

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 956**

FINAL READING

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

Read first time January 14, 2016

Committee: Appropriations

1 A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB500A,  
2 section 3; Laws 2015, LB591A, section 1; Laws 2015, LB598A, section  
3 5; Laws 2015, LB657, sections 18, 22, 32, 48, 49, 96, 102, 103, 104,  
4 106, 109, 146, 147, 148, 149, 172, 182, 187, 198, 207, 220, 227,  
5 248, 254, 258, and 271; Laws 2015, LB659, sections 13 and 16; Laws  
6 2015, LB660, sections 24, 31, and 36; and section 90-559, Revised  
7 Statutes Supplement, 2015; to state intent; to define terms; to  
8 provide, change, and eliminate appropriations for operation of state  
9 government, state aid, postsecondary education, and capital  
10 construction; to provide for transfers of funds; to require reports;  
11 to repeal the original sections; and to declare an emergency.  
12 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, FY2014-15 means the period July 1, 2014, through June  
5 30, 2015; FY2015-16 means the period July 1, 2015, through June 30, 2016;  
6 FY2016-17 means the period July 1, 2016, through June 30, 2017; FY2017-18  
7 means the period July 1, 2017, through June 30, 2018; and FY2018-19 means  
8 the period July 1, 2018, through June 30, 2019.

9           Sec. 2. APPROPRIATION LANGUAGE.

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

15          Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

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

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

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

30          Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

31          The definitions contained in the Nebraska Accounting System Manual,

1 and any amendments thereto, on file with the Clerk of the Legislature are  
2 hereby adopted by the Legislature as the definitions for this act, except  
3 as provided in section 73 of this act.

4       Sec. 6. DRAWING AND PAYING WARRANTS.

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

10       Sec. 7. AGENCY NO. 5 – SUPREME COURT

11       Program No. 437 - Juvenile Justice

	<u>FY2015-16</u>	<u>FY2016-17</u>
12 <u>GENERAL FUND</u>	<u>-0-</u>	<u>71,462,905</u>
13 <u>CASH FUND est.</u>	<u>-0-</u>	<u>25,000</u>
14 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>71,487,905</u>
15 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>13,153,313</u>

17       Cash Fund expenditures for this program shall not be limited to the  
18 amounts shown.

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

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

	<u>FY2015-16</u>	<u>FY2016-17</u>
21 <u>GENERAL FUND</u>	<u>46,100</u>	<u>-0-</u>
22 <u>PROGRAM TOTAL</u>	<u>46,100</u>	<u>-0-</u>
23 <u>SALARY LIMIT</u>	<u>40,000</u>	<u>-0-</u>

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

25       Program No. 290 - State Settlement Funds

	<u>FY2015-16</u>	<u>FY2016-17</u>
26 <u>CASH FUND</u>	<u>-0-</u>	<u>175,000</u>
27 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>175,000</u>
28 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>86,520</u>

1        There is included in the appropriation to this program for FY2016-17  
2 \$175,000 Cash Funds for forensic accountants, which shall only be used  
3 for such purpose.

4        Sec. 10. AGENCY NO. 11 – ATTORNEY GENERAL  
5        Program No. 496 - Interstate Water Litigation

	<u>FY2015-16</u>	<u>FY2016-17</u>
6		
7	<u>307,900</u>	<u>921,500</u>
8	<u>PROGRAM TOTAL</u>	<u>921,500</u>
9	<u>SALARY LIMIT</u>	<u>-0-</u>

10        Sec. 11. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
11        Program No. 161 - Education Innovation

	<u>FY2015-16</u>	<u>FY2016-17</u>
12		
13	<u>CASH FUND</u>	<u>375,000</u>
14	<u>PROGRAM TOTAL</u>	<u>375,000</u>
15	<u>SALARY LIMIT</u>	<u>-0-</u>

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

21        Sec. 12. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
22        Program No. 614 - Professional Practices Commission

	<u>FY2015-16</u>	<u>FY2016-17</u>
23		
24	<u>CASH FUND</u>	<u>2,410</u>
25	<u>PROGRAM TOTAL</u>	<u>2,410</u>
26	<u>SALARY LIMIT</u>	<u>2,075</u>

27        There is included in the appropriation to this program for FY2015-16  
28 \$44,418 Cash Funds and \$37,384 Salary Limit for retiree accrued vacation  
29 and sick leave payout and transitional employee training, which shall  
30 only be used for such purpose. There is included in the appropriation to

1 this program for FY2016-17 \$2,410 Cash Funds and \$2,075 Salary Limit for  
2 retiree accrued vacation and sick leave payout and transitional employee  
3 training, which shall only be used for such purpose.

4 Sec. 13. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION

5 Program No. 16 - Expenses, Constitutional Officers

	<u>FY2015-16</u>	<u>FY2016-17</u>
6		
7 <u>GENERAL FUND</u>	<u>4,280</u>	<u>8,718</u>
8 <u>PROGRAM TOTAL</u>	<u>4,280</u>	<u>8,718</u>
9 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

10 Sec. 14. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION

11 Program No. 54 - Enforcement of Standards - Common Carriers

	<u>FY2015-16</u>	<u>FY2016-17</u>
12		
13 <u>GENERAL FUND</u>	<u>33,840</u>	<u>-0-</u>
14 <u>PROGRAM TOTAL</u>	<u>33,840</u>	<u>-0-</u>
15 <u>SALARY LIMIT</u>	<u>15,643</u>	<u>-0-</u>

16 Sec. 15. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION

17 Program No. 583 - Enhanced Wireless 911 Fund

	<u>FY2015-16</u>	<u>FY2016-17</u>
18		
19 <u>CASH FUND</u>	<u>91,547</u>	<u>267,833</u>
20 <u>PROGRAM TOTAL</u>	<u>91,547</u>	<u>267,833</u>
21 <u>SALARY LIMIT</u>	<u>30,012</u>	<u>165,741</u>

22 Sec. 16. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION

23 Program No. 686 - Nebraska Telecommunications Universal Service Fund

	<u>FY2015-16</u>	<u>FY2016-17</u>
24		
25 <u>CASH FUND</u>	<u>33,496</u>	<u>30,000</u>
26 <u>PROGRAM TOTAL</u>	<u>33,496</u>	<u>30,000</u>
27 <u>SALARY LIMIT</u>	<u>3,036</u>	<u>-0-</u>

28 Sec. 17. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION

29 Program No. 790 - Natural Gas Regulation

	<u>FY2015-16</u>	<u>FY2016-17</u>
30		

1	<u>CASH FUND</u>	<u>3,091</u>	<u>-0-</u>
2	<u>PROGRAM TOTAL</u>	<u>3,091</u>	<u>-0-</u>
3	<u>SALARY LIMIT</u>	<u>2,685</u>	<u>-0-</u>

4        Sec. 18. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 5        Program No. 33 - Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
6		
7	<u>42,546</u>	<u>4,588,884</u>
8	<u>-0-</u>	<u>2,873,878</u>
9	<u>42,546</u>	<u>7,462,762</u>
10	<u>14,759</u>	<u>60,453</u>

11        There is included in the appropriation to this program for FY2016-17  
 12        \$200,000 General Funds to create and develop a plan for systems of care  
 13        for adult users of behavioral health services. It is the intent of the  
 14        Legislature for the plan to be developed in partnership with community  
 15        stakeholders and consultants or contractors may be utilized. The plan  
 16        shall include a statewide assessment of needs, shall outline a plan for  
 17        infrastructure, services, support, and financing strategies to address  
 18        the needs, and shall identify related short-term and long-term outcomes.

19        It is the intent of the Legislature that the Division of Behavioral  
 20        Health of the Department of Health and Human Services shall report the  
 21        results of the cost study of behavioral health rates to the Legislature.  
 22        The final results, from phases of the cost study which have been  
 23        completed by June 30, 2016, shall be reported on or before July 31, 2016.  
 24        Thereafter, the final results of each phase shall be reported to the  
 25        Legislature upon completion. At the conclusion of the rate study, a final  
 26        report shall be submitted to the Legislature. The reporting shall be done  
 27        electronically.

28        Sec. 19. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 29        Program No. 175 - Rural Health Provider Incentive Program

	<u>FY2015-16</u>	<u>FY2016-17</u>
30		
31	<u>100,000</u>	<u>100,000</u>



1	<u>GENERAL FUND</u>	<u>13,214,354</u>	<u>7,076</u>
2	<u>PROGRAM TOTAL</u>	<u>13,214,354</u>	<u>7,076</u>

3       There is included in the appropriation to this program for FY2015-16  
4 \$13,214,354 General Funds for state aid, which shall only be used for  
5 such purpose. There is included in the appropriation to this program for  
6 FY2016-17 \$7,076 General Funds for state aid, which shall only be used  
7 for such purpose.

8       There is included in the amount shown as General Fund aid in this  
9 program \$500,000 General Funds for FY2015-16 which shall only be used to  
10 serve persons on the waiting list.

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

12       Program No. 502 - Public Health Aid

	<u>FY2015-16</u>	<u>FY2016-17</u>
13		
14	<u>1,000,000</u>	<u>-0-</u>
15	<u>1,000,000</u>	<u>-0-</u>

16       There is included in the appropriation to this program for FY2015-16  
17 \$1,000,000 General Funds for state aid, which shall only be used for such  
18 purpose.

