

AMENDMENTS TO LB 961

(Amendments to E & R amendments, ER8210)

Introduced by Heidemann, 1.

1 Purpose: This amendment harmonizes section 2 with LB 480
2 which was passed and signed into law in February.

3 Amendment:

4 1. Strike section 2 and insert the following new section:

5 Sec. 2. Section 71-7611, Revised Statutes Supplement,
6 2007, as amended by section 2, Legislative Bill 480, One Hundredth
7 Legislature, Second Session, 2008, is amended to read:

8 71-7611 (1) The Nebraska Health Care Cash Fund is
9 created. The State Treasurer shall transfer fifty-five million
10 seven hundred thousand dollars annually no later than July 15
11 from the Nebraska Medicaid Intergovernmental Trust Fund and the
12 Nebraska Tobacco Settlement Trust Fund to the Nebraska Health Care
13 Cash Fund, except that such amount shall be reduced by the amount
14 of the unobligated balance in the Nebraska Health Care Cash Fund
15 at the time the transfer is made. On or before May 1, 2008,
16 the State Treasurer shall transfer from the Nebraska Medicaid
17 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement
18 Trust Fund an additional two hundred fifty thousand dollars to the
19 Nebraska Health Care Cash Fund. The state investment officer upon
20 consultation with the Nebraska Investment Council shall advise the
21 State Treasurer on the amounts to be transferred from the Nebraska
22 Medicaid Intergovernmental Trust Fund and from the Nebraska Tobacco

1 Settlement Trust Fund under this section in order to sustain such
2 transfers in perpetuity. The state investment officer shall report
3 to the Legislature on or before October 1 of every even-numbered
4 year on the sustainability of such transfers. Except as otherwise
5 provided by law, no more than fifty-five million seven hundred
6 thousand dollars may be appropriated or transferred from the
7 Nebraska Health Care Cash Fund in any fiscal year.

8 (2) Any money in the Nebraska Health Care Cash Fund
9 available for investment shall be invested by the state investment
10 officer pursuant to the Nebraska Capital Expansion Act and the
11 Nebraska State Funds Investment Act.

12 (3) One million dollars in the Nebraska Health Care Cash
13 Fund is designated each year for the Autism Treatment Program
14 Act for five fiscal years beginning in fiscal year 2007-08 and
15 shall be distributed in each fiscal year as follows: (a) First,
16 to the Department of Health and Human Services for costs related
17 to application and implementation of the waiver; (b) second, to
18 the department for other medical costs for children who would
19 not otherwise qualify for medicaid except for the waiver; and (c)
20 third, the balance to the Autism Treatment Program Cash Fund. The
21 State Treasurer shall transfer the balance of the funding to the
22 Autism Treatment Program Cash Fund based on the estimated costs
23 of administrative and other medical costs as determined by the
24 Legislature through the appropriation process. The transfers to
25 the Autism Treatment Program Cash Fund in any fiscal year shall
26 be contingent upon the receipt of private matching funds under
27 the Autism Treatment Program Act, with no less than one dollar of

1 private funds received for every two dollars transferred from the
2 Nebraska Health Care Cash Fund to the Autism Treatment Program Cash
3 Fund.

4 (4) The University of Nebraska and postsecondary
5 educational institutions having colleges of medicine in Nebraska
6 and their affiliated research hospitals in Nebraska, as a condition
7 of receiving any funds appropriated or transferred from the
8 Nebraska Health Care Cash Fund, shall not discriminate against any
9 person on the basis of sexual orientation.

10 (5) The State Treasurer shall transfer two hundred
11 thousand dollars from the Nebraska Health Care Cash Fund to the
12 University of Nebraska Medical Center Cash Fund for the Nebraska
13 Regional Poison Center within fifteen days after each July 1.

14 2. On page 11, line 9, strike ", 71-7611,"; in line
15 10 strike "and"; in line 11 after the comma insert "and section
16 71-7611, Revised Statutes Supplement, 2007, as amended by section
17 2, Legislative Bill 480, One Hundredth Legislature, Second Session,
18 2008,"; in line 16 strike the third comma; in line 17 strike
19 "71-7611," and strike the second "and"; and in line 18 after
20 "281" insert ", and section 71-7611, Revised Statutes Supplement,
21 2007, as amended by section 2, Legislative Bill 480, One Hundredth
22 Legislature, Second Session, 2008".