

AMENDMENTS TO LB 317

Introduced by Appropriations

1           1. Strike the original sections and insert the following  
2 new sections:

3           Section 1. DEFINITION OF APPROPRIATION PERIOD.

4           For purposes of this act and any other legislative bill  
5 passed by the One Hundredth Legislature, First or Second Session,  
6 which appropriates funds, FY2005-06 means the period July 1, 2005,  
7 through June 30, 2006; FY2006-07 means the period July 1, 2006,  
8 through June 30, 2007; FY2007-08 means the period July 1, 2007,  
9 through June 30, 2008; and FY2008-09 means the period July 1, 2008,  
10 through June 30, 2009.

11          Sec. 2. APPROPRIATION LANGUAGE.

12          There are hereby appropriated, for FY2005-06 and  
13 FY2006-07, the sums set forth in this act to each agency for each  
14 program from the respective funds for the general operations of  
15 state government, postsecondary education, and state aid, except  
16 as otherwise appropriated.

17          Sec. 3. REAPPROPRIATION OF BALANCES, FY2005-06 to  
18 FY2006-07.

19          In addition to the appropriations set forth in this  
20 act, there are hereby reappropriated all unexpended appropriation  
21 balances existing on June 30, 2006, for FY2006-07 to the respective  
22 agencies, programs, and funds listed in this act, except for budget  
23 programs contained in Laws 2005, LB 422, or as otherwise provided



1	<u>GENERAL FUND</u>	<u>-0-</u>	<u>115,000</u>
2	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>115,000</u>

3                   Sec. 8. AGENCY NO. 12 - STATE TREASURER

4                   Program No. 503 - Treasury Management

5		<u>FY2005-06</u>	<u>FY2006-07</u>
6	<u>CASH FUND</u>	<u>-0-</u>	<u>80,442</u>
7	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>80,442</u>
8	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

9                   Sec. 9. AGENCY NO. 12 - STATE TREASURER

10                  Program No. 665 - Convention Center Facility Financing

11                  Assistance

12		<u>FY2005-06</u>	<u>FY2006-07</u>
13	<u>CASH FUND</u>	<u>-0-</u>	<u>799,636</u>
14	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>799,636</u>
15	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

16                  There is included in the appropriation to this program  
17 from the Convention Center Support Fund for FY2006-07 \$799,636 Cash  
18 Funds, which shall only be disbursed to a city of the metropolitan  
19 class for which an application for state assistance has been  
20 approved under the Convention Center Facility Financing Assistance  
21 Act.

22                  The State Treasurer shall transfer \$342,700 from the  
23 Convention Center Support Fund to the Local Civic, Cultural,  
24 and Convention Center Financing Fund within five days after the  
25 effective date of this act.

26                  Sec. 10. AGENCY NO. 16 - DEPARTMENT OF REVENUE

27                  Program No. 13 - Tax Commissioner

1		<u>FY2005-06</u>	<u>FY2006-07</u>
2	<u>GENERAL FUND</u>	<u>-0-</u>	<u>36,500</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>36,500</u>
4	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>23,000</u>
5	Sec. 11. <u>AGENCY NO. 21 - STATE FIRE MARSHAL</u>		
6	<u>Program No. 340 - Training Division</u>		
7		<u>FY2005-06</u>	<u>FY2006-07</u>
8	<u>GENERAL FUND</u>	<u>-0-</u>	<u>15,521</u>
9	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>15,521</u>
10	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
11	Sec. 12. <u>AGENCY NO. 23 - DEPARTMENT OF LABOR</u>		
12	<u>Program No. 31 - Division of Employment</u>		
13		<u>FY2005-06</u>	<u>FY2006-07</u>
14	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>845,333</u>
15	Sec. 13. <u>AGENCY NO. 31 - MILITARY DEPARTMENT</u>		
16	<u>Program No. 192 - Governor's Emergency Aid</u>		
17		<u>FY2005-06</u>	<u>FY2006-07</u>
18	<u>GENERAL FUND</u>	<u>-0-</u>	<u>450,000</u>
19	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>450,000</u>
20	Sec. 14. <u>AGENCY NO. 31 - MILITARY DEPARTMENT</u>		
21	<u>Program No. 544 - National and State Guard</u>		
22		<u>FY2005-06</u>	<u>FY2006-07</u>
23	<u>GENERAL FUND</u>	<u>-0-</u>	<u>29,000</u>
24	<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>87,000</u>
25	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>116,000</u>
26	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
27	Sec. 15. <u>AGENCY NO. 48 - COORDINATING COMMISSION FOR</u>		