19       There is included in the appropriation to this program for FY2015-16  
20 \$1,000,000 General Funds, for state aid, for the seven community health  
21 centers funded through Federal Program 330, Public Law 104-299, the  
22 federal Health Centers Consolidation Act of 1996. Each of the following  
23 centers is to receive \$142,857: Charles Drew Health Center, One World  
24 Community Health Center, East Central District Health Department – Good  
25 Neighbor Community Health Center, Community Action Partnership of Western  
26 Nebraska, Midtown Community Health Center, People's Health Center, and  
27 Heartland Health Center.

28       Sec. 25. AGENCY NO. 29 – DEPARTMENT OF NATURAL RESOURCES

29       Program No. 314 - Critical Infrastructure Facilities

	<u>FY2015-16</u>	<u>FY2016-17</u>
30		
31	<u>13,700,000</u>	<u>-0-</u>





1           Sec. 28. 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>1,853,000</u>	<u>5,306,519</u>	<u>20,847,039</u>
6	<u>1,853,000</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           There is included in the appropriation to this program for FY2015-16  
13           \$1,800,000, which shall be utilized to address capacity and programming  
14           needs within the Department of Correctional Services while the capital  
15           construction project at the Community Corrections Center in Lincoln is  
16           being completed. The department shall issue a report to the  
17           Appropriations Committee of the Legislature on the utilization of or  
18           plans for these funds by January 1, 2017. The report shall be submitted  
19           electronically.

20           Sec. 29. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
21           Program No. 928 - Reception and Treatment Center

	<u>FY2015-16</u>	<u>FY2016-17</u>
22		
23	<u>NEBRASKA CAPITAL</u>	
24	<u>-0-</u>	<u>69,000</u>
25	<u>-0-</u>	<u>69,000</u>

26           The Department of Correctional Services is hereby authorized to  
27           develop a program statement in FY2016-17 for the potential future design,  
28           renovation, and consolidation of the department's Lincoln Correctional  
29           Center and the Diagnostic and Evaluation Center facilities as well as the  
30           construction of three hundred new beds for behavioral health, geriatric,  
31           and long-term medical needs, for the purpose of creating a new Reception

1 and Treatment Center.

2 Sec. 30. AGENCY NO. 54 – NEBRASKA STATE HISTORICAL SOCIETY

3 Program No. 648 - Nebraska State Historical Society

	<u>FY2015-16</u>	<u>FY2016-17</u>
4		
5 <u>GENERAL FUND</u>	<u>85,000</u>	<u>-0-</u>
6 <u>PROGRAM TOTAL</u>	<u>85,000</u>	<u>-0-</u>
7 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

8 Sec. 31. AGENCY NO. 76 – COMMISSION ON INDIAN AFFAIRS

9 Program No. 584 - Indian Affairs

	<u>FY2015-16</u>	<u>FY2016-17</u>
10		
11 <u>GENERAL FUND</u>	<u>3,977</u>	<u>25,028</u>
12 <u>PROGRAM TOTAL</u>	<u>3,977</u>	<u>25,028</u>

13 Sec. 32. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
14 CRIMINAL JUSTICE

15 Program No. 198 - Central Administration

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

18 Sec. 33. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
19 CRIMINAL JUSTICE

20 Program No. 199 - Nebraska Law Enforcement Training Center

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

23 Sec. 34. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
24 CRIMINAL JUSTICE

25 Program No. 215 - Criminal Justice Information System

	<u>FY2015-16</u>	<u>FY2016-17</u>
26		
27 <u>SALARY LIMIT</u>	<u>5,445</u>	<u>5,575</u>

28 Sec. 35. Pursuant to the provisions of section 85-408, the  
29 Legislature approves the expenditure of \$775,000 from the University of  
30 Nebraska at Omaha Student Fees and Facilities Revenue Bond Surplus Funds

1 for the University Village stairwell repairs project.

2 Sec. 36. It is the intent of the Legislature to provide a total of  
3 \$5,000,000 General Funds for FY2017-18 and a total of \$5,000,000 General  
4 Funds for FY2018-19 for the operation and maintenance of the Global  
5 Center for Advanced Interprofessional Learning at the University of  
6 Nebraska Medical Center.

7 Sec. 37. It is the intent of the Legislature that annual health  
8 care insurance reports required pursuant to sections 50-502 and 50-503  
9 include the following:

10 (1) Employee and employer monthly health insurance premium  
11 contributions for the plan option used by the majority of employees;

12 (2) The amount of trust fund reserves and fund balances and the  
13 rationale for the level of each;

14 (3) An overview of the plan design and management;

15 (4) Enrollment, eligibility, and demographics of plan membership;

16 (5) The financial performance of the plan including plan income  
17 sources and employer fund sources; and

18 (6) Expenses of the plan including medical and pharmacy claims and  
19 professional and administrative costs.

20 It is the intent of the Legislature that on or after July 1, 2016,  
21 no additional employee premium holidays be provided by the University of  
22 Nebraska Health Insurance Plan and the State of Nebraska Health Insurance  
23 Plan.

24 It is also the intent of the Legislature that on or after July 1,  
25 2016, any increase in costs associated with the University of Nebraska  
26 Health Insurance Plan and the State of Nebraska Health Insurance Plan be  
27 borne proportionately by employee and employer premiums.

28 Sec. 38. Laws 2015, LB500A, section 3, is amended to read:

29 Sec. 3. The General Fund appropriation for FY2016-17 to the Supreme  
30 Court, for Program ~~437~~ 435, is hereby reduced by \$250,000.

31 Sec. 39. Laws 2015, LB591A, section 1, is amended to read:

1 Section 1. AGENCY NO. 16 – DEPARTMENT OF REVENUE

2 Program No. 108 - Homestead Exemption

	FY2015-16	FY2016-17
4 <u>GENERAL FUND</u>	<u>71,600,000</u>	<u>72,515,000</u>
5 <u>PROGRAM TOTAL</u>	<u>71,600,000</u>	<u>72,515,000</u>
6 <del>GENERAL FUND</del>	<del>71,000,000</del>	<del>71,315,000</del>
7 <del>PROGRAM TOTAL</del>	<del>71,000,000</del>	<del>71,315,000</del>

8 There is included in the appropriation to this program for FY2015-16  
9 ~~\$71,600,000~~ ~~\$71,000,000~~ General Funds for state aid, which shall only be  
10 used for such purpose. There is included in the appropriation to this  
11 program for FY2016-17 ~~\$72,515,000~~ ~~\$71,315,000~~ General Funds for state  
12 aid, which shall only be used for such purpose.

13 Sec. 40. Laws 2015, LB598A, section 5, is amended to read:

14 Sec. 5. There is hereby appropriated (1) \$463,522 from the General  
15 Fund and \$-0- from the Parole Program Cash Fund for FY2015-16 and (2)  
16 ~~\$6,200,975~~ ~~\$5,500,975~~ from the General Fund and \$455,873 from the Parole  
17 Program Cash Fund for FY2016-17 to the Board of Pardons and Board of  
18 Parole, for Program 358, to aid in carrying out the provisions of  
19 Legislative Bill 598, One Hundred Fourth Legislature, First Session,  
20 2015.

21 Total expenditures for permanent and temporary salaries and per  
22 diems from funds appropriated in this section shall not exceed \$323,794  
23 for FY2015-16 or \$2,957,608 for FY2016-17.

24 There is included in the appropriation to this program for FY2015-16  
25 \$100,000 in General Funds which shall only be used by the Board of Parole  
26 to develop and implement a strategic plan to transition the supervision  
27 of the Office of Parole Administration from the Department of  
28 Correctional Services to the Board of Parole. For the purposes of  
29 developing such a plan, the Board of Parole shall, on or before January  
30 1, 2016, hire a transition plan director and any staff as allowed under  
31 subsection (2) of section 83-188 to assist such director in the

1 transition.

2 Sec. 41. Laws 2015, LB657, section 18, is amended to read:

3 Sec. 18. AGENCY NO. 5 – SUPREME COURT

4 Program No. 52 - Operations

	FY2015-16	FY2016-17
5		
6 GENERAL FUND	32,616,292	33,751,147
7 CASH FUND est.	2,641,780	2,669,709
8 FEDERAL FUND est.	481,108	483,622
9 PROGRAM TOTAL	35,739,180	36,904,478
10 SALARY LIMIT	23,345,923	23,926,634

11 The Department of Administrative Services shall monitor the  
12 appropriations and expenditures for this program according to the  
13 following program classifications:

- 14 No. 34 - Court Administration
- 15 No. 40 - State Law Library
- 16 No. 396 - County Court System
- 17 No. 399 - District Court Reporters
- 18 No. 405 - Court of Appeals

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

21 The budget division of the Department of Administrative Services  
22 shall administratively transfer General Fund appropriations or Salary  
23 Limits or both among Programs 52, 67, 420, ~~and~~ 435, and 437, within  
24 Agency 5, upon written certification by the State Court Administrator  
25 that the Supreme Court has determined that such transfer is necessary for  
26 the efficient functioning of statewide court operations and the proper  
27 administration of justice.

28 There is included in the appropriation to this program for FY2015-16  
29 \$270,000 Cash Funds for dispute resolution state aid, which shall only be  
30 used for such purpose. There is included in the appropriation to this  
31 program for FY2016-17 \$270,000 Cash Funds for dispute resolution state

1 aid, which shall only be used for such purpose.

