CAPITAL</u>	
16	<u>-0-</u>	<u>69,000</u>
17	<u>-0-</u>	<u>69,000</u>

18          The Department of Correctional Services is hereby authorized to  
19          develop a program statement in FY2016-17 for the potential future design,  
20          renovation, and consolidation of the department's Lincoln Correctional  
21          Center and the Diagnostic and Evaluation Center facilities as well as the  
22          construction of three hundred new beds for behavioral health, geriatric,  
23          and long-term medical needs, for the purpose of creating a new Reception  
24          and Treatment Center.

25          Sec. 19. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
26          CRIMINAL JUSTICE  
27          Program No. 198 - Central Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
28		
29	<u>5,445</u>	<u>5,575</u>

30          Sec. 20. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
31          CRIMINAL JUSTICE

1            Program No. 199 - Nebraska Law Enforcement Training Center

2		<u>FY2015-16</u>	<u>FY2016-17</u>
3	<u>SALARY LIMIT</u>	<u>32,845</u>	<u>21,125</u>

4            Sec. 21. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
5 CRIMINAL JUSTICE

6            Program No. 215 - Criminal Justice Information System

7		<u>FY2015-16</u>	<u>FY2016-17</u>
8	<u>SALARY LIMIT</u>	<u>5,445</u>	<u>5,575</u>

9            Sec. 22. Laws 2015, LB657, section 32, is amended to read:

10          AGENCY NO. 9 – SECRETARY OF STATE

11          Program No. 86 - Enforcement of Standards - Records Management

12		<u>FY2015-16</u>	<u>FY2016-17</u>
13	GENERAL FUND	150,624	154,665
14	<u>CASH FUND</u>	<u>3,085,000</u>	<u>3,086,668</u>
15	<del>CASH FUND</del>	<del>2,688,540</del>	<del>2,690,208</del>
16	REVOLVING FUND	1,105,976	1,149,378
17	<u>PROGRAM TOTAL</u>	<u>4,341,600</u>	<u>4,390,711</u>
18	<del>PROGRAM TOTAL</del>	<del>3,945,140</del>	<del>3,994,251</del>
19	SALARY LIMIT	608,188	622,761

20          Sec. 23. Laws 2015, LB657, section 49, is amended to read:

21          AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

22          Program No. 158 - Education Aid

23		<u>FY2015-16</u>	<u>FY2016-17</u>
24	<u>GENERAL FUND</u>	<u>1,189,557,538</u>	<u>1,191,807,089</u>
25	<del>GENERAL FUND</del>	<del>1,193,669,501</del>	<del>1,210,050,102</del>
26	CASH FUND	3,240,938	3,240,938
27	FEDERAL FUND est.	310,889,138	310,889,138
28	<u>PROGRAM TOTAL</u>	<u>1,503,687,614</u>	<u>1,505,937,165</u>
29	<del>PROGRAM TOTAL</del>	<del>1,507,799,577</del>	<del>1,524,180,178</del>

30          There is included in the appropriation to this program for FY2015-16

1 ~~\$1,189,557,538~~ ~~\$1,193,669,501~~ General Funds, \$3,240,938 Cash Funds, and  
2 \$310,889,138 Federal Funds estimate for state aid, which shall only be  
3 used for such purpose. There is included in the appropriation to this  
4 program for FY2016-17 ~~\$1,191,807,089~~ ~~\$1,210,050,102~~ General Funds,  
5 \$3,240,938 Cash Funds, and \$310,889,138 Federal Funds estimate for state  
6 aid, which shall only be used for such purpose.

7       Of the unexpended General Fund appropriation in this program on June  
8 30, 2015, up to \$1,800,000 General Funds appropriated in FY2014-15 to  
9 provide grants for early childhood education projects is hereby  
10 reappropriated. The State Department of Education shall certify to the  
11 budget administrator of the budget division of the Department of  
12 Administrative Services an accounting of the actual expenditures for  
13 early childhood education grants.

14       There is included in the amount shown for FY2015-16 ~~\$946,539,662~~  
15 ~~\$950,651,625~~ General Funds which are hereby appropriated to the Tax  
16 Equity and Educational Opportunities Fund, which fund is hereby  
17 appropriated to provide state aid to public school districts pursuant to  
18 the Tax Equity and Educational Opportunities Support Act. There is  
19 included in the amount shown for FY2016-17 ~~\$938,000,000~~ ~~\$956,243,013~~  
20 General Funds which are hereby appropriated to the Tax Equity and  
21 Educational Opportunities Fund, which fund is hereby appropriated to  
22 provide state aid to public school districts pursuant to the Tax Equity  
23 and Educational Opportunities Support Act.

24       There is included in the amount shown for this program \$219,112,160  
25 General Funds provided as state aid for FY2015-16 for special education  
26 reimbursement. There is included in the amount shown for this program  
27 \$224,589,964 General Funds provided as state aid for FY2016-17 for  
28 special education reimbursement.

29       There is included in the amount shown for this program \$465,500  
30 General Funds provided as state aid for FY2015-16 and \$465,500 General  
31 Funds provided as state aid for FY2016-17 to carry out the provisions of



1 subsection (2) of section 79-734.

2 There is included in the amount shown for this program \$10,488,509  
3 General Funds provided as state aid for FY2015-16 and \$10,488,509 General  
4 Funds provided as state aid for FY2016-17 for core services for  
5 educational service units.

6 There is included in the amount shown for this program \$3,272,887  
7 General Funds provided as state aid for FY2015-16 and \$3,272,887 General  
8 Funds provided as state aid for FY2016-17 for technology infrastructure  
9 for educational service units.

10 There is included in the amount shown for this program \$290,365  
11 General Funds provided as state aid for FY2015-16 and \$290,365 General  
12 Funds provided as state aid for FY2016-17 for distance education aid to  
13 educational service units.

14 There is included in the amount shown for this program \$542,595  
15 General Funds provided as state aid for FY2015-16 and \$561,042 General  
16 Funds provided as state aid for FY2016-17 for the school breakfast  
17 program.

18 There is included in the amount shown for this program \$392,032  
19 General Funds provided as state aid for FY2015-16 and \$392,032 General  
20 Funds provided as state aid for FY2016-17 for the school lunch program.

21 There is included in the amount shown for this program \$130,000  
22 General Funds provided as state aid for FY2015-16 and \$130,000 General  
23 Funds provided as state aid for FY2016-17 for the Summer Food Service  
24 Program.

25 There is included in the amount shown for this program \$214,664  
26 General Funds provided as state aid for FY2015-16 and \$214,664 General  
27 Funds provided as state aid for FY2016-17 for adult basic education  
28 programs.

29 There is included in the amount shown for this program \$750,000  
30 General Funds provided as state aid for FY2015-16 and \$750,000 General  
31 Funds provided as state aid for FY2016-17 for aid to institutions

1 offering high school equivalency programs.

2 There is included in the amount shown for this program \$1,820,164  
3 General Funds provided as state aid for FY2015-16 and \$3,770,164 General  
4 Funds provided as state aid for FY2016-17 for early childhood education  
5 projects.

6 There is included in the amount shown for this program \$4,000,000  
7 General Funds provided as state aid for FY2015-16 and \$5,000,000 General  
8 Funds provided as state aid for FY2016-17 for the Early Childhood  
9 Education Grant Program for at-risk children from birth to age three. It  
10 is the intent of the Legislature that a maximum of five percent of  
11 General Funds appropriated each fiscal year for the Early Childhood  
12 Education Grant Program for at-risk children from birth to age three may  
13 be used for evaluation and technical assistance.

14 There is included in the amount shown for this program \$100,000  
15 General Funds provided as state aid for FY2015-16 and \$100,000 General  
16 Funds provided as state aid for FY2016-17 for scholarships for early  
17 childhood education providers.