1 POSTSECONDARY EDUCATION

2 Program No. 640 - Postsecondary Education Coordination

	<u>FY2005-06</u>	<u>FY2006-07</u>
4 <u>GENERAL FUND</u>	<u>-0-</u>	<u>25,000</u>
5 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>25,000</u>

6 The unexpended balance, existing on June 30, 2007,  
7 of the appropriation made pursuant to this section is hereby  
8 reappropriated for FY2007-08 and FY2008-09.

9 Sec. 16. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE  
10 NEBRASKA STATE COLLEGES

11 Program No. 48 - Nebraska State Colleges - System Office

	<u>FY2005-06</u>	<u>FY2006-07</u>
13 <u>GENERAL FUND</u>	<u>-0-</u>	<u>98,690</u>
14 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>98,690</u>

15 Sec. 17. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE  
16 NEBRASKA STATE COLLEGES

17 Program No. 951 - South Sioux City Education Center

	<u>FY2005-06</u>	<u>FY2006-07</u>
19 <u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>132,450</u>
20 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>132,450</u>

21 There is included in the appropriation to this program  
22 \$132,450 State Building Funds for FY2006-07 for a share of costs  
23 for continued planning through design development for a joint-use  
24 educational facility in South Sioux City. It is intended that the  
25 Board of Trustees continue planning for the facility in cooperation  
26 with the Board of Governors of the Northeast Community College  
27 Area.

1                   Sec. 18. AGENCY NO. 54 - NEBRASKA STATE HISTORICAL  
2 SOCIETY

3                   Program No. 648 - Nebraska State Historical Society

	<u>FY2005-06</u>	<u>FY2006-07</u>
4		
5 <u>GENERAL FUND</u>	<u>-0-</u>	<u>10,016</u>
6 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>10,016</u>
7 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

8                   Sec. 19. AGENCY NO. 64 - NEBRASKA STATE PATROL

9                   Program No. 100 - Public Protection

	<u>FY2005-06</u>	<u>FY2006-07</u>
10		
11 <u>CASH FUND</u>	<u>-0-</u>	<u>10,000</u>
12 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>10,000</u>
13 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>10,000</u>

14                  Sec. 20. AGENCY NO. 75 - NEBRASKA INVESTMENT COUNCIL

15                  Program No. 610 - Investment Administration

	<u>FY2005-06</u>	<u>FY2006-07</u>
16		
17 <u>CASH FUND</u>	<u>-0-</u>	<u>115,000</u>
18 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>115,000</u>
19 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

20                  Sec. 21. AGENCY NO. 82 - COMMISSION FOR THE DEAF AND HARD  
21 OF HEARING

22                  Program No. 578 - Hearing Impaired

	<u>FY2005-06</u>	<u>FY2006-07</u>
23		
24 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>18,247</u>

25                  Sec. 22. AGENCY NO. 93 - TAX EQUALIZATION AND REVIEW  
26 COMMISSION

27                  Program No. 115 - Operations

	<u>FY2005-06</u>	<u>FY2006-07</u>	
1			
2	<u>CASH FUND</u>	<u>-0-</u>	<u>20,800</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>20,800</u>
4	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>14,440</u>