2 There is included in the appropriation to this program for FY2015-16  
3 \$550,000 Cash Funds for parenting plan mediation for indigent and lower-  
4 income persons involved in Parenting Act cases, as state aid, which shall  
5 only be used for such purpose. There is included in the appropriation to  
6 this program for FY2016-17 \$550,000 Cash Funds for parenting plan  
7 mediation for indigent and lower-income persons involved in Parenting Act  
8 cases, as state aid, which shall only be used for such purpose.

9 There is included in the appropriation to this program for FY2015-16  
10 \$300,000 General Funds for court appointed special advocate state aid,  
11 which shall only be used for such purpose. There is included in the  
12 appropriation to this program for FY2016-17 \$300,000 General Funds for  
13 court appointed special advocate state aid, which shall only be used for  
14 such purpose.

15 Cash Fund expenditures for this program shall not be limited to the  
16 amounts shown.

17 Sec. 42. Laws 2015, LB657, section 22, is amended to read:

18 Sec. 22. AGENCY NO. 5 – SUPREME COURT

19 Program No. 435 - Probation Community Corrections

	FY2015-16	FY2016-17
21 <u>GENERAL FUND</u>	<u>74,758,737</u>	<u>12,626,882</u>
22 <u>CASH FUND est.</u>	<u>7,258,708</u>	<u>6,625,708</u>
23 <u>PROGRAM TOTAL</u>	<u>82,017,445</u>	<u>19,252,590</u>
24 <u>SALARY LIMIT</u>	<u>15,446,258</u>	<u>4,947,686</u>
25 <del>GENERAL FUND</del>	<del>74,758,737</del>	<del>84,089,787</del>
26 <del>CASH FUND est.</del>	<del>7,258,708</del>	<del>6,650,708</del>
27 <del>PROGRAM TOTAL</del>	<del>82,017,445</del>	<del>90,740,495</del>
28 <del>SALARY LIMIT</del>	<del>15,446,258</del>	<del>18,100,999</del>

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

31 Cash Fund expenditures for this program shall not be limited to the

1 amounts shown.

2 Sec. 43. Laws 2015, LB657, section 32, is amended to read:

3 Sec. 32. AGENCY NO. 9 – SECRETARY OF STATE

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

	FY2015-16	FY2016-17
5		
6 GENERAL FUND	150,624	154,665
7 <u>CASH FUND</u>	<u>3,085,000</u>	<u>3,086,668</u>
8 <del>CASH FUND</del>	<del>2,688,540</del>	<del>2,690,208</del>
9 REVOLVING FUND	1,105,976	1,149,378
10 <u>PROGRAM TOTAL</u>	<u>4,341,600</u>	<u>4,390,711</u>
11 <del>PROGRAM TOTAL</del>	<del>3,945,140</del>	<del>3,994,251</del>
12 SALARY LIMIT	608,188	622,761

13 Sec. 44. Laws 2015, LB657, section 48, is amended to read:

14 Sec. 48. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

15 Program No. 25 - Education, Administration, and Support

	FY2015-16	FY2016-17
16		
17 <u>GENERAL FUND</u>	<u>16,430,022</u>	<u>16,419,448</u>
18 <del>GENERAL FUND</del>	<del>16,180,022</del>	<del>16,419,448</del>
19 CASH FUND	1,512,044	1,523,964
20 FEDERAL FUND est.	24,018,965	23,412,744
21 REVOLVING FUND	204,728	204,728
22 <u>PROGRAM TOTAL</u>	<u>42,165,759</u>	<u>41,560,884</u>
23 <del>PROGRAM TOTAL</del>	<del>41,915,759</del>	<del>41,560,884</del>
24 SALARY LIMIT	16,504,454	14,337,555

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. 25 - Commissioner's Office

29 No. 403 - Assessment/Report Card

30 No. 440 - Human Resources



- 1 No. 441 - Teaching and Learning Curriculum/Instruction/Innovation
- 2 No. 442 - Diversity Populations: Equity and Instructional Issues
- 3 No. 443 - Network Education and Technology Services
- 4 No. 444 - Office of Early Childhood
- 5 No. 445 - Data, Research, Evaluation, and Information Technology
- 6 No. 446 - Adult Program Services
- 7 No. 447 - School Improvement/Accreditation
- 8 No. 448 - Diversity Populations: Special Education
- 9 No. 449 - Federal Programs
- 10 No. 450 - Select Department-wide Costs
- 11 No. 451 - Finance and Organization Services

12 The unexpended General Fund appropriation balance existing on June  
13 30, 2015, is hereby reappropriated in the amount of \$2,927,000 for the  
14 state assessment and reporting system. The unexpended General Fund  
15 appropriation balance existing on June 30, 2015, is hereby reappropriated  
16 in the amount of \$912,000 to implement the Step Up to Quality Child Care  
17 Act. The unexpended General Fund appropriation balance existing on June  
18 30, 2015, is hereby reappropriated in the amount of \$785,000 for  
19 activities related to the implementation of Laws 2014, LB438. The  
20 unexpended General Fund appropriation balance existing on June 30, 2015,  
21 is hereby reappropriated in the amount of \$266,832 for retirement  
22 payouts.

23 There is included in the appropriation to this program for FY2015-16  
24 \$4,751,600 General Funds and \$2,750,000 Federal Funds estimate for  
25 statewide assessment and reporting, which shall only be used for such  
26 purpose. There is included in the appropriation to this program for  
27 FY2016-17 \$4,751,600 General Funds and \$2,750,000 Federal Funds estimate  
28 for statewide assessment and reporting, which shall only be used for such  
29 purpose.

30 There is included in the appropriation to this program for FY2015-16  
31 \$500,000 General Funds for an IT academy project, which shall only be

1 used for such purpose. There is included in the appropriation to this  
2 program for FY2016-17 \$500,000 General Funds for an IT academy project,  
3 which shall only be used for such purpose.

4 There is included in the appropriation to this program for FY2015-16  
5 \$75,000 General Funds for the review of poverty and limited English  
6 proficiency plans, including at least \$25,000 General Funds for  
7 performance auditing. There is included in the appropriation to this  
8 program for FY2016-17 \$75,000 General Funds for the review of poverty and  
9 limited English proficiency plans, including at least \$25,000 General  
10 Funds for performance auditing.

11 There is included in the appropriation to this program for FY2015-16  
12 \$95,000 General Funds for a position for the Early Childhood Education  
13 Grant Program. There is included in the appropriation to this program for  
14 FY2016-17 \$95,000 General Funds for a position for the Early Childhood  
15 Education Grant Program. It is the intent of the Legislature to provide  
16 funding for the position for only two years, in FY2015-16 and FY2016-17.

17 There is included in the appropriation to this program for FY2016-17  
18 \$10,000 General Funds for the Educational Opportunity for Military  
19 Children Program.

20 There is included in the appropriation to this program for FY2015-16  
21 \$250,000 General Funds as a one-time appropriation for the adult  
22 education program to implement job-driven training and education  
23 components of the federal Workforce Innovation and Opportunity Act,  
24 including, but not limited to, college and career readiness initiatives  
25 and curriculum alignment, support of partnerships with American Job  
26 Centers, staff development, instructional capacity, outreach, and  
27 technology.

28 Sec. 45. Laws 2015, LB657, section 49, is amended to read:

29 Sec. 49. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

30 Program No. 158 - Education Aid

31

FY2015-16

FY2016-17

1	<u>GENERAL FUND</u>	<u>1,189,807,538</u>	<u>1,203,433,823</u>
2	<del>GENERAL FUND</del>	<del>1,193,669,501</del>	<del>1,210,050,102</del>
3	CASH FUND	3,240,938	3,240,938
4	FEDERAL FUND est.	310,889,138	310,889,138
5	<u>PROGRAM TOTAL</u>	<u>1,503,937,614</u>	<u>1,517,563,899</u>
6	<del>PROGRAM TOTAL</del>	<del>1,507,799,577</del>	<del>1,524,180,178</del>

7        There is included in the appropriation to this program for FY2015-16  
8 \$1,189,807,538 ~~\$1,193,669,501~~ General Funds, \$3,240,938 Cash Funds, and  
9 \$310,889,138 Federal Funds estimate for state aid, which shall only be  
10 used for such purpose. There is included in the appropriation to this  
11 program for FY2016-17 \$1,203,433,823 ~~\$1,210,050,102~~ General Funds,  
12 \$3,240,938 Cash Funds, and \$310,889,138 Federal Funds estimate for state  
13 aid, which shall only be used for such purpose.

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

21        There is included in the amount shown for FY2015-16 \$946,539,662  
22 ~~\$950,651,625~~ General Funds which are hereby appropriated to the Tax  
23 Equity and Educational Opportunities Fund, which fund is hereby  
24 appropriated to provide state aid to public school districts pursuant to  
25 the Tax Equity and Educational Opportunities Support Act. There is  
26 included in the amount shown for FY2016-17 \$952,153,581 ~~\$956,243,013~~  
27 General Funds which are hereby appropriated to the Tax Equity and  
28 Educational Opportunities Fund, which fund is hereby appropriated to  
29 provide state aid to public school districts pursuant to the Tax Equity  
30 and Educational Opportunities Support Act.

31        There is included in the amount shown for this program \$219,112,160

1 General Funds provided as state aid for FY2015-16 for special education  
2 reimbursement. There is included in the amount shown for this program  
3 \$222,063,117 ~~\$224,589,964~~ General Funds provided as state aid for  
4 FY2016-17 for special education reimbursement.

5 There is included in the amount shown for this program \$465,500  
6 General Funds provided as state aid for FY2015-16 and \$465,500 General  
7 Funds provided as state aid for FY2016-17 to carry out the provisions of  
8 subsection (2) of section 79-734.