18 There is included in the amount shown for this program \$69,000  
19 General Funds provided as state aid for FY2015-16 and \$69,000 General  
20 Funds provided as state aid for FY2016-17 for incentive bonuses for  
21 providers of child care and early childhood education programs.

22 There is included in the amount shown for this program \$400,000  
23 General Funds provided as state aid for FY2015-16 and \$400,000 General  
24 Funds provided as state aid for FY2016-17 for the Nurturing Healthy  
25 Behaviors program.

26 There is included in the amount shown for this program \$500,000  
27 General Funds provided as state aid for FY2015-16 and \$500,000 General  
28 Funds provided as state aid for FY2016-17 for learning community aid.

29 There is included in the amount shown for this program \$2,342,962  
30 General Funds provided as state aid for FY2016-17 for programs for  
31 learners with high ability.

1           There is included in the amount shown for this program \$470,000  
2 General Funds provided as state aid for FY2015-16 and \$470,000 General  
3 Funds provided as state aid for FY2016-17 for the Master Teacher Program  
4 Act.

5           On or before October 1, 2015, the Department of Health and Human  
6 Services and the State Department of Education shall jointly certify to  
7 the budget administrator of the budget division of the Department of  
8 Administrative Services the amount of federal medicaid funds paid to  
9 school districts pursuant to the Early Intervention Act for special  
10 education services for children age five years and older. The General  
11 Fund appropriation to the State Department of Education, Program 158, for  
12 state special education aid shall be decreased by an amount equal to the  
13 amount that would have been reimbursed with state General Funds to the  
14 school districts through the special education reimbursement process for  
15 special education services for children age five years and older that was  
16 paid to school districts or approved cooperatives with federal medicaid  
17 funds. There is hereby appropriated from the General Fund an amount equal  
18 to the amount certified to the budget administrator for FY2015-16 to the  
19 Department of Health and Human Services to aid in carrying out the  
20 provisions of Laws 1991, LB 701. The budget administrator shall  
21 distribute the amount appropriated between budget programs according to  
22 percentages certified by the Department of Health and Human Services.

23           Sec. 24. Laws 2015, LB657, section 69, is amended to read:

24           AGENCY NO. 16 – DEPARTMENT OF REVENUE  
25           Program No. 108 - Homestead Exemption

	FY2015-16	FY2016-17
27 <u>GENERAL FUND</u>	<u>71,600,000</u>	<u>74,200,000</u>
28 <u>PROGRAM TOTAL</u>	<u>71,600,000</u>	<u>74,200,000</u>
29 <del>GENERAL FUND</del>	<del>71,000,000</del>	<del>73,000,000</del>
30 <del>PROGRAM TOTAL</del>	<del>71,000,000</del>	<del>73,000,000</del>

31           There is included in the appropriation to this program for FY2015-16

1 ~~\$71,600,000~~ ~~\$71,000,000~~ General Funds for state aid, which shall only be  
2 used for such purpose. There is included in the appropriation to this  
3 program for FY2016-17 \$74,200,000 ~~\$73,000,000~~ General Funds for state  
4 aid, which shall only be used for such purpose.

5 Sec. 25. Laws 2015, LB657, section 96, is amended to read:

6 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

7 Program No. 38 - Behavioral Health Aid

	FY2015-16	FY2016-17
9 GENERAL FUND	69,421,172	74,044,769
10 CASH FUND	13,499,660	13,499,660
11 FEDERAL FUND est.	10,504,971	10,504,971
12 PROGRAM TOTAL	93,425,803	98,049,400

13 The unexpended General Fund appropriation balance existing on June  
14 30, 2015, is hereby reappropriated in the amount of \$2,500,000 for  
15 allocation to the behavioral health regions. The unexpended General Fund  
16 appropriation balance existing on June 30, 2015, is hereby reappropriated  
17 in the amount of \$-0- ~~\$3,000,000~~ as a contingency for the payment of a  
18 maintenance-of-effort penalty. The unexpended General Fund appropriation  
19 balance existing on June 30, 2015, is hereby reappropriated in the amount  
20 of \$500,000 for allocation to the behavioral health regions for one-time  
21 costs for projects, programs, or activities.

22 There is included in the appropriation to this program for FY2015-16  
23 \$69,421,172 General Funds, \$13,499,660 Cash Funds, and \$10,504,971  
24 Federal Funds estimate for state aid, which shall only be used for such  
25 purpose. There is included in the appropriation to this program for  
26 FY2016-17 \$74,044,769 General Funds, \$13,499,660 Cash Funds, and  
27 \$10,504,971 Federal Funds estimate for state aid, which shall only be  
28 used for such purpose.

29 There is included in the amount shown as General Fund aid in this  
30 program \$2,081,958 General Funds for FY2015-16 and \$4,205,555 General  
31 Funds for FY2016-17 for a two and twenty-five hundredths percent increase

1 in rates paid to providers of behavioral health services, which funds  
2 shall only be used for such purpose.

3 There is included in the amount shown as Cash Fund aid in this  
4 program \$6,500,000 Cash Funds for FY2015-16 and \$6,500,000 Cash Funds for  
5 FY2016-17 from the Nebraska Health Care Cash Fund to be used for  
6 community-based mental health and substance abuse services, including  
7 intermediate-level residential mental health services. It is the intent  
8 of the Legislature that these funds shall be distributed to each of the  
9 six behavioral health regions based upon a formula determined by the  
10 Department of Health and Human Services.

11 There is included in the amount shown as Cash Fund aid in this  
12 program \$2,599,660 Cash Funds for FY2015-16 and \$2,599,660 Cash Funds for  
13 FY2016-17 from the Nebraska Health Care Cash Fund to be used for rates  
14 paid to providers of mental health and substance abuse services.

15 There is included in the amount shown as Cash Fund aid in this  
16 program \$1,500,000 Cash Funds for FY2015-16 and \$1,500,000 Cash Funds for  
17 FY2016-17 from the Nebraska Health Care Cash Fund to be used for the cost  
18 of maintenance and treatment of persons in emergency protective custody  
19 under the Nebraska Mental Health Commitment Act.

20 Sec. 26. Laws 2015, LB657, section 102, is amended to read:

21 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

22 Program No. 344 - Children's Health Insurance

	FY2015-16	FY2016-17
23		
24 <u>GENERAL FUND</u>	<u>7,908,257</u>	<u>6,310,878</u>
25 <del>GENERAL FUND</del>	<del>12,408,257</del>	<del>6,517,246</del>
26 CASH FUND	7,085,700	7,085,700
27 <u>FEDERAL FUND est.</u>	<u>90,759,051</u>	<u>100,748,509</u>
28 <u>PROGRAM TOTAL</u>	<u>105,753,008</u>	<u>114,145,087</u>
29 <del>FEDERAL FUND est.</del>	<del>90,759,051</del>	<del>100,542,141</del>
30 <u>PROGRAM TOTAL</u>	<u>110,253,008</u>	<u>114,145,087</u>

31 The unexpended General Fund appropriation balance, less \$11,146,819,

1 and the unexpended Federal Fund estimate appropriation balance ~~balances~~  
2 existing on June 30, 2015, are hereby reappropriated.

3 There is included in the appropriation to this program for FY2015-16  
4 ~~\$7,908,257~~ ~~\$12,408,257~~ General Funds, \$7,085,700 Cash Funds, and  
5 \$90,759,051 Federal Funds estimate for state aid, which shall only be  
6 used for such purpose. There is included in the appropriation to this  
7 program for FY2016-17 ~~\$6,310,878~~ ~~\$6,517,246~~ General Funds, \$7,085,700  
8 Cash Funds, and ~~\$100,748,509~~ ~~\$100,542,141~~ Federal Funds estimate for  
9 state aid, which shall only be used for such purpose.