5           Sec. 23. Laws 2005, LB 424, section 35, is amended to  
6 read:

7           Sec. 35. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

8           Program No. 915 - Agriculture Field Lab Fund

	<u>FY2005-06</u>	<u>FY2006-07</u>	<u>FUTURE</u>	
9				
10	<u>CASH FUND est.</u>	8,000	8,500	-0-
11	<u>PROGRAM TOTAL</u>	8,000	8,500	-0-

12           All receipts of the Agricultural Field Laboratory Fund  
13 are hereby appropriated to the Board of Regents of the University  
14 of Nebraska for the University of Nebraska-Lincoln for FY2005-06  
15 and FY2006-07. The unexpended balances in the fund on June 30,  
16 2005, and on June 30, 2006, are hereby reappropriated.

17           Sec. 24. Laws 2004, LB 424, section 36, is amended to  
18 read:

19           Sec. 36. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

20           Program No. 937 - Agricultural Research Land - University  
21 of Nebraska-Lincoln

	<u>FY2005-06</u>	<u>FY2006-07</u>	<u>FUTURE</u>	
22				
23	<u>CASH FUND est.</u>	24,000	25,000	-0-
24	<u>PROGRAM TOTAL</u>	24,000	25,000	-0-

25           The Board of Regents of the University of Nebraska is  
26 hereby authorized to sell, pursuant to law and on terms and  
27 conditions to be prescribed by the board, real estate which has

1 been used for agricultural research by the University of Nebraska  
2 when such functions are transferred to other lands more suitable  
3 for agricultural research programs.

4 All proceeds from the sale of such real estate along  
5 with any unexpended balances existing on June 30, 2005, and on  
6 June 30, 2006, together with accrued interest, if any, are hereby  
7 appropriated to the Board of Regents of the University of Nebraska  
8 to the Agricultural Research Land Fund to be used exclusively  
9 for the acquisition, development, and improvement of other real  
10 estate for the agricultural research programs of the University of  
11 Nebraska.

12 Sec. 25. Laws 2005, LB 425, section 65, is amended to  
13 read:

14 Sec. 65. AGENCY NO. 16 - DEPARTMENT OF REVENUE  
15 Program No. 102 - Revenue Administration

	FY2005-06	FY2006-07
16		
17 GENERAL FUND	21,073,484	21,628,682
18 <u>GENERAL FUND</u>	<u>21,073,484</u>	<u>21,592,182</u>
19 CASH FUND	1,248,010	1,030,665
20 REVOLVING FUND	7,102	7,282
21 <u>PROGRAM TOTAL</u>	<u>22,328,596</u>	<u>22,666,629</u>
22 <u>SALARY LIMIT</u>	<u>12,924,227</u>	<u>13,454,369</u>
23 <u>PROGRAM TOTAL</u>	<u>22,328,596</u>	<u>22,630,129</u>
24 <u>SALARY LIMIT</u>	<u>12,924,227</u>	<u>13,431,369</u>

25 There is included in the appropriation to this program  
26 for FY2005-06 \$34,244 Cash Funds for a revenue auditor specialist  
27 from the Nebraska Health Care Cash Fund. There is included in the



1 appropriation to this program for FY2006-07 \$34,244 Cash Funds for  
2 a revenue auditor specialist from the Nebraska Health Care Cash  
3 Fund.

4 Sec. 26. Laws 2005, LB 425, section 83, is amended to  
5 read:

6 Sec. 83. AGENCY NO. 19 - DEPARTMENT OF BANKING AND  
7 FINANCE

8 Program No. 65 - Enforcement of Standards - Financial  
9 Institutions

	FY2005-06	FY2006-07
10 CASH FUND	4,107,195	4,225,309
11 PROGRAM TOTAL	4,107,195	4,225,309
12 <del>SALARY LIMIT</del>	<del>2,467,554</del>	<del>2,571,812</del>
13 <u>SALARY LIMIT</u>	<u>2,467,554</u>	<u>2,700,718</u>