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

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

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

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

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

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

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

5           There is included in the amount shown for this program \$750,000  
6 General Funds provided as state aid for FY2015-16 and \$750,000 General  
7 Funds provided as state aid for FY2016-17 for aid to institutions  
8 offering high school equivalency programs.

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

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

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

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

29           There is included in the amount shown for this program \$400,000  
30 General Funds provided as state aid for FY2015-16 and \$400,000 General  
31 Funds provided as state aid for FY2016-17 for the Nurturing Healthy

1 Behaviors program.

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

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

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

12 There is included in the amount shown for this program \$250,000  
13 General Funds provided as one-time state aid for FY2015-16 for expanded  
14 learning opportunity programs.

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

1 percentages certified by the Department of Health and Human Services.

2 Sec. 46. Laws 2015, LB657, section 96, is amended to read:

3 Sec. 96. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

4 Program No. 38 - Behavioral Health Aid

	FY2015-16	FY2016-17
5		
6 <u>GENERAL FUND</u>	<u>69,421,172</u>	<u>73,844,769</u>
7 <u>CASH FUND</u>	<u>13,499,660</u>	<u>13,699,660</u>
8 <del>GENERAL FUND</del>	<del>69,421,172</del>	<del>74,044,769</del>
9 <del>CASH FUND</del>	<del>13,499,660</del>	<del>13,499,660</del>
10 FEDERAL FUND est.	10,504,971	10,504,971
11 PROGRAM TOTAL	93,425,803	98,049,400

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

21 There is included in the appropriation to this program for FY2015-16  
22 \$69,421,172 General Funds, \$13,499,660 Cash Funds, and \$10,504,971  
23 Federal Funds estimate for state aid, which shall only be used for such  
24 purpose. There is included in the appropriation to this program for  
25 FY2016-17 ~~\$73,844,769~~ ~~\$74,044,769~~ General Funds, ~~\$13,699,660~~ ~~\$13,499,660~~  
26 Cash Funds, and \$10,504,971 Federal Funds estimate for state aid, which  
27 shall only be used for such purpose.

28 There is included in the amount shown as General Fund aid in this  
29 program \$2,081,958 General Funds for FY2015-16 and \$4,205,555 General  
30 Funds for FY2016-17 for a two and twenty-five hundredths percent increase  
31 in rates paid to providers of behavioral health services, which funds

1 shall only be used for such purpose.

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

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

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

19 There is included in the amount shown as Cash Fund aid in this  
20 program a one-time appropriation of \$100,000 Cash Funds for FY2016-17  
21 from the Nebraska Health Care Cash Fund to be used for housing services  
22 for persons with substance abuse disorders. It is the intent of the  
23 Legislature that the funds be used for persons recovering from substance  
24 abuse disorders in the following manner: To support evidence-based  
25 practices that conform to nationally recognized standards for residential  
26 treatment; to increase access to residential treatment in areas of the  
27 state with demonstrable need; and to support the administrative need of  
28 providing housing services.

29 Sec. 47. Laws 2015, LB657, section 102, is amended to read:

30 Sec. 102. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

31 Program No. 344 - Children's Health Insurance



1		FY2015-16	FY2016-17
2	<u>GENERAL FUND</u>	<u>7,908,257</u>	<u>6,310,878</u>
3	<del>GENERAL FUND</del>	<del>12,408,257</del>	<del>6,517,246</del>
4	CASH FUND	7,085,700	7,085,700
5	<u>FEDERAL FUND est.</u>	<u>90,759,051</u>	<u>100,748,509</u>
6	<u>PROGRAM TOTAL</u>	<u>105,753,008</u>	<u>114,145,087</u>
7	<del>FEDERAL FUND est.</del>	<del>90,759,051</del>	<del>100,542,141</del>
8	<del>PROGRAM TOTAL</del>	<del>110,253,008</del>	<del>114,145,087</del>

9       The unexpended General Fund appropriation balance, less \$11,146,819,  
10 and the unexpended Federal Fund estimate appropriation balance balances  
11 existing on June 30, 2015, are hereby reappropriated.

12       There is included in the appropriation to this program for FY2015-16  
13 \$7,908,257 ~~\$12,408,257~~ General Funds, \$7,085,700 Cash Funds, and  
14 \$90,759,051 Federal Funds estimate for state aid, which shall only be  
15 used for such purpose. There is included in the appropriation to this  
16 program for FY2016-17 \$6,310,878 ~~\$6,517,246~~ General Funds, \$7,085,700  
17 Cash Funds, and \$100,748,509 ~~\$100,542,141~~ Federal Funds estimate for  
18 state aid, which shall only be used for such purpose.

19       There is included in the appropriation to this program for FY2015-16  
20 \$6,835,700 Cash Funds for state aid from the Nebraska Health Care Cash  
21 Fund. There is included in the appropriation to this program for  
22 FY2016-17 \$6,835,700 Cash Funds for state aid from the Nebraska Health  
23 Care Cash Fund.

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

1 It is the intent of the Legislature that phased-down state  
2 contributions to the federal government as defined and required by the  
3 federal Medicare Prescription Drug, Improvement, and Modernization Act of  
4 2003 may be made from appropriations to this program.

5 Sec. 48. Laws 2015, LB657, section 103, is amended to read:

6 Sec. 103. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
7 Program No. 347 - Public Assistance

	FY2015-16	FY2016-17
9 <u>GENERAL FUND</u>	<u>111,190,697</u>	<u>107,231,900</u>
10 <del>GENERAL FUND</del>	<del>111,190,697</del>	<del>112,231,900</del>
11 CASH FUND	3,560,000	3,560,000
12 FEDERAL FUND est.	103,180,481	103,125,004
13 <u>PROGRAM TOTAL</u>	<u>217,931,178</u>	<u>213,916,904</u>
14 <del>PROGRAM TOTAL</del>	<del>217,931,178</del>	<del>218,916,904</del>

15 Of the unexpended General Fund appropriation balance existing on  
16 June 30, 2015, \$3,900,000 is hereby reappropriated to Agency 25, Program  
17 354 - Child Welfare Aid.

18 There is included in the appropriation to this program for FY2015-16  
19 \$111,190,697 General Funds, \$3,560,000 Cash Funds, and \$103,180,481  
20 Federal Funds estimate for state aid, which shall only be used for such  
21 purpose. There is included in the appropriation to this program for  
22 FY2016-17 ~~\$107,231,900~~ ~~\$112,231,900~~ General Funds, \$3,560,000 Cash Funds,  
23 and \$103,125,004 Federal Funds estimate for state aid, which shall only  
24 be used for such purpose.

25 There is included in the appropriation to this program for FY2015-16  
26 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund for state aid  
27 to aid in carrying out the Nebraska Lifespan Respite Services Program and  
28 to provide payment to caregivers to purchase services under the respite  
29 subsidy program. There is included in the appropriation to this program  
30 for FY2016-17 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund  
31 for state aid to aid in carrying out the Nebraska Lifespan Respite

1 Services Program and to provide payment to caregivers to purchase  
2 services under the respite subsidy program.

3 On or before June 30, 2016, the chief executive officer of the  
4 Department of Health and Human Services shall certify to the budget  
5 administrator of the budget division of the Department of Administrative  
6 Services an amount not to exceed ten million dollars of the FY2015-16  
7 appropriation to be transferred from Program 347 - Public Assistance in  
8 the Department of Health and Human Services to Program 354 - Child  
9 Welfare in the Department of Health and Human Services. The budget  
10 administrator of the budget division of the Department of Administrative  
11 Services shall administratively transfer during FY2015-16 the certified  
12 amount provided by the chief executive officer of the Department of  
13 Health and Human Services. The chief executive officer of the Department  
14 of Health and Human Services shall report the certified transfer amount  
15 to the chairperson of the Appropriations Committee of the Legislature and  
16 the Legislative Fiscal Analyst at the same time it is certified to the  
17 budget administrator of the budget division of the Department of  
18 Administrative Services.

19 Sec. 49. Laws 2015, LB657, section 104, is amended to read:

20 Sec. 104. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

21 Program No. 348 - Medical Assistance

	FY2015-16	FY2016-17
22		
23 <u>GENERAL FUND</u>	<u>798,415,607</u>	<u>849,417,179</u>
24 <del>GENERAL FUND</del>	<del>818,415,607</del>	<del>860,958,763</del>
25 CASH FUND	46,851,581	46,851,581
26 <u>FEDERAL FUND est.</u>	<u>1,183,936,671</u>	<u>1,217,906,490</u>
27 <u>PROGRAM TOTAL</u>	<u>2,029,203,859</u>	<u>2,114,175,250</u>
28 <del>FEDERAL FUND est.</del>	<del>1,183,936,671</del>	<del>1,224,423,468</del>
29 <del>PROGRAM TOTAL</del>	<del>2,049,203,859</del>	<del>2,132,233,812</del>

30 The remainder of the unexpended General Fund appropriation balance  
31 existing on June 30, 2015, less \$84,774,997, is hereby reappropriated to

1 this program.

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

4 There is included in the appropriation to this program for FY2015-16  
5 \$798,415,607 ~~\$818,415,607~~ General Funds, \$46,851,581 Cash Funds, and  
6 \$1,183,936,671 Federal Funds estimate for state aid, which shall only be  
7 used for such purpose. There is included in the appropriation to this  
8 program for FY2016-17 \$849,417,179 ~~\$860,958,763~~ General Funds,  
9 \$46,851,581 Cash Funds, and \$1,217,906,490 ~~\$1,224,423,468~~ Federal Funds  
10 estimate for state aid, which shall only be used for such purpose.