10 There is included in the appropriation to this program for FY2015-16  
11 \$6,835,700 Cash Funds for state aid from the Nebraska Health Care Cash  
12 Fund. There is included in the appropriation to this program for  
13 FY2016-17 \$6,835,700 Cash Funds for state aid from the Nebraska Health  
14 Care Cash Fund.

15 There is included in the appropriation to this program for FY2015-16  
16 up to \$250,000 Cash Funds and for FY2016-17 up to \$250,000 Cash Funds for  
17 state aid from the Health and Human Services Cash Fund for the state  
18 match for utilization of the unused administrative cap as allowed under  
19 the Children's Health Insurance Program for payments to the Nebraska  
20 Regional Poison Center funded through the University of Nebraska Medical  
21 Center. The match is from Cash Funds transferred from the University of  
22 Nebraska Medical Center.

23 It is the intent of the Legislature that phased-down state  
24 contributions to the federal government as defined and required by the  
25 federal Medicare Prescription Drug, Improvement, and Modernization Act of  
26 2003 may be made from appropriations to this program.

27 Sec. 27. Laws 2015, LB657, section 104, is amended to read:

28 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

29 Program No. 348 - Medical Assistance

	FY2015-16	FY2016-17
30		
31	<u>818,415,607</u>	<u>857,135,332</u>

1	GENERAL FUND	818,415,607	860,958,763
2	CASH FUND	46,851,581	46,851,581
3	FEDERAL FUND est.	1,183,936,671	1,228,246,899
4	FEDERAL FUND est.	1,183,936,671	1,224,423,468
5	PROGRAM TOTAL	2,049,203,859	2,132,233,812

6 Of the unexpended General Fund appropriation balance existing on  
7 June 30, 2015, \$11,340,542 is hereby reappropriated to Program 424 -  
8 Developmental Disability Aid. The remainder of the unexpended General  
9 Fund appropriation balance existing on June 30, 2015, after the  
10 reappropriation to Program 424 - Developmental Disability Aid as provided  
11 in this section, less \$73,434,455, is hereby reappropriated to this  
12 program.

13 The unexpended ~~General Fund~~, Cash Fund, and Federal Fund estimate  
14 appropriation balances as of June 30, 2015, are hereby reappropriated.

15 There is included in the appropriation to this program for FY2015-16  
16 \$818,415,607 General Funds, \$46,851,581 Cash Funds, and \$1,183,936,671  
17 Federal Funds estimate for state aid, which shall only be used for such  
18 purpose. There is included in the appropriation to this program for  
19 FY2016-17 ~~\$857,135,332~~ ~~\$860,958,763~~ General Funds, \$46,851,581 Cash  
20 Funds, and ~~\$1,228,246,899~~ ~~\$1,224,423,468~~ Federal Funds estimate for state  
21 aid, which shall only be used for such purpose.

22 There is included in the appropriation to this program for FY2015-16  
23 \$4,765,896 Cash Funds for state aid for the continuation of the  
24 behavioral health provider rate increase and behavioral health provider  
25 rate increase for managed care, inpatient services, and residential  
26 treatment services provided with funds from the Nebraska Health Care Cash  
27 Fund. There is included in the appropriation to this program for  
28 FY2016-17 \$4,765,896 Cash Funds for state aid for the continuation of the  
29 behavioral health provider rate increase and behavioral health provider  
30 rate increase for managed care, inpatient services, and residential  
31 treatment services provided with funds from the Nebraska Health Care Cash

1 Fund.

2 There is included in the appropriation to this program for FY2015-16  
3 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for a state  
4 plan amendment covering tobacco-use cessation in compliance with Title  
5 XIX of the federal Social Security Act. There is included in the  
6 appropriation to this program for FY2016-17 \$450,000 Cash Funds from the  
7 Nebraska Health Care Cash Fund for a state plan amendment covering  
8 tobacco-use cessation in compliance with Title XIX of the federal Social  
9 Security Act. The smoking cessation funding for FY2015-16 and FY2016-17  
10 is for the costs of tobacco-use cessation counseling and tobacco-use  
11 cessation pharmaceuticals approved by the federal Food and Drug  
12 Administration for such purpose.

13 There is included in the appropriation to this program for FY2015-16  
14 \$6,122,656.17 Cash Funds from funds transferred from the University of  
15 Nebraska Medical Center and an estimated \$6,550,370.83 Federal Funds for  
16 supplemental payments to Nebraska Medicine. The payments are allowed  
17 pending the approval of the medicaid state plan amendment by the Centers  
18 for Medicare and Medicaid.

19 It is the intent of the Legislature that phased-down state  
20 contributions to the federal government as defined and required by the  
21 federal Medicare Prescription Drug, Improvement, and Modernization Act of  
22 2003 may be made from appropriations to this program.

23 Sec. 28. Laws 2015, LB657, section 106, is amended to read:

24 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

25 Program No. 354 - Child Welfare Aid

	FY2015-16	FY2016-17
27 <u>GENERAL FUND</u>	<u>141,951,936</u>	<u>144,626,059</u>
28 <del>GENERAL FUND</del>	<del>141,951,936</del>	<del>144,680,872</del>
29 CASH FUND	2,734,444	2,734,444
30 <u>FEDERAL FUND est.</u>	<u>30,520,088</u>	<u>30,952,073</u>
31 <del>FEDERAL FUND est.</del>	<del>30,520,088</del>	<del>30,897,260</del>



1 PROGRAM TOTAL 175,206,468 178,312,576

2 There is included in the appropriation to this program for FY2015-16  
3 \$141,951,936 General Funds, \$2,734,444 Cash Funds, and \$30,520,088  
4 Federal Funds estimate for state aid, which shall only be used for such  
5 purpose. There is included in the appropriation to this program for  
6 FY2016-17 ~~\$144,626,059~~ ~~\$144,680,872~~ General Funds, \$2,734,444 Cash Funds,  
7 and ~~\$30,952,073~~ ~~\$30,897,260~~ Federal Funds estimate for state aid, which  
8 shall only be used for such purpose.

9 There is included in the appropriation to this program for FY2015-16  
10 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state  
11 aid for the continuation of the behavioral health provider rate increase.  
12 There is included in the appropriation to this program for FY2016-17  
13 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state  
14 aid for the continuation of the behavioral health provider rate increase.

15 Sec. 29. Laws 2015, LB657, section 109, is amended to read:

16 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

17 Program No. 421 - Beatrice State Developmental Center

	FY2015-16	FY2016-17
18		
19	<u>25,615,666</u>	<u>26,202,247</u>
20	<del>25,915,666</del>	<del>26,564,942</del>
21	2,711,482	2,711,482
22	<u>21,226,175</u>	<u>21,758,189</u>
23	<u>49,553,323</u>	<u>50,671,918</u>
24	<del>21,226,175</del>	<del>21,695,494</del>
25	<del>49,853,323</del>	<del>50,971,918</del>
26	26,523,164	27,084,113

27 The chief executive officer of the Department of Health and Human  
28 Services shall certify to the budget administrator of the budget division  
29 of the Department of Administrative Services the FY2015-16 and FY2016-17  
30 unexpended appropriation balances for the Beatrice State Developmental  
31 Center, Program 421, which are available to transition and maintain

1 persons transferred from the Beatrice State Developmental Center to  
 2 community-based developmental disability or other services. The budget  
 3 administrator of the budget division of the Department of Administrative  
 4 Services shall administratively transfer during FY2015-16 and FY2016-17  
 5 available unexpended appropriation balances as certified by the chief  
 6 executive officer of the Department of Health and Human Services from the  
 7 Beatrice State Developmental Center, Program 421, to Developmental  
 8 Disability Aid, Program 424, and Medical Assistance, Program 348.

