

AMENDMENTS TO LB 1061

Introduced by Appropriations Committee:

1           1. Insert the following new sections:

2           Section 1. Section 13-2041, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4           13-2041 There is hereby created the Integrated Solid  
5 Waste Management Cash Fund. All fees collected by the department  
6 pursuant to this section or fees designated pursuant to section  
7 13-2042 or money forfeited under subsection (21) of section 81-1505  
8 shall be remitted to the State Treasurer for credit to the fund.  
9 Forfeited funds may only be used for purposes specified in the  
10 underlying financial assurance instrument. Any money in the fund  
11 available for investment shall be invested by the state investment  
12 officer pursuant to the Nebraska Capital Expansion Act and the  
13 Nebraska State Funds Investment Act.

14           The council shall adopt and promulgate rules and  
15 regulations establishing a fee schedule to be paid to the  
16 department by persons applying for a permit to operate a facility  
17 pursuant to the Integrated Solid Waste Management Act or the  
18 Environmental Protection Act. Payment shall be made in full to the  
19 department before the application is processed.

20           By October 1 of each year, any person holding a permit  
21 under the Integrated Solid Waste Management Act or to operate a  
22 solid waste management facility under the Environmental Protection  
23 Act shall pay an annual fee in an amount to be determined by

1 the council. The annual fee shall be sufficient to cover the  
2 costs of ongoing permit considerations. The fees collected pursuant  
3 to this section shall not exceed the amount necessary to pay  
4 reasonable costs of administering the permit program pursuant to  
5 the Integrated Solid Waste Management Act or the Environmental  
6 Protection Act.

7 The State Treasurer shall transfer one million three  
8 hundred eighty-four thousand four hundred eighty-four dollars from  
9 the Integrated Solid Waste Management Cash Fund to the Superfund  
10 Cost Share Cash Fund on or before June 1, 2006.

11 Sec. 12. Section 81-15,174, Revised Statutes Cumulative  
12 Supplement, 2004, is amended to read:

13 81-15,174 The Nebraska Environmental Trust Fund is  
14 created. The fund shall be maintained in the state accounting  
15 system as a cash fund. Except as otherwise provided in this  
16 section, the fund shall be used to carry out the purposes of  
17 the Nebraska Environmental Trust Act, including the payment of  
18 administrative costs. Money in the fund shall include proceeds  
19 credited pursuant to section 9-812 and proceeds designated by  
20 the board pursuant to section 81-15,173. Any money in the fund  
21 available for investment shall be invested by the state investment  
22 officer pursuant to the Nebraska Capital Expansion Act and the  
23 Nebraska State Funds Investment Act.

24 The State Treasurer shall transfer nine hundred  
25 twenty-five thousand dollars from the Nebraska Environmental Trust  
26 Fund to the Department of Natural Resources Water Issues Cash Fund,  
27 as administratively created pursuant to section 81-1111.04, on or

1 after July 1, 2003, but no later than July 10, 2003.

2           The State Treasurer shall transfer one million dollars  
3 from the Nebraska Environmental Trust Fund to the Water Resources  
4 Trust Fund on July 1, 2004.

5           The State Treasurer shall transfer two million seven  
6 hundred sixty thousand seven hundred sixty dollars from the  
7 Nebraska Environmental Trust Fund to the University of Nebraska  
8 Central Administration Designated Cash Fund on March 1, 2007,  
9 unless LR259CA is approved by the voters in the November 2006  
10 general election, then the transfer shall occur on November 15,  
11 2006.

12           2. On page 2, lines 3 and 4, strike "2 to 4" and insert  
13 "3 to 5".

14           3. On page 6, line 15, strike "7" and insert "8".

15           4. On page 12, strike lines 23 through 25.

16           5. On page 13, strike lines 1 through 4.

17           6. On page 14, lines 1 and 2, strike "13 and 14" and  
18 insert "15 and 16".

19           7. On page 21, line 19, strike "8, 9, 20, 21, 24, and  
20 26" and insert "9, 10, 22, 23, 26, and 28"; and in line 25 strike  
21 "section" and insert "sections 13-2041 and".

22           8. On page 22, line 1, after "sections" insert  
23 "81-15,174,".

24           9. Renumber the remaining sections accordingly.