11 There is included in the appropriation to this program for FY2015-16  
12 \$4,765,896 Cash Funds for state aid for the continuation of the  
13 behavioral health provider rate increase and behavioral health provider  
14 rate increase for managed care, inpatient services, and residential  
15 treatment services provided with funds from the Nebraska Health Care Cash  
16 Fund. There is included in the appropriation to this program for  
17 FY2016-17 \$4,765,896 Cash Funds for state aid for the continuation of the  
18 behavioral health provider rate increase and behavioral health provider  
19 rate increase for managed care, inpatient services, and residential  
20 treatment services provided with funds from the Nebraska Health Care Cash  
21 Fund.

22 There is included in the appropriation to this program for FY2015-16  
23 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for a state  
24 plan amendment covering tobacco-use cessation in compliance with Title  
25 XIX of the federal Social Security Act. There is included in the  
26 appropriation to this program for FY2016-17 \$450,000 Cash Funds from the  
27 Nebraska Health Care Cash Fund for a state plan amendment covering  
28 tobacco-use cessation in compliance with Title XIX of the federal Social  
29 Security Act. The smoking cessation funding for FY2015-16 and FY2016-17  
30 is for the costs of tobacco-use cessation counseling and tobacco-use  
31 cessation pharmaceuticals approved by the federal Food and Drug

1 Administration for such purpose.

2 There is included in the appropriation to this program for FY2015-16  
3 \$6,122,656.17 Cash Funds from funds transferred from the University of  
4 Nebraska Medical Center and an estimated \$6,550,370.83 Federal Funds for  
5 supplemental payments to Nebraska Medicine. The payments are allowed  
6 pending the approval of the medicaid state plan amendment by the Centers  
7 for Medicare and Medicaid.

8 It is the intent of the Legislature that phased-down state  
9 contributions to the federal government as defined and required by the  
10 federal Medicare Prescription Drug, Improvement, and Modernization Act of  
11 2003 may be made from appropriations to this program.

12 Sec. 50. Laws 2015, LB657, section 106, is amended to read:

13 Sec. 106. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

14 Program No. 354 - Child Welfare Aid

	FY2015-16	FY2016-17
15		
16	<u>141,951,936</u>	<u>159,626,059</u>
17	<del>141,951,936</del>	<del>144,680,872</del>
18	2,734,444	2,734,444
19	<u>30,520,088</u>	<u>30,952,073</u>
20	<u>175,206,468</u>	<u>193,312,576</u>
21	<del>30,520,088</del>	<del>30,897,260</del>
22	<u>175,206,468</u>	<u>178,312,576</u>

23 There is included in the appropriation to this program for FY2015-16  
24 \$141,951,936 General Funds, \$2,734,444 Cash Funds, and \$30,520,088  
25 Federal Funds estimate for state aid, which shall only be used for such  
26 purpose. There is included in the appropriation to this program for  
27 FY2016-17 \$159,626,059 ~~\$144,680,872~~ General Funds, \$2,734,444 Cash Funds,  
28 and \$30,952,073 ~~\$30,897,260~~ Federal Funds estimate for state aid, which  
29 shall only be used for such purpose.

30 There is included in the appropriation to this program for FY2015-16  
31 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state

1 aid for the continuation of the behavioral health provider rate increase.  
2 There is included in the appropriation to this program for FY2016-17  
3 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state  
4 aid for the continuation of the behavioral health provider rate increase.

5 Sec. 51. Laws 2015, LB657, section 109, is amended to read:

6 Sec. 109. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

7 Program No. 421 - Beatrice State Developmental Center

	FY2015-16	FY2016-17
9 <u>GENERAL FUND</u>	<u>25,615,666</u>	<u>26,202,247</u>
10 <del>GENERAL FUND</del>	<del>25,915,666</del>	<del>26,564,942</del>
11 CASH FUND	2,711,482	2,711,482
12 <u>FEDERAL FUND est.</u>	<u>21,226,175</u>	<u>21,758,189</u>
13 <u>PROGRAM TOTAL</u>	<u>49,553,323</u>	<u>50,671,918</u>
14 <del>FEDERAL FUND est.</del>	<del>21,226,175</del>	<del>21,695,494</del>
15 <del>PROGRAM TOTAL</del>	<del>49,853,323</del>	<del>50,971,918</del>
16 SALARY LIMIT	26,523,164	27,084,113

17 The chief executive officer of the Department of Health and Human  
18 Services shall certify to the budget administrator of the budget division  
19 of the Department of Administrative Services the FY2015-16 and FY2016-17  
20 unexpended appropriation balances for the Beatrice State Developmental  
21 Center, Program 421, which are available to transition and maintain  
22 persons transferred from the Beatrice State Developmental Center to  
23 community-based developmental disability or other services. The budget  
24 administrator of the budget division of the Department of Administrative  
25 Services shall administratively transfer during FY2015-16 and FY2016-17  
26 available unexpended appropriation balances as certified by the chief  
27 executive officer of the Department of Health and Human Services from the  
28 Beatrice State Developmental Center, Program 421, to Developmental  
29 Disability Aid, Program 424, and Medical Assistance, Program 348.

30 Sec. 52. Laws 2015, LB657, section 146, is amended to read:

31 Sec. 146. AGENCY NO. 33 – GAME AND PARKS COMMISSION

1 Program No. 337 - Administration

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

9 Sec. 53. Laws 2015, LB657, section 147, is amended to read:

10 Sec. 147. AGENCY NO. 33 – GAME AND PARKS COMMISSION

11 Program No. 338 - Niobrara Council

	FY2015-16	FY2016-17
12		
13 GENERAL FUND	42,011	42,011
14 <u>CASH FUND</u>	<u>34,000</u>	<u>1,000</u>
15 <del>CASH FUND</del>	<del>1,000</del>	<del>1,000</del>
16 FEDERAL FUND est.	125,000	125,000
17 <u>PROGRAM TOTAL</u>	<u>201,011</u>	<u>168,011</u>
18 <del>PROGRAM TOTAL</del>	<del>168,011</del>	<del>168,011</del>

19 There is included in the appropriation to this program for FY2015-16  
20 \$42,011 General Funds, \$34,000 ~~\$1,000~~ Cash Funds, and \$125,000 Federal  
21 Funds estimate for state aid, which shall only be used for such purpose.

22 There is included in the appropriation to this program for FY2016-17  
23 \$42,011 General Funds, \$1,000 Cash Funds, and \$125,000 Federal Funds  
24 estimate for state aid, which shall only be used for such purpose.

25 Sec. 54. Laws 2015, LB657, section 148, is amended to read:

26 Sec. 148. AGENCY NO. 33 – GAME AND PARKS COMMISSION

27 Program No. 549 - Parks - Administration and Operation

	FY2015-16	FY2016-17
28		
29 <u>GENERAL FUND</u>	<u>7,043,991</u>	<u>7,137,563</u>
30 <u>CASH FUND</u>	<u>18,614,903</u>	<u>18,889,027</u>

1	<del>GENERAL FUND</del>	<del>7,306,903</del>	7,400,475
2	<del>CASH FUND</del>	<del>18,351,991</del>	18,626,115
3	FEDERAL FUND est.	50,000	50,000
4	PROGRAM TOTAL	25,708,894	26,076,590
5	SALARY LIMIT	11,255,091	11,516,138

6       There is included in the Cash Fund appropriation to this program  
7 \$1,000,000 for FY2015-16 and \$1,000,000 for FY2016-17 for equipment  
8 replacement, to include such items as picnic tables, fire grates and  
9 grills, cabin furnishings, mowers, tractors, and trucks, which shall only  
10 be used for such purpose.

11       Sec. 55. Laws 2015, LB657, section 149, is amended to read:

12       Sec. 149. AGENCY NO. 33 – GAME AND PARKS COMMISSION

13       Program No. 550 - Planning and Trails Coordination

14		FY2015-16	FY2016-17
15	<u>GENERAL FUND</u>	<u>446,162</u>	<u>452,664</u>
16	<u>CASH FUND</u>	<u>1,063,336</u>	<u>1,086,395</u>
17	<del>GENERAL FUND</del>	<del>320,953</del>	<del>327,455</del>
18	<del>CASH FUND</del>	<del>1,188,545</del>	<del>1,211,604</del>
19	FEDERAL FUND est.	105,491	105,491
20	PROGRAM TOTAL	1,614,989	1,644,550
21	SALARY LIMIT	873,247	892,682

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

25       Sec. 56. Laws 2015, LB657, section 172, is amended to read:

26       Sec. 172. AGENCY NO. 48 – COORDINATING COMMISSION FOR POSTSECONDARY  
27 EDUCATION

28       Program No. 691 - Access College Early Scholarship Program

29		FY2015-16	FY2016-17
30	<u>GENERAL FUND</u>	<u>735,000</u>	<u>985,000</u>



1	<u>PROGRAM TOTAL</u>	<u>735,000</u>	<u>985,000</u>
2	<del>GENERAL FUND</del>	<del>735,000</del>	<del>735,000</del>
3	<del>PROGRAM TOTAL</del>	<del>735,000</del>	<del>735,000</del>

4       There are no personal services included in the appropriations in  
5 this section.

6       There is included in the appropriation to this program for FY2015-16  
7 \$735,000 General Funds for state aid, which shall only be used for such  
8 purpose. There is included in the appropriation to this program for  
9 FY2016-17 ~~\$735,000~~ \$985,000 General Funds for state aid, which shall only  
10 be used for such purpose.

