

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 887A

Introduced by Campbell, 25.

Read first time March 18, 2014

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2013, LB195,
2 sections 102, 111, and 161; to appropriate funds to aid
3 in carrying out the provisions of Legislative Bill 887,
4 One Hundred Third Legislature, Second Session, 2014; to
5 state intent; to repeal the original sections; and to
6 declare an emergency.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. There is hereby appropriated (1) \$6,052,359
2 from the General Fund and \$6,481,046 from federal funds for FY2014-15
3 and (2) \$8,752,991 from the General Fund and \$10,428,352 from federal
4 funds for FY2015-16 to the Department of Health and Human Services,
5 for Program 33, to aid in carrying out the provisions of Legislative
6 Bill 887, One Hundred Third Legislature, Second Session, 2014.

7 Total expenditures for permanent and temporary salaries
8 and per diems from funds appropriated in this section shall not
9 exceed \$7,292,350 for FY2014-15 or \$10,099,375 for FY2015-16.

10 Sec. 2. It is the intent of the Legislature to reduce the
11 General Fund appropriation by \$1,000,000 for FY2015-16 to the
12 Department of Health and Human Services, for Program 38, to reflect
13 reduced costs included in the provisions of Legislative Bill 887, One
14 Hundred Third Legislature, Second Session, 2014.

15 Sec. 3. There is hereby appropriated (1) \$50,000 from the
16 General Fund for FY2014-15 and (2) \$50,000 from the General Fund for
17 FY2015-16 to the Legislative Council, for Program 126, to aid in
18 carrying out the provisions of Legislative Bill 887, One Hundred
19 Third Legislature, Second Session, 2014.

20 No expenditures for permanent and temporary salaries and
21 per diems for state employees shall be made from funds appropriated
22 in this section.

23 Sec. 4. There is hereby appropriated (1) \$285,232,720
24 from federal funds for FY2014-15 and (2) \$364,105,813 from federal
25 funds for FY2015-16 to the Department of Health and Human Services,

1 for Program 349, to aid in carrying out the provisions of Legislative
 2 Bill 887, One Hundred Third Legislature, Second Session, 2014.

3 No expenditures for permanent and temporary salaries and
 4 per diems for state employees shall be made from funds appropriated
 5 in this section.

6 Sec. 5. There is hereby appropriated (1) \$264,500 from
 7 Cash Funds for FY2014-15 and (2) \$264,500 from Cash Funds for
 8 FY2015-16 to the Department of Insurance, for Program 69, to aid in
 9 carrying out the provisions of Legislative Bill 887, One Hundred
 10 Third Legislature, Second Session, 2014.

11 Total expenditures for permanent and temporary salaries
 12 and per diems from funds appropriated in this section shall not
 13 exceed \$198,000 for FY2014-15 or \$198,000 for FY2015-16.

14 Sec. 6. Laws 2013, LB195, section 102, is amended to
 15 read:

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

18 Program No. 347 - Public Assistance

	FY2013-14	FY2014-15
19		
20	106,259,868	106,467,252
21	<u>106,259,868</u>	<u>98,883,919</u>
22	CASH FUND 3,560,000	3,560,000
23	FEDERAL FUND est. 103,059,571	102,852,187
24	<u>PROGRAM TOTAL 212,879,439</u>	<u>212,879,439</u>

1 PROGRAM TOTAL 212,879,439 205,296,106

2 There is included in the appropriation to this program
 3 for FY2013-14 \$106,259,868 General Funds, \$3,560,000 Cash Funds, and
 4 \$103,059,571 Federal Funds estimate for state aid, which shall only
 5 be used for such purpose. There is included in the appropriation to
 6 this program for FY2014-15 ~~\$106,467,252~~ \$98,883,919 General Funds,
 7 \$3,560,000 Cash Funds, and \$102,852,187 Federal Funds estimate for
 8 state aid, which shall only be used for such purpose.

9 There is included in the appropriation to this program
 10 for FY2013-14 \$810,000 Cash Funds from the Nebraska Health Care Cash
 11 Fund for state aid to aid in carrying out the Nebraska Lifespan
 12 Respite Services Program and to provide payment to caregivers to
 13 purchase services under the respite subsidy program. There is
 14 included in the appropriation to this program for FY2014-15 \$810,000
 15 Cash Funds from the Nebraska Health Care Cash Fund for state aid to
 16 aid in carrying out the Nebraska Lifespan Respite Services Program
 17 and to provide payment to caregivers to purchase services under the
 18 respite subsidy program.

19 There is included in the appropriation to this program
 20 for FY2013-14 \$660,000 General Funds and for FY2014-15 \$660,000
 21 General Funds which shall be used solely to increase the
 22 reimbursement rate paid to providers of adult day services under the
 23 Title XX Program.

24 It is the intent of the Legislature to reduce the General
 25 Fund appropriation by \$9,100,000 for FY2015-16 to the Department of

1 Health and Human Services, for Program 347, to reflect reduced costs
 2 included in the provisions of Legislative Bill 887, One Hundred Third
 3 Legislature, Second Session, 2014.