14 Sec. 27. Laws 2005, LB 425, section 84, is amended to  
15 read:

16 Sec. 84. AGENCY NO. 19 - DEPARTMENT OF BANKING AND  
17 FINANCE

18 Program No. 66 - Enforcement of Standards - Securities

	FY2005-06	FY2006-07
19 CASH FUND	1,290,703	1,319,212
20 PROGRAM TOTAL	1,290,703	1,319,212
21 <del>SALARY LIMIT</del>	<del>704,263</del>	<del>725,297</del>
22 <u>SALARY LIMIT</u>	<u>704,263</u>	<u>730,835</u>

23 Sec. 28. Laws 2005, LB 425, section 89, is amended to  
24 read:

25 Sec. 89. AGENCY NO. 21 - STATE FIRE MARSHAL

1	Program No. 193 - Public Protection		
2		FY2005-06	FY2006-07
3	<del>GENERAL FUND</del>	<del>2,888,121</del>	<del>3,018,092</del>
4	<u>GENERAL FUND</u>	<u>2,888,121</u>	<u>3,002,571</u>
5	CASH FUND	1,094,283	1,127,375
6	FEDERAL FUND est.	50,000	50,000
7	PROGRAM TOTAL	4,032,404	4,195,467
8	<u>PROGRAM TOTAL</u>	<u>4,032,404</u>	<u>4,179,946</u>
9	SALARY LIMIT	2,289,581	2,387,214

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

- 13 No. 225 - General Operations
- 14 No. 226 - Pipeline Safety
- 15 No. 227 - Underground Storage Tanks

16 There is included in the appropriation to this program  
17 for FY2005-06 \$50,000 Federal Funds estimate for state aid.  
18 There is included in the appropriation to this program for  
19 FY2006-07 \$50,000 Federal Funds estimate for state aid. If federal  
20 restrictions prevent using these Federal Funds for state aid,  
21 the State Fire Marshal may reallocate available funds in the  
22 Underground Storage Tank Fund to provide state aid payments to the  
23 affected political subdivisions.

24 Sec. 29. Laws 2005, LB 425, section 92, is amended to  
25 read:

26 Sec. 92. AGENCY NO. 22 - DEPARTMENT OF INSURANCE  
27 Program No. 68 - Medical Professional Liability

	FY2005-06	FY2006-07	
1			
2	<del>CASH FUND</del>	<del>152,129</del>	<del>154,971</del>
3	<del>PROGRAM TOTAL</del>	<del>152,129</del>	<del>154,971</del>
4	<u>CASH FUND</u>	<u>152,129</u>	<u>199,421</u>
5	<u>PROGRAM TOTAL</u>	<u>152,129</u>	<u>199,421</u>
6	SALARY LIMIT	59,717	61,660

7           Sec. 30. Laws 2005, LB 425, section 145, is amended to  
8 read:

9           Sec. 145. AGENCY NO. 31 - MILITARY DEPARTMENT  
10          Program No. 545 - Emergency Management

	FY2005-06	FY2006-07	
11			
12	<del>GENERAL FUND</del>	<del>861,481</del>	<del>885,158</del>
13	<u>GENERAL FUND</u>	<u>861,481</u>	<u>635,158</u>
14	CASH FUND est.	455,648	467,158
15	FEDERAL FUND est.	2,597,987	2,631,113
16	<del>PROGRAM TOTAL</del>	<del>3,915,116</del>	<del>3,983,429</del>
17	<u>PROGRAM TOTAL</u>	<u>3,915,116</u>	<u>3,733,429</u>
18	SALARY LIMIT	1,167,383	1,205,352

19           Cash Fund expenditures shall not be limited to the  
20 amounts shown.

21           There is included in the appropriation to this program  
22 for FY2005-06 \$1,393,376 Federal Funds estimate for state aid,  
23 which shall only be used for such purpose. There is included in  
24 the appropriation to this program for FY2006-07 \$1,393,376 Federal  
25 Funds estimate for state aid, which shall only be used for such  
26 purpose.

27           Sec. 31. