

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1093

Introduced by Mello, 5.

Read first time January 20, 2016

Committee: Appropriations

1 A BILL FOR AN ACT relating to public health and welfare; to amend
2 sections 71-5714 and 71-8805, Revised Statutes Cumulative
3 Supplement, 2014; to create programs; to eliminate funds; to provide
4 for and eliminate provisions relating to transfers and investment of
5 funds; to harmonize provisions; to provide an operative date; to
6 repeal the original sections; and to declare an emergency.

7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-5714, Revised Statutes Cumulative Supplement,
2 2014, is amended to read:

3 71-5714 The Tobacco Prevention and Control Program ~~Cash Fund~~ is
4 created as . ~~The fund shall be used for~~ a comprehensive statewide
5 tobacco-related public health program administered by the Department of
6 Health and Human Services. The program ~~which~~ includes, but is not limited
7 to (1) community programs to reduce tobacco use, (2) chronic disease
8 programs, (3) school programs, (4) statewide programs, (5) enforcement,
9 (6) counter marketing, (7) cessation programs, (8) surveillance and
10 evaluation, and (9) administration. ~~Transfers may be made from the fund~~
11 ~~to the General Fund at the direction of the Legislature. Any money in the~~
12 ~~Tobacco Prevention and Control Cash Fund available for investment shall~~
13 ~~be invested by the state investment officer pursuant to the Nebraska~~
14 ~~Capital Expansion Act and the Nebraska State Funds Investment Act.~~

15 The State Treasurer shall transfer, on July 1, 2016, the unobligated
16 balance in or before June 30, 2010, ~~as directed by the budget~~
17 ~~administrator of the budget division of the Department of Administrative~~
18 ~~Services, one million three hundred thousand dollars from the Tobacco~~
19 ~~Prevention and Control Cash Fund to the Nebraska Health Care and Human~~
20 ~~Services Cash Fund.~~

21 Sec. 2. Section 71-8805, Revised Statutes Cumulative Supplement,
22 2014, is amended to read:

23 71-8805 (1) The Stem Cell Research Program ~~Cash Fund~~ is created. ~~Any~~
24 ~~money in the fund available for investment shall be invested by the state~~
25 ~~investment officer pursuant to the Nebraska Capital Expansion Act and the~~
26 ~~Nebraska State Funds Investment Act.~~

27 (2) Any money appropriated by the Legislature for ~~Money credited to~~
28 the Stem Cell Research Program ~~Cash Fund~~ shall be used to provide a
29 dollar-for-dollar match, up to five hundred thousand dollars per fiscal
30 year, of funds received by institutions or researchers from sources other
31 than funds provided by the State of Nebraska for nonembryonic stem cell

1 research. Such matching funds shall be awarded through the grant process
2 established pursuant to section 71-8804. No single institution or
3 researcher shall receive more than seventy percent of the funds available
4 for distribution under this section on an annual basis.

5 (3) Up to three percent of any annual appropriation for the funds
6 ~~credited to the Stem Cell Research Program Cash Fund~~ shall be available
7 to the Division of Public Health of the Department of Health and Human
8 Services for administrative costs, including stipends and reimbursements
9 pursuant to section 71-8803.

10 (4) The State Treasurer shall transfer, on July 1, 2016, the
11 unobligated balance in the Stem Cell Research Cash Fund to the Nebraska
12 Health Care Cash Fund.

13 Sec. 3. This act becomes operative on July 1, 2016.

14 Sec. 4. Original sections 71-5714 and 71-8805, Revised Statutes
15 Cumulative Supplement, 2014, are repealed.

16 Sec. 5. Since an emergency exists, this act takes effect when
17 passed and approved according to law.