4 Sec. 7. Laws 2013, LB195, section 111, is amended to
 5 read:

6 Sec. 111. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN
 7 SERVICES

8 Program No. 514 - Health Aid

	FY2013-14	FY2014-15
9		
10	6,040,612	5,890,612
11	<u>6,040,612</u>	<u>5,140,612</u>
12	11,495,817	11,495,817
13	54,042,225	54,042,225
14	71,578,654	71,428,654
15	<u>71,578,654</u>	<u>70,678,654</u>

16 There is included in the appropriation to this program
 17 for FY2013-14 \$6,040,612 General Funds, \$11,495,817 Cash Funds, and
 18 \$54,042,225 Federal Funds estimate for state aid, which shall only be
 19 used for such purpose. There is included in the appropriation to this
 20 program for FY2014-15 ~~\$5,890,612~~ \$5,140,612 General Funds,
 21 \$11,495,817 Cash Funds, and \$54,042,225 Federal Funds estimate for
 22 state aid, which shall only be used for such purpose.

23 There is included in the appropriation to this program
 24 \$653,759 General Funds for FY2013-14 and \$653,759 General Funds for

1 FY2014-15, which shall only be used for the following purposes:
2 Reimbursement for the provision of pap smears, colposcopy, cervical
3 biopsy, cryotherapy, loop electrosurgical excision procedure (LEEP),
4 and such other treatments and procedures as may be developed for the
5 followup of abnormal pap smears; the diagnosis and treatment of
6 sexually transmitted diseases, including, but not limited to,
7 chlamydia, gonorrhea, HPV (genital warts), and herpes; and associated
8 laboratory and equipment costs and staff training costs relating to
9 the use of colposcopy equipment. None of the General Funds provided
10 under this program shall be used to perform or facilitate the
11 performance of abortion or to counsel or refer for abortion.

12 There is included in the appropriation to this program
13 for FY2013-14 \$200,000 Cash Funds from the Nebraska Health Care Cash
14 Fund for the Poison Control Center at the University of Nebraska
15 Medical Center, which shall only be used by the medical center for
16 the Poison Control Center. There is included in the appropriation to
17 this program for FY2014-15 \$200,000 Cash Funds from the Nebraska
18 Health Care Cash Fund for the Poison Control Center at the University
19 of Nebraska Medical Center, which shall only be used by the medical
20 center for the Poison Control Center.

21 There is included in the appropriation to this program
22 for FY2013-14 \$1,100,000 General Funds for evidence-based early
23 intervention home visitation programs. There is included in the
24 appropriation to this program for FY2014-15 \$1,100,000 General Funds
25 for evidence-based early intervention home visitation programs.

1 Included in this appropriation is a one-time
 2 appropriation of \$150,000 General Funds in FY2013-14 for cardiac
 3 monitors and training for rural emergency medical services.

4 It is the intent of the Legislature to reduce the General
 5 Fund appropriation by \$900,000 for FY2015-16 to the Department of
 6 Health and Human Services, for Program 514, to reflect reduced costs
 7 included in the provisions of Legislative Bill 887, One Hundred Third
 8 Legislature, Second Session, 2014.

9 Sec. 8. Laws 2013, LB195, section 161, is amended to
 10 read:

11 Sec. 161. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL
 12 SERVICES

13 Program No. 200 - Operations

	FY2013-14	FY2014-15
14		
15	166,726,953	170,532,912
16	<u>166,726,953</u>	<u>170,168,104</u>
17	1,741,500	1,741,500
18	1,745,232	1,751,929
19	18,485,218	18,580,670
20	188,698,903	192,607,011
21	<u>188,698,903</u>	<u>192,242,203</u>
22	94,802,231	96,943,042

23 The unexpended General Fund and Cash Fund appropriation
 24 balances existing on June 30, 2013, are hereby reappropriated.

1 Included in the salary limitations provided by this
2 section is \$3,800,991 for FY2013-14 and \$3,888,017 for FY2014-15 for
3 Revolving Fund salaries for program classifications 390 and 563, that
4 shall not be limited to the amounts shown.

5 The Department of Administrative Services shall monitor
6 the appropriations and expenditures for this program according to the
7 following program classifications:

- 8 No. 260 - Nebraska Correctional Youth Facility
- 9 No. 300 - Tecumseh Correctional Center
- 10 No. 368 - Lincoln Community Corrections Center
- 11 No. 369 - Omaha Community Corrections Center
- 12 No. 370 - Central Office
- 13 No. 372 - Nebraska State Penitentiary
- 14 No. 373 - Nebraska Center for Women - York
- 15 No. 375 - Diagnostic and Evaluation Center
- 16 No. 376 - Lincoln Correctional Center
- 17 No. 377 - Omaha Correctional Center
- 18 No. 386 - McCook Incarceration Work Camp
- 19 No. 389 - Adult Parole Administration
- 20 No. 390 - Federal Surplus Property
- 21 No. 495 - Department Central Warehouse
- 22 No. 563 - Correctional Industries

23 Revolving Fund expenditures shall not be limited to the
24 amounts shown.

25 It is intended that the Department of Correctional

1 Services shall maintain a Department Contingency Fund and a
2 Department Equipment Fund.

3 It is the intent of the Legislature to reduce the General
4 Fund appropriation by \$729,616 for FY2015-16 to the Department of
5 Correctional Services, for Program 200, to reflect reduced costs
6 included in the provisions of Legislative Bill 887, One Hundred Third
7 Legislature, Second Session, 2014.

8 Sec. 9. Original Laws 2013, LB195, sections 102, 111, and
9 161, are repealed.

10 Sec. 10. Since an emergency exists, this act takes effect
11 when passed and approved according to law.