9 Sec. 30. Laws 2015, LB657, section 125, is amended to read:

10 AGENCY NO. 27 – DEPARTMENT OF ROADS

11 Program No. 574 - Maintenance

	FY2015-16	FY2016-17
12 CASH FUND est.	162,423,754	146,578,178
13 PROGRAM TOTAL	162,423,754	146,578,178

14 Cash Fund expenditures shall not be limited to the amount shown.

15 There is included in the appropriation to this program for FY2015-16  
 16 a retainer fee of \$307,248 Cash Funds which shall be paid in four equal  
 17 quarterly amounts to the Nebraska Public Safety Communication System  
 18 Revolving Fund on or before July 15, October 15, January 15, and April 15  
 19 for Department of Administrative Services central costs of operating the  
 20 Nebraska Public Safety Communication System, which shall only be used for  
 21 such purpose. The retainer fee amounts shall only be expended against  
 22 budget subprogram 1 as a separate and distinct budget subprogram and  
 23 shall not be commingled with any other expenses.

24 There is included in the appropriation to this program for FY2016-17  
 25 a retainer fee of \$307,248 Cash Funds which shall be paid in four equal  
 26 quarterly amounts to the Nebraska Public Safety Communication System  
 27 Revolving Fund on or before July 15, October 15, January 15, and April 15  
 28 for Department of Administrative Services central costs of operating the  
 29 Nebraska Public Safety Communication System, which shall only be used for  
 30 such purpose. The retainer fee amounts shall only be expended against  
 31

1 budget subprogram 1 as a separate and distinct budget subprogram and  
2 shall not be commingled with any other expenses.

3 All expenditures related to radios on the Nebraska Statewide Radio  
4 System including, but not limited to, the retainer fee, purchase of  
5 radios and antennas, installation, and training shall not exceed  
6 \$1,495,240 ~~\$781,377~~ each year of the biennium.

7 Sec. 31. Laws 2015, LB657, section 146, is amended to read:

8 AGENCY NO. 33 – GAME AND PARKS COMMISSION

9 Program No. 337 - Administration

	FY2015-16	FY2016-17
10		
11 <u>GENERAL FUND</u>	<u>805,109</u>	<u>818,567</u>
12 <u>CASH FUND</u>	<u>4,281,840</u>	<u>4,382,101</u>
13 <del>GENERAL FUND</del>	<del>667,406</del>	<del>680,864</del>
14 <del>CASH FUND</del>	<del>4,419,543</del>	<del>4,519,804</del>
15 PROGRAM TOTAL	5,086,949	5,200,668
16 SALARY LIMIT	2,630,681	2,697,101

17 Sec. 32. Laws 2015, LB657, section 148, is amended to read:

18 AGENCY NO. 33 – GAME AND PARKS COMMISSION

19 Program No. 549 - Parks - Administration and Operation

	FY2015-16	FY2016-17
20		
21 <u>GENERAL FUND</u>	<u>7,043,991</u>	<u>7,137,563</u>
22 <u>CASH FUND</u>	<u>18,614,903</u>	<u>18,889,027</u>
23 <del>GENERAL FUND</del>	<del>7,306,903</del>	<del>7,400,475</del>
24 <del>CASH FUND</del>	<del>18,351,991</del>	<del>18,626,115</del>
25 FEDERAL FUND est.	50,000	50,000
26 PROGRAM TOTAL	25,708,894	26,076,590
27 SALARY LIMIT	11,255,091	11,516,138

28 There is included in the Cash Fund appropriation to this program  
29 \$1,000,000 for FY2015-16 and \$1,000,000 for FY2016-17 for equipment  
30 replacement, to include such items as picnic tables, fire grates and

1 grills, cabin furnishings, mowers, tractors, and trucks, which shall only  
2 be used for such purpose.

3 Sec. 33. Laws 2015, LB657, section 149, is amended to read:

4 AGENCY NO. 33 – GAME AND PARKS COMMISSION

5 Program No. 550 - Planning and Trails Coordination

	FY2015-16	FY2016-17
6		
7 <u>GENERAL FUND</u>	<u>446,162</u>	<u>452,664</u>
8 <u>CASH FUND</u>	<u>1,063,336</u>	<u>1,086,395</u>
9 <del>GENERAL FUND</del>	<del>320,953</del>	<del>327,455</del>
10 <del>CASH FUND</del>	<del>1,188,545</del>	<del>1,211,604</del>
11 FEDERAL FUND est.	105,491	105,491
12 PROGRAM TOTAL	1,614,989	1,644,550
13 SALARY LIMIT	873,247	892,682

14 It is the intent of the Legislature that the amount expended for the  
15 development and maintenance of boundary fences along the Cowboy Trail be  
16 limited to \$64,000 Cash Funds during each fiscal year.

17 Sec. 34. Laws 2015, LB657, section 182, is amended to read:

18 AGENCY NO. 58 – BOARD OF ENGINEERS AND ARCHITECTS

19 Program No. 82 - Enforcement of Standards - Engineers and Architects

	FY2015-16	FY2016-17
20		
21 <u>CASH FUND</u>	<u>847,667</u>	<u>750,868</u>
22 <u>PROGRAM TOTAL</u>	<u>847,667</u>	<u>750,868</u>
23 <del>CASH FUND</del>	<del>772,667</del>	<del>750,868</del>
24 <del>PROGRAM TOTAL</del>	<del>772,667</del>	<del>750,868</del>
25 SALARY LIMIT	381,147	388,462

26 Sec. 35. Laws 2015, LB657, section 187, is amended to read:

27 AGENCY NO. 63 – NEBRASKA STATE BOARD OF PUBLIC ACCOUNTANCY

28 Program No. 84 - Enforcement of Standards

	FY2015-16	FY2016-17
29		
30 CASH FUND	431,852	438,085

1	PROGRAM TOTAL	431,852	438,085
2	<u>SALARY LIMIT</u>	<u>201,823</u>	<u>187,603</u>
3	<del>SALARY LIMIT</del>	<del>183,580</del>	<del>187,603</del>

4 Sec. 36. Laws 2015, LB657, section 198, is amended to read:

5 AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

6 Program No. 172 - Information Management Services Division

7		FY2015-16	FY2016-17
8	REVOLVING FUND	66,855,333	73,513,860
9	PROGRAM TOTAL	66,855,333	73,513,860
10	SALARY LIMIT	14,085,623	14,428,930

11 There is included in the appropriation to this program for FY2015-16  
 12 \$500,000 Revolving Funds and for FY2016-17 \$500,000 Revolving Funds for  
 13 the purpose of acquiring and implementing an enterprise security  
 14 information event management system.

15 Sec. 37. Laws 2015, LB657, section 207, is amended to read:

16 AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

17 Program No. 591 - Tort Claims

18		FY2015-16	FY2016-17
19	GENERAL FUND	210,000	210,000
20	CASH FUND	50,000	50,000
21	PROGRAM TOTAL	260,000	260,000

22 The unexpended General Fund appropriation balance existing on June  
 23 30, 2015, is hereby reappropriated. The unexpended Cash Fund  
 24 appropriation balance existing on June 30, 2015, is hereby  
 25 reappropriated.

26 (1) The following amounts are hereby transferred to the Tort Claims  
 27 Fund from the respective agency fund balances:

28 (a) \$13,713 from the Department of Roads;

29 (b) \$3,008 from the Game and Parks Commission; and

30 (c) \$500 from the Department of Administrative Services state  
 31 building division.

1 Such sums shall be transferred to the risk management and state  
2 claims division no later than August 1, 2015, or in four equal payments  
3 on August 1, October 1, January 1, and April 1, at the discretion of the  
4 Risk Manager.

5 (2) The following amounts are hereby transferred to the Tort Claims  
6 Fund from the respective agency fund balances:

- 7 (a) ~~\$57,629.80~~ ~~\$13,713~~ from the Department of Roads;
- 8 (b) ~~\$90~~ ~~\$3,008~~ from the Game and Parks Commission; ~~and~~
- 9 (c) ~~\$849.82~~ from the Nebraska Energy Office; ~~\$500~~ from the  
10 Department of Administrative Services state building division.
- 11 (d) ~~\$26.50~~ from the Department of Motor Vehicles; and
- 12 (e) ~~\$20,000~~ from the Public Employees Retirement Board.