11       Sec. 57. Laws 2015, LB657, section 182, is amended to read:

12       Sec. 182. AGENCY NO. 58 – BOARD OF ENGINEERS AND ARCHITECTS

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

	FY2015-16	FY2016-17	
14			
15	<u>CASH FUND</u>	<u>772,667</u>	<u>825,868</u>
16	<u>PROGRAM TOTAL</u>	<u>772,667</u>	<u>825,868</u>
17	<u>SALARY LIMIT</u>	<u>381,147</u>	<u>399,662</u>
18	<del>CASH FUND</del>	<del>772,667</del>	<del>750,868</del>
19	<del>PROGRAM TOTAL</del>	<del>772,667</del>	<del>750,868</del>
20	<del>SALARY LIMIT</del>	<del>381,147</del>	<del>388,462</del>

21       Sec. 58. Laws 2015, LB657, section 187, is amended to read:

22       Sec. 187. AGENCY NO. 63 – NEBRASKA STATE BOARD OF PUBLIC ACCOUNTANCY

23       Program No. 84 - Enforcement of Standards

	FY2015-16	FY2016-17	
24			
25	CASH FUND	431,852	438,085
26	PROGRAM TOTAL	431,852	438,085
27	<u>SALARY LIMIT</u>	<u>202,288</u>	<u>187,603</u>
28	<del>SALARY LIMIT</del>	<del>183,580</del>	<del>187,603</del>

29       Sec. 59. Laws 2015, LB657, section 198, is amended to read:

30       Sec. 198. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

1           Program No. 172 - Information Management Services Division

	FY2015-16	FY2016-17
2		
3	<u>67,355,333</u>	<u>74,013,860</u>
4	<u>67,355,333</u>	<u>74,013,860</u>
5	<del>66,855,333</del>	<del>73,513,860</del>
6	<del>66,855,333</del>	<del>73,513,860</del>
7	14,085,623	14,428,930

8           There is included in the appropriation to this program for FY2015-16  
9           \$500,000 Revolving Funds and for FY2016-17 \$500,000 Revolving Funds for  
10           the purpose of acquiring and implementing an enterprise security  
11           information event management system.

12           Sec. 60. Laws 2015, LB657, section 207, is amended to read:

13           Sec. 207. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

14           Program No. 591 - Tort Claims

	FY2015-16	FY2016-17
15		
16	210,000	210,000
17	50,000	50,000
18	260,000	260,000

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

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

- 25           (a) \$13,713 from the Department of Roads;
- 26           (b) \$3,008 from the Game and Parks Commission; and
- 27           (c) \$500 from the Department of Administrative Services state  
28           building division.

29           Such sums shall be transferred to the risk management and state  
30           claims division no later than August 1, 2015, or in four equal payments  
31           on August 1, October 1, January 1, and April 1, at the discretion of the

1 Risk Manager.

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

4 (a) ~~\$57,629.80~~ ~~\$13,713~~ from the Department of Roads;

5 (b) ~~\$90~~ ~~\$3,008~~ from the Game and Parks Commission; ~~and~~

6 (c) \$849.82 from the Department of Administrative Services,  
7 personnel division; ~~\$500~~ from the Department of Administrative Services  
8 ~~state building division.~~

9 (d) \$26.50 from the Department of Motor Vehicles; and

10 (e) \$20,000 from the Public Employees Retirement Board.

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

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

19 Sec. 61. Laws 2015, LB657, section 220, is amended to read:

20 Sec. 220. AGENCY NO. 69 – NEBRASKA ARTS COUNCIL

21 Program No. 326 - Promotion and Development of the Arts

	FY2015-16	FY2016-17
22 GENERAL FUND	600,001	618,415
23 <u>CASH FUND</u>	<u>60,000</u>	<u>60,000</u>
24 <del>CASH FUND</del>	<del>10,000</del>	<del>10,000</del>
25 FEDERAL FUND est.	193,242	193,247
26 <u>PROGRAM TOTAL</u>	<u>853,243</u>	<u>871,662</u>
27 <del>PROGRAM TOTAL</del>	<del>803,243</del>	<del>821,662</del>
28 SALARY LIMIT	508,944	521,789

30 Sec. 62. Laws 2015, LB657, section 227, is amended to read:

31 Sec. 227. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT

1	Program No. 603 - Industrial Recruitment		
2		FY2015-16	FY2016-17
3	GENERAL FUND	11,836,200	11,911,451
4	<u>CASH FUND</u>	<u>18,889,296</u>	<u>14,896,205</u>
5	<del>CASH FUND</del>	<del>14,889,296</del>	<del>14,896,205</del>
6	FEDERAL FUND est.	493,358	496,971
7	<u>PROGRAM TOTAL</u>	<u>31,218,854</u>	<u>27,304,627</u>
8	<del>PROGRAM TOTAL</del>	<del>27,218,854</del>	<del>27,304,627</del>
9	SALARY LIMIT	2,721,988	2,780,033

10 There is hereby reappropriated an amount certified by the Department  
11 of Economic Development to the budget administrator of the budget  
12 division of the Department of Administrative Services of the unexpended  
13 General Fund and Cash Fund appropriation balances existing on June 30,  
14 2015, that are allocated in budget subprograms 17, 18, 43, and 44 of  
15 Program 603. Reappropriated funds shall be allocated to the same budget  
16 subprogram.

17 There is included in the appropriation to this program for FY2015-16  
18 \$6,860,000 General Funds, \$18,397,194 ~~\$14,397,194~~ Cash Funds, and  
19 \$249,341 Federal Funds estimate for state aid, which shall only be used  
20 for such purpose. There is included in the appropriation to this program  
21 for FY2016-17 \$6,860,000 General Funds, \$14,397,194 Cash Funds, and  
22 \$249,341 Federal Funds estimate for state aid, which shall only be used  
23 for such purpose.

24 There is included in the appropriation to this program for FY2015-16  
25 \$250,000 General Funds for the Nebraska Developing Youth Talent  
26 Initiative, which shall only be used for such purpose. There is included  
27 in the appropriation to this program for FY2016-17 \$250,000 General Funds  
28 for the Nebraska Developing Youth Talent Initiative, which shall only be  
29 used for such purpose. The department shall establish a separate budget  
30 subprogram to account for the expenditure of funds appropriated for the  
31 Nebraska Developing Youth Talent Initiative. It is the intent of the

1 Legislature that the Department of Economic Development shall select up  
 2 to two industry partners or industry consortiums each fiscal year from  
 3 the manufacturing and information technology sectors to participate in  
 4 the initiative, which shall be in collaboration with public schools. The  
 5 initiative shall be designed to reach students beginning in the seventh  
 6 and eighth grades. At least one industry partner selected to participate  
 7 in the initiative shall be from a county that has a population of less  
 8 than one hundred thousand inhabitants. An initial evaluation report  
 9 regarding the results of the initiative shall be provided to the  
 10 Legislature electronically and to the Governor upon completion of the  
 11 first year of the initiative, not later than September 15, 2016. A final  
 12 evaluation report detailing the outcomes of the initiative shall be  
 13 provided to the Legislature electronically and to the Governor upon  
 14 completion of the initiative, not later than September 15, 2017. The  
 15 department shall include in the final evaluation report its  
 16 recommendation regarding the future funding of the initiative.

17 Sec. 63. Laws 2015, LB657, section 248, is amended to read:

18 Sec. 248. AGENCY NO. 83 – AID TO COMMUNITY COLLEGES

19 Program No. 151 - Aid to Community Colleges

	FY2015-16	FY2016-17
20		
21 <u>GENERAL FUND</u>	<u>98,891,562</u>	<u>100,828,308</u>
22 <u>PROGRAM TOTAL</u>	<u>98,891,562</u>	<u>100,828,308</u>
23 <del>GENERAL FUND</del>	<del>97,891,562</del>	<del>100,828,308</del>
24 <del>PROGRAM TOTAL</del>	<del>97,891,562</del>	<del>100,828,308</del>

25 There is included in the appropriation to this program for FY2015-16  
 26 ~~\$98,891,562~~ ~~\$97,891,562~~ General Funds for state aid, which shall only be  
 27 used for such purpose. There is included in the appropriation to this  
 28 program for FY2016-17 \$100,828,308 General Funds for state aid, which  
 29 shall only be used for such purpose.

30 Sec. 64. Laws 2015, LB657, section 254, is amended to read:

31 Sec. 254. AGENCY NO. 85 – PUBLIC EMPLOYEES RETIREMENT BOARD

1 Program No. 515 - Public Employees Retirement

2	FY2015-16	FY2016-17
3 <u>GENERAL FUND</u>	<u>47,477,438</u>	<u>47,303,239</u>
4 <u>PROGRAM TOTAL</u>	<u>47,477,438</u>	<u>47,303,239</u>
5 <del>GENERAL FUND</del>	<del>47,477,438</del>	<del>46,400,000</del>
6 <del>PROGRAM TOTAL</del>	<del>47,477,438</del>	<del>46,400,000</del>

7 There is included in the appropriation to this program for FY2015-16  
8 \$35,493,591 General Funds ~~for state aid~~ to provide additional funding to  
9 the School Employees Retirement System of the State of Nebraska, which  
10 shall only be used for such purpose. There is included in the  
11 appropriation to this program for FY2016-17 \$36,919,600 ~~\$35,800,000~~  
12 General Funds ~~for state aid~~ to provide additional funding to the School  
13 Employees Retirement System of the State of Nebraska, which shall only be  
14 used for such purpose.

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

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

1 System, which shall only be used for such purpose.

2 There is included in the appropriation to this program for FY2015-16  
3 \$94,000 General Funds ~~for state aid~~ to provide additional funding to the  
4 Nebraska Judges Retirement System, which shall only be used for such  
5 purpose. There is included in the appropriation to this program for  
6 FY2016-17 \$-0- General Funds ~~for state aid~~ to provide additional funding  
7 to the Nebraska Judges Retirement System, which shall only be used for  
8 such purpose.

9 Pursuant to section 84-1319.01, each state agency participating in  
10 the State Employees Retirement System of the State of Nebraska shall  
11 contribute an amount to the State Equal Retirement Benefit Fund to  
12 provide all similarly situated male and female members with equal  
13 benefits. It is the intent of the Legislature that the Public Employees  
14 Retirement Board notify each state agency of the amount to be paid to the  
15 fund for FY2015-16 and FY2016-17.

16 Sec. 65. Laws 2015, LB657, section 258, is amended to read:

17 Sec. 258. AGENCY NO. 91 – NEBRASKA TOURISM COMMISSION

18 Program No. 618 - Tourism Promotion

	FY2015-16	FY2016-17
19 GENERAL FUND	250,000	250,000
20 <u>CASH FUND</u>	<u>6,035,290</u>	<u>5,762,007</u>
21 <u>PROGRAM TOTAL</u>	<u>6,285,290</u>	<u>6,012,007</u>
22 <del>CASH FUND</del>	<del>5,737,890</del>	<del>5,762,007</del>
23 <del>PROGRAM TOTAL</del>	<del>5,987,890</del>	<del>6,012,007</del>
24 SALARY LIMIT	872,058	890,943

26 The unexpended state aid General Fund appropriation balance existing  
27 on June 30, 2015, is hereby reappropriated.

28 There is included in the appropriation to this program for FY2015-16  
29 \$250,000 General Funds, plus any reappropriated amounts, and \$150,000  
30 ~~\$602,600~~ Cash Funds for state aid, which shall only be used for such  
31 purpose. There is included in the appropriation to this program for

1 FY2016-17 \$250,000 General Funds, plus any reappropriated amounts, and  
2 \$602,600 Cash Funds for state aid, which shall only be used for such  
3 purpose.

4 It is the intent of the Legislature that the Nebraska Tourism  
5 Commission establish criteria for the evaluation and ranking of potential  
6 large-scale tourism projects that would have a significant economic  
7 impact on a local, regional, and statewide basis. The criteria shall take  
8 into consideration how projects may be prioritized to maximize geographic  
9 diversity, methods to evaluate the natural, cultural, and historical  
10 value of projects, and how to best assess the potential of projects to  
11 attract visitors from outside the state. The commission shall  
12 electronically submit a report to the Appropriations Committee of the  
13 Legislature not later than December 31, 2016, summarizing the development  
14 of the criteria and how the criteria would best be applied and utilized  
15 by the commission.

16 Sec. 66. Laws 2015, LB657, section 271, is amended to read:

17 Sec. 271. FUND LAPSES AND TRANSFERS.

18 The State Treasurer shall make the transfers specified in this  
19 section between funds, in the amounts indicated. Unless otherwise noted,  
20 transfers for FY2015-16 shall occur on July 1, 2015, or as soon  
21 thereafter as administratively possible, and transfers for FY2016-17  
22 shall occur on July 1, 2016, or as soon thereafter as administratively  
23 possible. All agencies with administrative responsibilities for these  
24 funds shall assist the State Treasurer as needed in implementing the  
25 transfers.

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

27 (a) From the General Fund to the Nebraska State Patrol Cash Fund:  
28 \$115,000 less the unexpended balance existing on June 30, 2015, in (i)  
29 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash  
30 Fund, (iii) any special checking account or accounts used by the Nebraska  
31 State Patrol, and (iv) the possession of agency personnel involved in



1 investigations, when the unexpended balances resulted from General Fund  
2 transfers to the Nebraska State Patrol Cash Fund or from General Fund  
3 appropriations. Any transfers made shall be subject to a final  
4 reconciliation of available investigation cash fund balances as of June  
5 30, 2015, by the Nebraska State Patrol.

6 It is the intent of the Legislature that the Nebraska State Patrol  
7 have available a total of \$115,000 from the General Fund for FY2015-16 to  
8 be used in making drug purchases, for enforcing Nebraska laws relating to  
9 felonies, for enforcing the Nebraska liquor laws, and for payment of  
10 investigative expenses;

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

15 (c) From the Charitable Gaming Operations Fund to the General Fund:  
16 \$2,000,000 on or before June 15, 2016, on such date as directed by the  
17 budget administrator of the budget division of the Department of  
18 Administrative Services;

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

23 (e) From the Securities Act Cash Fund to the General Fund:  
24 \$12,000,000 on or before September 30, 2015, ~~and \$12,000,000 on or before~~  
25 March 31, 2016, and \$6,000,000 on or before June 30, 2016, on such dates  
26 as directed by the budget administrator of the budget division of the  
27 Department of Administrative Services;

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

31 (g) From the Department of Insurance Cash Fund to the General Fund:

1 \$3,125,000 on or before September 30, 2015, ~~and \$3,125,000 on or before~~  
2 March 31, 2016, and \$2,000,000 on or before June 30, 2016, on such dates  
3 as directed by the budget administrator of the budget division of the  
4 Department of Administrative Services;

5 (h) From the Roads Operations Cash Fund to the Carrier Enforcement  
6 Cash Fund: \$7,823,910, less the unexpended balance existing on June 30,  
7 2015, in the Carrier Enforcement Cash Fund. Transfers shall be made in  
8 four equal quarterly amounts on or before July 15, October 15, January  
9 15, and April 15;

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

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

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

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

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

25 (m) From the Civic and Community Center Financing Fund to the  
26 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2015, or as  
27 soon thereafter as administratively possible, as provided for in sections  
28 13-2704 and 77-5601;

29 (n) From the Highway Trust Fund to the License Plate Cash Fund:  
30 \$9,050,000. Transfers shall be made as required by the Department of  
31 Motor Vehicles to meet the expenditures of plate and sticker production;

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

9 (p) From the State Employees Insurance Fund to the Health and Life  
10 Benefit Administration Cash Fund: \$973,433, less the June 30, 2015,  
11 unobligated Health and Life Benefit Administration Cash Fund balance;

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

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

17 (s) From the General Fund to the Victim's Compensation Fund:  
18 \$50,000;

19 (t) From the Ignition Interlock Cash Fund to the General Fund:  
20 \$200,000 on or before June 15, 2016, on such date as directed by the  
21 budget administrator of the budget division of the Department of  
22 Administrative Services; ~~and~~

23 (u) From the Waste Reduction and Recycling Incentive Fund to the  
24 General Fund: \$1,000,000 on or before June 15, 2016, on such date as  
25 directed by the budget administrator of the budget division of the  
26 Department of Administrative Services; and -

27 (v) From the General Fund to the Nebraska Capital Construction Fund:  
28 \$800,000.

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

30 (a) From the General Fund to the Nebraska State Patrol Cash Fund:  
31 \$115,000 less the unexpended balance existing on June 30, 2016, in (i)

1 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash  
2 Fund, (iii) any special checking account or accounts used by the Nebraska  
3 State Patrol, and (iv) the possession of agency personnel involved in  
4 investigations, when the unexpended balances resulted from General Fund  
5 transfers to the Nebraska State Patrol Cash Fund or from General Fund  
6 appropriations. Any transfers made shall be subject to a final  
7 reconciliation of available investigation cash fund balances as of June  
8 30, 2016, by the Nebraska State Patrol.

9 It is the intent of the Legislature that the Nebraska State Patrol  
10 have available a total of \$115,000 from the General Fund for FY2016-17 to  
11 be used in making drug purchases, for enforcing Nebraska laws relating to  
12 felonies, for enforcing the Nebraska liquor laws, and for payment of  
13 investigative expenses;

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

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

22 (d) From the Securities Act Cash Fund to the General Fund:  
23 ~~\$15,000,000~~ ~~\$12,000,000~~ on or before September 30, 2016, and ~~\$15,000,000~~  
24 ~~\$12,000,000~~ on or before March 31, 2017, on such dates as directed by the  
25 budget administrator of the budget division of the Department of  
26 Administrative Services;

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

30 (f) From the Department of Insurance Cash Fund to the General Fund:  
31 ~~\$4,125,000~~ ~~\$3,125,000~~ on or before September 30, 2016, and ~~\$4,125,000~~

1 ~~\$3,125,000~~ on or before March 31, 2017, on such dates as directed by the  
2 budget administrator of the budget division of the Department of  
3 Administrative Services;

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

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

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

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

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

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

22 (l) From the Civic and Community Center Financing Fund to the  
23 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2016, or as  
24 soon thereafter as administratively possible, as provided for in sections  
25 13-2704 and 77-5601;

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

30 (n) From the Flexible Spending Trust Fund to the Health and Life  
31 Benefit Administration Cash Fund: \$140,000, except that if the total

1 available unobligated balance of forfeitures in the Flexible Spending  
2 Trust Fund as of June 30, 2016, is less than \$140,000, then the State  
3 Treasurer shall transfer the difference, not to exceed \$140,000, from the  
4 State Employees Insurance Fund. Transfers shall be made to pay the costs  
5 associated with the administration of the Flexible Spending Account  
6 program;

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

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

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

14 (r) From the General Fund to the Victim's Compensation Fund:  
15 \$50,000; and

16 (s) From the Ignition Interlock Cash Fund to the General Fund:  
17 \$200,000 on or before June 15, 2017, on such date as directed by the  
18 budget administrator of the budget division of the Department of  
19 Administrative Services.