13 Such sums shall be transferred to the risk management and state  
14 claims division no later than August 1, 2016, or in four equal payments  
15 on August 1, October 1, January 1, and April 1, at the discretion of the  
16 Risk Manager.

17 It is the intent of the Legislature that transfers specified in this  
18 section for FY2016-17 be adjusted by the One Hundred Fourth Legislature,  
19 Second Session, 2016, in accordance with information available after July  
20 1, 2015.

21 Sec. 38. Laws 2015, LB657, section 254, is amended to read:

22 AGENCY NO. 85 – PUBLIC EMPLOYEES RETIREMENT BOARD

23 Program No. 515 - Public Employees Retirement

	FY2015-16	FY2016-17
24		
25 <u>GENERAL FUND</u>	<u>47,477,438</u>	<u>47,303,239</u>
26 <u>PROGRAM TOTAL</u>	<u>47,477,438</u>	<u>47,303,239</u>
27 <del>GENERAL FUND</del>	<del>47,477,438</del>	<del>46,400,000</del>
28 <del>PROGRAM TOTAL</del>	<del>47,477,438</del>	<del>46,400,000</del>

29 There is included in the appropriation to this program for FY2015-16  
30 \$35,493,591 General Funds for state aid to provide additional funding to  
31 the School Employees Retirement System of the State of Nebraska, which

1 shall only be used for such purpose. There is included in the  
2 appropriation to this program for FY2016-17 \$36,919,600 ~~\$35,800,000~~  
3 General Funds for state aid to provide additional funding to the School  
4 Employees Retirement System of the State of Nebraska, which shall only be  
5 used for such purpose.

6 There is included in the appropriation to this program for FY2015-16  
7 \$7,450,508 General Funds for state aid to provide additional funding to  
8 the Class V School Employees Retirement System, which shall only be used  
9 for such purpose. There is included in the appropriation to this program  
10 for FY2016-17 \$7,657,901 ~~\$7,400,000~~ General Funds for state aid to  
11 provide additional funding to the Class V School Employees Retirement  
12 System, which shall only be used for such purpose.

13 There is included in the appropriation to this program for FY2015-16  
14 \$4,439,339 General Funds for state aid to provide additional funding to  
15 the Nebraska State Patrol Retirement System, which shall only be used for  
16 such purpose. Included in the \$4,439,339 for FY2015-16 is \$572,602 for  
17 military service credit. It is the intent of the Legislature that the  
18 budget administrator of the budget division of the Department of  
19 Administrative Services allot the military service credit dollars on an  
20 as-needed basis. There is included in the appropriation to this program  
21 for FY2016-17 \$2,725,738 ~~\$3,200,000~~ General Funds for state aid to  
22 provide additional funding to the Nebraska State Patrol Retirement  
23 System, which shall only be used for such purpose.

24 There is included in the appropriation to this program for FY2015-16  
25 \$94,000 General Funds for state aid to provide additional funding to the  
26 Nebraska Judges Retirement System, which shall only be used for such  
27 purpose. There is included in the appropriation to this program for  
28 FY2016-17 \$-0- General Funds for state aid to provide additional funding  
29 to the Nebraska Judges Retirement System, which shall only be used for  
30 such purpose.

31 Pursuant to section 84-1319.01, each state agency participating in

1 the State Employees Retirement System of the State of Nebraska shall  
2 contribute an amount to the State Equal Retirement Benefit Fund to  
3 provide all similarly situated male and female members with equal  
4 benefits. It is the intent of the Legislature that the Public Employees  
5 Retirement Board notify each state agency of the amount to be paid to the  
6 fund for FY2015-16 and FY2016-17.

7 Sec. 39. Laws 2015, LB657, section 271, is amended to read:

8 FUND LAPSES AND TRANSFERS.

9 The State Treasurer shall make the transfers specified in this  
10 section between funds, in the amounts indicated. Unless otherwise noted,  
11 transfers for FY2015-16 shall occur on July 1, 2015, or as soon  
12 thereafter as administratively possible, and transfers for FY2016-17  
13 shall occur on July 1, 2016, or as soon thereafter as administratively  
14 possible. All agencies with administrative responsibilities for these  
15 funds shall assist the State Treasurer as needed in implementing the  
16 transfers.

17 (1) Transfers for FY2015-16 shall include:

18 (a) From the General Fund to the Nebraska State Patrol Cash Fund:  
19 \$115,000 less the unexpended balance existing on June 30, 2015, in (i)  
20 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash  
21 Fund, (iii) any special checking account or accounts used by the Nebraska  
22 State Patrol, and (iv) the possession of agency personnel involved in  
23 investigations, when the unexpended balances resulted from General Fund  
24 transfers to the Nebraska State Patrol Cash Fund or from General Fund  
25 appropriations. Any transfers made shall be subject to a final  
26 reconciliation of available investigation cash fund balances as of June  
27 30, 2015, by the Nebraska State Patrol.

28 It is the intent of the Legislature that the Nebraska State Patrol  
29 have available a total of \$115,000 from the General Fund for FY2015-16 to  
30 be used in making drug purchases, for enforcing Nebraska laws relating to  
31 felonies, for enforcing the Nebraska liquor laws, and for payment of



1 investigative expenses;

2 (b) From the Tobacco Products Administration Cash Fund to the  
3 General Fund: \$13,000,000 on or before June 15, 2016, on such date as  
4 directed by the budget administrator of the budget division of the  
5 Department of Administrative Services;

6 (c) From the Charitable Gaming Operations Fund to the General Fund:  
7 \$2,000,000 on or before June 15, 2016, on such date as directed by the  
8 budget administrator of the budget division of the Department of  
9 Administrative Services;

10 (d) From the Severance Tax Administration Cash Fund to the General  
11 Fund: \$150,000 on or before June 15, 2016, on such date as directed by  
12 the budget administrator of the budget division of the Department of  
13 Administrative Services;

14 (e) From the Securities Act Cash Fund to the General Fund:  
15 \$12,000,000 on or before September 30, 2015, ~~and~~ \$12,000,000 on or before  
16 March 31, 2016, and \$6,000,000 on or before June 30, 2016, on such dates  
17 as directed by the budget administrator of the budget division of the  
18 Department of Administrative Services;

19 (f) From the Health and Human Services Cash Fund to the University  
20 of Nebraska Eppley Institute for Research in Cancer and Allied Diseases  
21 Cash Fund: \$500,000, pursuant to section 81-638;

22 (g) From the Department of Insurance Cash Fund to the General Fund:  
23 \$3,125,000 on or before September 30, 2015, ~~and~~ \$3,125,000 on or before  
24 March 31, 2016, and \$2,000,000 on or before June 30, 2016, on such dates  
25 as directed by the budget administrator of the budget division of the  
26 Department of Administrative Services;

27 (h) From the Roads Operations Cash Fund to the Carrier Enforcement  
28 Cash Fund: \$7,823,910, less the unexpended balance existing on June 30,  
29 2015, in the Carrier Enforcement Cash Fund. Transfers shall be made in  
30 four equal quarterly amounts on or before July 15, October 15, January  
31 15, and April 15;

1 (i) From the Petroleum Release Remedial Action Cash Fund to the  
2 Underground Storage Tank Fund: \$50,000 on or before July 5, 2015;

3 (j) From the State Building Revolving Fund to the Capitol Security  
4 Revolving Fund: \$642,437. Transfers shall be made in four equal quarterly  
5 amounts on or before July 15, October 15, January 15, and April 15.

6 Transfers shall be made to pay non-General-Fund costs associated  
7 with the operation of the state capitol security division of the Nebraska  
8 State Patrol;

9 (k) From the Highway Trust Fund to the Motor Fuel Tax Enforcement  
10 and Collection Cash Fund: \$1,400,000. Transfers shall be made in twelve  
11 equal monthly amounts;

12 (l) From the Highway Trust Fund to the Motor Carrier Division Cash  
13 Fund: Up to a maximum of \$300,000. Transfers shall be made as required by  
14 the Department of Motor Vehicles to operate the Division of Motor Carrier  
15 Services;

16 (m) From the Civic and Community Center Financing Fund to the  
17 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2015, or as  
18 soon thereafter as administratively possible, as provided for in sections  
19 13-2704 and 77-5601;

20 (n) From the Highway Trust Fund to the License Plate Cash Fund:  
21 \$9,050,000. Transfers shall be made as required by the Department of  
22 Motor Vehicles to meet the expenditures of plate and sticker production;

23 (o) From the Flexible Spending Trust Fund to the Health and Life  
24 Benefit Administration Cash Fund: \$140,000, except that if the total  
25 available unobligated balance of forfeitures in the Flexible Spending  
26 Trust Fund as of June 30, 2015, is less than \$140,000, then the State  
27 Treasurer shall transfer the difference, not to exceed \$140,000, from the  
28 State Employees Insurance Fund. Transfers shall be made to pay the costs  
29 associated with the administration of the Flexible Spending Account  
30 program;

31 (p) From the State Employees Insurance Fund to the Health and Life

1 Benefit Administration Cash Fund: \$973,433, less the June 30, 2015,  
2 unobligated Health and Life Benefit Administration Cash Fund balance;

3 (q) From the Severance Tax Fund to the Municipal Rate Negotiations  
4 Revolving Loan Fund: \$10,000, pursuant to section 57-705;

5 (r) From the Severance Tax Fund to the State Energy Office Cash  
6 Fund: \$300,000, pursuant to section 57-705. Transfers shall be made in  
7 twelve equal monthly amounts;

8 (s) From the General Fund to the Victim's Compensation Fund:  
9 \$50,000;

10 (t) From the Ignition Interlock Cash Fund to the General Fund:  
11 \$200,000 on or before June 15, 2016, on such date as directed by the  
12 budget administrator of the budget division of the Department of  
13 Administrative Services; and

14 (u) From the Waste Reduction and Recycling Incentive Fund to the  
15 General Fund: \$1,000,000 on or before June 15, 2016, on such date as  
16 directed by the budget administrator of the budget division of the  
17 Department of Administrative Services.

18 (2) Transfers for FY2016-17 shall include:

19 (a) From the General Fund to the Nebraska State Patrol Cash Fund:  
20 \$115,000 less the unexpended balance existing on June 30, 2016, in (i)  
21 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash  
22 Fund, (iii) any special checking account or accounts used by the Nebraska  
23 State Patrol, and (iv) the possession of agency personnel involved in  
24 investigations, when the unexpended balances resulted from General Fund  
25 transfers to the Nebraska State Patrol Cash Fund or from General Fund  
26 appropriations. Any transfers made shall be subject to a final  
27 reconciliation of available investigation cash fund balances as of June  
28 30, 2016, by the Nebraska State Patrol.

29 It is the intent of the Legislature that the Nebraska State Patrol  
30 have available a total of \$115,000 from the General Fund for FY2016-17 to  
31 be used in making drug purchases, for enforcing Nebraska laws relating to

1 felonies, for enforcing the Nebraska liquor laws, and for payment of  
2 investigative expenses;

3 (b) From the Tobacco Products Administration Cash Fund to the  
4 General Fund: \$10,000,000 on or before June 15, 2017, on such date as  
5 directed by the budget administrator of the budget division of the  
6 Department of Administrative Services;

7 (c) From the Severance Tax Administration Cash Fund to the General  
8 Fund: \$150,000 on or before June 15, 2017, on such date as directed by  
9 the budget administrator of the budget division of the Department of  
10 Administrative Services;

11 (d) From the Securities Act Cash Fund to the General Fund:  
12 \$15,000,000 ~~\$12,000,000~~ on or before September 30, 2016, and \$15,000,000  
13 ~~\$12,000,000~~ on or before March 31, 2017, on such dates as directed by the  
14 budget administrator of the budget division of the Department of  
15 Administrative Services;

16 (e) From the Health and Human Services Cash Fund to the University  
17 of Nebraska Eppley Institute for Research in Cancer and Allied Diseases  
18 Cash Fund: \$500,000, pursuant to section 81-638;

19 (f) From the Department of Insurance Cash Fund to the General Fund:  
20 \$4,125,000 ~~\$3,125,000~~ on or before September 30, 2016, and \$4,125,000  
21 ~~\$3,125,000~~ on or before March 31, 2017, on such dates as directed by the  
22 budget administrator of the budget division of the Department of  
23 Administrative Services;

24 (g) From the Roads Operations Cash Fund to the Carrier Enforcement  
25 Cash Fund: \$8,064,775. Transfers shall be made in four equal quarterly  
26 amounts on or before July 15, October 15, January 15, and April 15;

27 (h) From the Petroleum Release Remedial Action Cash Fund to the  
28 Underground Storage Tank Fund: \$50,000 on or before July 5, 2016;

29 (i) From the State Building Revolving Fund to the Capitol Security  
30 Revolving Fund: \$666,530. Transfers shall be made in four equal quarterly  
31 amounts on or before July 15, October 15, January 15, and April 15.

1 Transfers shall be made to pay non-General-Fund costs associated  
2 with the operation of the state capitol security division of the Nebraska  
3 State Patrol;

4 (j) From the Highway Trust Fund to the Motor Fuel Tax Enforcement  
5 and Collection Cash Fund: \$1,200,000. Transfers shall be made in twelve  
6 equal monthly amounts;

7 (k) From the Highway Trust Fund to the Motor Carrier Division Cash  
8 Fund: Up to a maximum of \$1,200,000. Transfers shall be made as required  
9 by the Department of Motor Vehicles to operate the Division of Motor  
10 Carrier Services;

11 (l) From the Civic and Community Center Financing Fund to the  
12 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2016, or as  
13 soon thereafter as administratively possible, as provided for in sections  
14 13-2704 and 77-5601;

15 (m) From the Highway Trust Fund to the License Plate Cash Fund: Up  
16 to a maximum of \$5,200,000. Transfers shall be made as required by the  
17 Department of Motor Vehicles to meet the expenditures of plate and  
18 sticker production;

19 (n) From the Flexible Spending Trust Fund to the Health and Life  
20 Benefit Administration Cash Fund: \$140,000, except that if the total  
21 available unobligated balance of forfeitures in the Flexible Spending  
22 Trust Fund as of June 30, 2016, is less than \$140,000, then the State  
23 Treasurer shall transfer the difference, not to exceed \$140,000, from the  
24 State Employees Insurance Fund. Transfers shall be made to pay the costs  
25 associated with the administration of the Flexible Spending Account  
26 program;

27 (o) From the State Employees Insurance Fund to the Health and Life  
28 Benefit Administration Cash Fund: \$959,762;

29 (p) From the Severance Tax Fund to the Municipal Rate Negotiations  
30 Revolving Loan Fund: \$10,000, pursuant to section 57-705;

31 (q) From the Severance Tax Fund to the State Energy Office Cash

1 Fund: \$300,000, pursuant to section 57-705. Transfers shall be made in  
2 twelve equal monthly amounts;

3 (r) From the General Fund to the Victim's Compensation Fund:  
4 \$50,000; ~~and~~

5 (s) From the Department of Motor Vehicles Ignition Interlock Fund to  
6 the Vehicle Title and Registration System Replacement and Maintenance  
7 Cash Fund: \$175,000 on or before June 15, 2017, as directed by the budget  
8 administrator of the budget division of the Department of Administrative  
9 Services; and

10 (t s) From the Ignition Interlock Cash Fund to the General Fund:  
11 \$200,000 on or before June 15, 2017, on such date as directed by the  
12 budget administrator of the budget division of the Department of  
13 Administrative Services.