20 Sec. 67. Laws 2015, LB659, section 13, is amended to read:

21 Sec. 13. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

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

	FY2015-16	FY2016-17
23		
24	<u>99,069</u>	<u>121,135</u>
25	<u>99,069</u>	<u>121,135</u>
26	<del>120,069</del>	<del>121,135</del>
27	<del>120,069</del>	<del>121,135</del>
28	85,000	85,000

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

31 Sec. 68. Laws 2015, LB659, section 16, is amended to read:

1           Sec. 16. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
2           Program No. 14 - Salaries of Public Service Commissioners

	FY2015-16	FY2016-17
4 <u>GENERAL FUND</u>	<u>488,613</u>	<u>487,258</u>
5 <u>PROGRAM TOTAL</u>	<u>488,613</u>	<u>487,258</u>
6 <del>GENERAL FUND</del>	<del>492,893</del>	<del>495,976</del>
7 <del>PROGRAM TOTAL</del>	<del>492,893</del>	<del>495,976</del>
8 SALARY LIMIT	375,000	375,000

9           Sec. 69. Laws 2015, LB660, section 24, is amended to read:

10          Sec. 24. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
11          Program No. 914 - Infrastructure and Maintenance

	FY2015-16	FY2016-17	FUTURE
13 <u>NEBRASKA CAPITAL</u>			
14 <u>CONSTRUCTION FUND</u>	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>
15 <u>PROGRAM TOTAL</u>	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>
16 <del>NEBRASKA CAPITAL</del>			
17 <del>CONSTRUCTION FUND</del>	<del>1,000,000</del>	<del>1,000,000</del>	<del>-0-</del>
18 <del>PROGRAM TOTAL</del>	<del>1,000,000</del>	<del>1,000,000</del>	<del>-0-</del>

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

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

27          Sec. 70. Laws 2015, LB660, section 31, is amended to read:

28          Sec. 31. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA  
29          Program No. 939 - Veterinary Diagnostic Center

	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 ~~\$45,644,000~~ \$36,726,000 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. 71. Laws 2015, LB660, section 36, is amended to read:

24 Sec. 36. 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			
28 GENERAL FUND	-0-	-0-	66,065,200
29 NEBRASKA CAPITAL			
30 CONSTRUCTION FUND	-0-	7,804,292	20,436,714
31 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. 72. 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>GENERAL FUND</u>	<u>204,563,182</u>	<u>202,442,037</u>
12 <del>GENERAL FUND</del>	<del>200,125,515</del>	<del>191,191,700</del>
13 CASH FUND	2,126,000	2,126,000
14 FEDERAL FUND est.	1,758,021	1,762,858
15 REVOLVING FUND est.	18,780,835	18,935,977
16 <u>PROGRAM TOTAL</u>	<u>227,228,038</u>	<u>225,266,872</u>
17 <u>SALARY LIMIT</u>	<u>107,394,527</u>	<u>105,496,351</u>
18 <del>PROGRAM TOTAL</del>	<del>222,790,371</del>	<del>214,016,535</del>
19 <del>SALARY LIMIT</del>	<del>105,894,527</del>	<del>105,496,351</del>

20 The unexpended General Fund appropriation balance existing on June  
21 30, 2015, is hereby reappropriated.

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

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

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

- 1       No. 369 - Omaha Community Corrections Center
- 2       No. 370 - Central Office
- 3       No. 372 - Nebraska State Penitentiary
- 4       No. 373 - Nebraska Center for Women - York
- 5       No. 375 - Diagnostic and Evaluation Center
- 6       No. 376 - Lincoln Correctional Center
- 7       No. 377 - Omaha Correctional Center
- 8       No. 386 - McCook Incarceration Work Camp
- 9       No. 389 - Adult Parole Administration
- 10      No. 390 - Federal Surplus Property
- 11      No. 495 - Department Central Warehouse
- 12      No. 563 - Correctional Industries

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

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

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

1 employees. The department shall issue a report to the Appropriations  
2 Committee of the Legislature electronically on this subject by January 1,  
3 2016.

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

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

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

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

15 (a) Professional standards of care;

16 (b) Best practices;

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

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

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

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

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

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

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

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

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

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

13 There is included in the appropriation to this program for FY2015-16  
14 \$1,500,000 General Funds, which shall only be used for strategies to  
15 retain quality staff in workforce shortage areas at institutions operated  
16 by the department. At least \$150,000 of this appropriation shall be used  
17 in the retention of staff within the Division of Health Services. The  
18 department shall provide quarterly reports to the Governor and the  
19 Legislature regarding use of the appropriation that include how the funds  
20 are being utilized, the impact of the use of the funds on retention of  
21 quality staff, staff vacancy and turnover data, and plans for the future  
22 use of the funds. The second quarterly report shall include a plan by the  
23 department for the use of a similar appropriation in future fiscal years.  
24 The reports submitted to the Legislature shall be submitted  
25 electronically.

26 It is the intent of the Legislature that if the Department of  
27 Correctional Services has behavioral and mental health treatment staff  
28 positions that are vacant for ninety days that the department use these  
29 funds to contract with private providers so that inmates are able to  
30 promptly receive behavioral and mental health treatment.

31 It is the intent of the Legislature that the Department of

1 Correctional Services examine prison bed housing options for use before  
2 the Community Corrections Center Lincoln beds become available in  
3 FY2018-19. Such options may include modular housing and other immediate  
4 housing options to increase prison bed space in the immediate future.  
5 Additionally, the Department of Correctional Services shall examine such  
6 immediate housing options by the geographical areas of Omaha, Lincoln,  
7 and areas outside Omaha and Lincoln.

8 The unexpended General Fund appropriation balance existing on June  
9 30, 2016, less certified encumbrances, in Program 389 - Adult Parole  
10 Administration, is hereby reappropriated to Agency No. 15 - Board of  
11 Pardons and Board of Parole, Program 358 - Board of Parole.

12 Sec. 73. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

13 (1) For purposes of this act, (a) SALARY LIMIT shall mean total  
14 expenditures for permanent and temporary salaries and per diems and (b)  
15 total expenditures for permanent and temporary salaries and per diems  
16 shall mean all remuneration paid to employees treated as taxable  
17 compensation by the Internal Revenue Service or subject to social  
18 security coverage, specifically including payments accounted for as  
19 vacation, holidays, sick leave, military leave, funeral leave, maternity  
20 leave, administrative leave, compensatory time, deferred compensation, or  
21 any other similar form, and amounts withheld pursuant to law, but  
22 excluding state contributions for social security, retirement, and  
23 employee insurance plans.

24 (2) Total expenditures for permanent and temporary salaries and per  
25 diems shall be limited to the amount shown except when federal funds in  
26 excess of the amount shown are available and approved by the Governor.  
27 Expenditures for permanent and temporary salaries and per diems from such  
28 grants shall be in addition to the limitation on permanent and temporary  
29 salaries and per diems otherwise shown in this act. No agency shall  
30 request any state funds for continuation or replacement of any such  
31 personnel or activities in future budget requests. To the extent

1 feasible, requests for increases in the limitation on permanent and  
2 temporary salaries and per diems shall be addressed to the Appropriations  
3 Committee of the Legislature when the Legislature is in session.

4 (3) Expenditures for permanent and temporary salaries resulting from  
5 awards made to employees under sections 81-1346 to 81-1354 shall be in  
6 addition to the limitations on permanent and temporary salaries and per  
7 diems otherwise shown in this act.

8 (4) The limitation on expenditures for permanent and temporary  
9 salaries and per diems for FY2016-17 as established by the Legislature  
10 shall be the basis for continuation funding for each fiscal year of the  
11 succeeding biennium.

12 (5) The limitation on expenditures for permanent and temporary  
13 salaries and per diems for FY2016-17 shall be increased by certified  
14 encumbrance amounts from FY2015-16 for permanent and temporary salaries  
15 and per diems. Encumbered amounts shall be calculated in accordance with  
16 section 81-138.01.

17 (6) The limitation on expenditures for permanent and temporary  
18 salaries and per diems shall only apply to remuneration paid to state  
19 employees or per diem payments made to members of state boards or  
20 commissions.

21 Sec. 74. Original Laws 2015, LB500A, section 3; Laws 2015, LB591A,  
22 section 1; Laws 2015, LB598A, section 5; Laws 2015, LB657, sections 18,  
23 22, 32, 48, 49, 96, 102, 103, 104, 106, 109, 146, 147, 148, 149, 172,  
24 182, 187, 198, 207, 220, 227, 248, 254, 258, and 271; Laws 2015, LB659,  
25 sections 13 and 16; Laws 2015, LB660, sections 24, 31, and 36; and  
26 section 90-559, Revised Statutes Supplement, 2015, are repealed.

27 Sec. 75. Since an emergency exists, this act takes effect when  
28 passed and approved according to law.