14 Sec. 40. Laws 2015, LB659, section 13, is amended to read:

15 AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

16 Program No. 10 - Salary - Auditor of Public Accounts

	FY2015-16	FY2016-17
17		
18	<u>99,069</u>	<u>121,135</u>
19	<u>99,069</u>	<u>121,135</u>
20	<del>120,069</del>	<del>121,135</del>
21	<del>120,069</del>	<del>121,135</del>
22	85,000	85,000

23 The unexpended General Fund appropriation balance existing on June  
24 30, 2016, is not reappropriated.

25 Sec. 41. Laws 2015, LB660, section 24, is amended to read:

26 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

27 Program No. 914 - Infrastructure and Maintenance

	FY2015-16	FY2016-17	FUTURE
28			
29	<u>NEBRASKA CAPITAL</u>		
30	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>
31	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>

1	<del>NEBRASKA CAPITAL</del>			
2	<del>CONSTRUCTION FUND</del>	<del>1,000,000</del>	<del>1,000,000</del>	<del>-0-</del>
3	<del>PROGRAM TOTAL</del>	<del>1,000,000</del>	<del>1,000,000</del>	<del>-0-</del>

4 The Department of Correctional Services is hereby authorized to  
 5 undertake various high priority infrastructure and maintenance projects  
 6 related to facility roofing, electrical, boiler/chiller/HVAC, fire life  
 7 safety, and other needs, which projects the Task Force for Building  
 8 Renewal is unable to fully address.

9 In addition, the department is hereby authorized to undertake needed  
 10 repairs and renovations to the Tecumseh State Correctional Institution as  
 11 a result of damages incurred during the May 10, 2015, disturbance.

12 Sec. 42. Laws 2015, LB660, section 29, is amended to read:

13 AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

14 Program No. 920 - University of Nebraska Facilities Program of 2006

15		FY2015-16	FY2016-17	FUTURE
16	<u>GENERAL FUND</u>	<u>11,000,000</u>	<u>11,000,000</u>	<u>11,000,000</u>
17	<u>CASH FUND est.</u>	<u>11,000,000</u>	<u>11,000,000</u>	<u>6,632,546</u>
18	<u>PROGRAM TOTAL</u>	<u>22,000,000</u>	<u>22,000,000</u>	<u>17,632,546</u>
19	<del>GENERAL FUND</del>	<del>11,000,000</del>	<del>11,000,000</del>	<del>33,000,000</del>
20	<del>CASH FUND est.</del>	<del>11,000,000</del>	<del>11,000,000</del>	<del>28,632,546</del>
21	<del>PROGRAM TOTAL</del>	<del>22,000,000</del>	<del>22,000,000</del>	<del>61,632,546</del>

22 The Legislature hereby acknowledges and reaffirms the directive made  
 23 by Laws 2006, LB 605, sections 2, 3, and 4, which authorizes the Board of  
 24 Regents to make expenditures from appropriated funds for the University  
 25 of Nebraska Facilities Program of 2006 exclusively for deferred  
 26 maintenance, repair, renovation, facility renovation, and facility  
 27 replacement projects as outlined in section 3 of LB 605.

28 Sec. 43. Laws 2015, LB660, section 31, is amended to read:

29 AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

30 Program No. 939 - Veterinary Diagnostic Center

31		FY2015-16	FY2016-17	FUTURE
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1	<u>GENERAL FUND</u>	<u>-0-</u>	<u>5,101,000</u>	<u>18,006,300</u>
2	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,101,000</u>	<u>18,006,300</u>
3	<del>GENERAL FUND</del>	<del>-0-</del>	<del>5,101,000</del>	<del>35,676,700</del>
4	<del>PROGRAM TOTAL</del>	<del>-0-</del>	<del>5,101,000</del>	<del>35,676,700</del>

5        Subject to the provisions of section 85-1414, the Board of Regents  
6 of the University of Nebraska is hereby authorized to design and  
7 construct a Veterinary Diagnostic Center at the University of Nebraska  
8 Institute of Agriculture and Natural Resources. The total project cost is  
9 estimated at ~~\$44,704,000~~ ~~\$45,644,000~~ of which \$4,150,000 is private or  
10 other funds.

11        The \$5,101,000 appropriated for FY2013-14 and the \$5,101,000  
12 appropriated for FY2014-15 are hereby reappropriated and available for  
13 FY2015-16.

14        Beginning with the fiscal year commencing July 1, 2016, and  
15 continuing through the fiscal year ending June 30, 2024, the Legislature  
16 shall appropriate each fiscal year from the General Fund an amount not  
17 less than \$5,101,000 to be used by the Board of Regents of the University  
18 of Nebraska to pay the costs of constructing a Veterinary Diagnostic  
19 Center. The board may enter into long-term financing contracts with any  
20 person, firm, or corporation for the Veterinary Diagnostic Center  
21 project. The board may not enter into long-term financing contracts until  
22 evidence is provided to the budget administrator of the budget division  
23 of the Department of Administrative Services that \$4,150,000 in private  
24 or other funds have been received for this project. The payments of the  
25 costs of the project may occur over a contract period not to extend  
26 beyond June 30, 2024. The board shall not pledge the credit of the State  
27 of Nebraska for the payment of any sum owing on account of such contract,  
28 except that there may be pledged for the payment of any such contract any  
29 appropriations made by the Legislature for such purpose. No contract  
30 shall be entered into pursuant to this section without prior approval by  
31 resolution by the board. The board may also convey, lease, or lease back



1 all or any part of the Veterinary Diagnostic Center project and the land  
 2 on which such project is situated to such person, firm, or corporation as  
 3 the board may contract with pursuant to this section to facilitate the  
 4 long-term payment of the cost of the Veterinary Diagnostic Center  
 5 project. Any such conveyance or lease shall provide that when the cost of  
 6 the Veterinary Diagnostic Center project has been paid, together with  
 7 interest and other costs thereon, the Veterinary Diagnostic Center  
 8 project and the land on which such project is located shall become the  
 9 property of the board. The board may schedule contractual payments on a  
 10 monthly, quarterly, or semiannual basis consistent with the state fiscal  
 11 year. On or before August 31, 2024, any funds appropriated from the  
 12 General Fund for the project held in the state treasury and held by any  
 13 trustee which are not necessary to meet the terms of any long-term  
 14 financing agreements entered into pursuant to this section shall be  
 15 transferred to the General Fund.

16 The Legislature finds and determines that the Veterinary Diagnostic  
 17 Center project is of critical importance to the State of Nebraska. It is  
 18 the intent of the Legislature that the appropriations for the Veterinary  
 19 Diagnostic Center project shall not be reduced until all contracts and  
 20 securities relating to the construction and financing of the Veterinary  
 21 Diagnostic Center project are completed or paid but in no case shall such  
 22 appropriations extend beyond the fiscal year ending June 30, 2024.

23 Sec. 44. Laws 2015, LB660, section 36, is amended to read:

24 AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

25 Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning  
 26 Systems Replacement

	FY2015-16	FY2016-17	FUTURE
27 GENERAL FUND	-0-	-0-	66,065,200
28 NEBRASKA CAPITAL			
29 CONSTRUCTION FUND	-0-	7,804,292	20,436,714
30 PROGRAM TOTAL	-0-	7,804,292	86,501,914

1           The Legislature hereby acknowledges and reaffirms the directive made  
2 by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol  
3 Commission to continue planning for and undertake replacement of the  
4 existing heating, ventilating, and air conditioning systems serving the  
5 Nebraska State Capitol as well as associated infrastructure, fire  
6 protection, life safety, and architectural improvements identified in the  
7 Nebraska State Capitol HVAC Master Plan Amendment, dated September 20,  
8 2013. For informational purposes, Laws 2014, LB905, appropriated  
9 \$11,701,900 from the Nebraska Capital Construction Fund for FY2014-15 to  
10 continue planning for and initiate the project and estimated that of such  
11 amount appropriated, \$2,306,215 would be expended in FY2014-15,  
12 \$2,306,215 would be expended in FY2015-16, and \$7,089,470 would be  
13 expended in FY2016-17. The Legislature hereby acknowledges and reaffirms  
14 its intent to appropriate future amounts from the General Fund for  
15 completion of the project as follows: \$9,529,333 for FY2017-18;  
16 \$8,727,526 for FY2018-19; \$7,994,885 for FY2019-20; \$8,755,725 for  
17 FY2020-21; \$11,185,556 for FY2021-22; \$11,020,750 for FY2022-23; and  
18 \$8,851,425 for FY2023-24. The Legislature further intends to appropriate  
19 future amounts from the Nebraska Capital Construction Fund for completion  
20 of the project as follows: \$3,417,587 for FY2019-20; \$3,742,825 for  
21 FY2020-21; \$4,781,509 for FY2021-22; \$4,711,059 for FY2022-23; and  
22 \$3,783,734 for FY2023-24. The total project cost shall not exceed  
23 \$106,008,106.

24           Pursuant to section 81-1119, the Department of Administrative  
25 Services is hereby authorized to expend such amounts as necessary from  
26 the appropriation contained in this section to acquire real property in  
27 the City of Lincoln not presently owned by the State of Nebraska. Such  
28 real property shall be utilized to support installation of infrastructure  
29 necessary for replacement of the heating, ventilating, and air  
30 conditioning systems serving the Nebraska State Capitol as authorized in  
31 this section.

1 Not later than September 15, 2015, the Office of the Nebraska  
2 Capitol Commission shall provide a report to the Appropriations Committee  
3 of the Legislature detailing the status of planning for the project along  
4 with a complete summary of any proposed funding modifications necessary  
5 to complete the project.

6 Sec. 45. Section 90-559, Revised Statutes Supplement, 2015, is  
7 amended to read:

8 90-559 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

9 Program No. 200 - Operations

	FY2015-16	FY2016-17
10		
11	<u>203,063,182</u>	<u>203,142,037</u>
12	<del>200,125,515</del>	<del>191,191,700</del>
13	2,126,000	2,126,000
14	1,758,021	1,762,858
15	18,780,835	18,935,977
16	<u>225,728,038</u>	<u>225,966,872</u>
17	<del>222,790,371</del>	<del>214,016,535</del>
18	105,894,527	105,496,351

19 The unexpended General Fund appropriation balance existing on June  
20 30, 2015, is hereby reappropriated.

21 Included in the salary limitations provided by this section is  
22 \$3,672,087 for FY2015-16 and \$3,672,087 for FY2016-17 for Revolving Fund  
23 salaries for program classifications 390 and 563, that shall not be  
24 limited to the amounts shown.

25 The Department of Administrative Services shall monitor the  
26 appropriations and expenditures for this program according to the  
27 following program classifications:

- 28 No. 260 - Nebraska Correctional Youth Facility
- 29 No. 300 - Tecumseh Correctional Center
- 30 No. 368 - Lincoln Community Corrections Center
- 31 No. 369 - Omaha Community Corrections Center

- 1           No. 370 - Central Office
- 2           No. 372 - Nebraska State Penitentiary
- 3           No. 373 - Nebraska Center for Women - York
- 4           No. 375 - Diagnostic and Evaluation Center
- 5           No. 376 - Lincoln Correctional Center
- 6           No. 377 - Omaha Correctional Center
- 7           No. 386 - McCook Incarceration Work Camp
- 8           No. 389 - Adult Parole Administration
- 9           No. 390 - Federal Surplus Property
- 10          No. 495 - Department Central Warehouse
- 11          No. 563 - Correctional Industries

12           Revolving Fund expenditures shall not be limited to the amounts  
13 shown.

14           It is the intent of the Legislature that the Department of  
15 Correctional Services investigate the feasibility of leasing the former  
16 Lancaster County jail facility located in Air Park and owned by the  
17 Airport Authority of the City of Lincoln, Nebraska, and consider making  
18 this facility a community corrections facility instead of a minimum-  
19 security facility. The department shall issue a report to the  
20 Appropriations Committee of the Legislature electronically on this  
21 subject by January 1, 2016.

22           It is the intent of the Legislature that the Department of  
23 Correctional Services reduce mandatory overtime at the department's  
24 facilities. The department shall examine reducing mandatory overtime by  
25 studying its pay structure, including, but not limited to, adopting a pay  
26 structure that allows employees to advance through the pay line, adopting  
27 a step plan or a similar-type plan, or by adopting another method that  
28 gives incentives for employees to remain employed by the department. The  
29 department may conduct a salary survey to see if the department's  
30 salaries are competitive with other entities which it competes with for  
31 employees. The department shall issue a report to the Appropriations

1 Committee of the Legislature electronically on this subject by January 1,  
2 2016.

3 It is the intent of the Legislature that the Department of  
4 Correctional Services implement a needs assessment regarding behavioral  
5 and mental health treatment and staffing. The needs assessment shall be  
6 completed by appropriately trained mental health professionals. The  
7 assessment shall include:

8 (1) Review and summary of relevant existing data sources;

9 (2) A detailed review of need factors in the Department of  
10 Correctional Services population including risk behaviors, mental health  
11 needs, behavioral health needs, and diagnosis;

12 (3) A detailed review of existing treatment and analysis of the  
13 adequacy of that treatment based on:

14 (a) Professional standards of care;

15 (b) Best practices;

16 (c) Availability of programming aligned with mental health needs and  
17 diagnosis (using valid instrumentation); and

18 (d) Availability in different facilities and levels of custody; and

19 (4) Analysis of needs, based on data gathered regarding:

20 (a) Staffing needs to meet professional standards of care;

21 (b) Needs related to developing new or different treatment based on  
22 needs analysis; and

23 (c) Needs related to achieving an appropriate level of service that  
24 meets the goals of institutional and community safety and community  
25 integration.

26 The department shall issue a report to the Appropriations Committee  
27 of the Legislature electronically on this subject by January 1, 2016.

28 There is included in the appropriation to this program for FY2015-16  
29 \$5,479,892 ~~\$5,000,000~~ General Funds, which shall only be used to contract  
30 with county jail facilities to house Department of Correctional Services  
31 facilities inmates on a temporary basis. There is included in the

1 appropriation to this program in FY2016-17 \$4,607,147 General Funds,  
2 which shall only be used to contract with county jail facilities to house  
3 Department of Correctional Service facilities inmates on a temporary  
4 basis. If the department estimates that the need to contract with county  
5 jail facilities to house department facilities inmates still exists in  
6 FY2016-17, the department may request General Funds for this purpose. It  
7 is the intent of the Legislature that no further funding be provided  
8 after FY2016-17 to contract with county jail facilities to house  
9 Department of Correctional Services facilities inmates.

10 It is intended that the Department of Correctional Services shall  
11 maintain a Department Contingency Fund and a Department Equipment Fund.

12 Sec. 46. Original Laws 2015, LB657, sections 32, 49, 69, 96, 102,  
13 104, 106, 109, 125, 146, 148, 149, 182, 187, 198, 207, 254, and 271; Laws  
14 2015, LB659, section 13; Laws 2015, LB660, sections 24, 29, 31, and 36;  
15 and section 90-559, Revised Statutes Supplement, 2015, are repealed.

16 Sec. 47. Since an emergency exists, this act takes effect when  
17 passed and approved according to law.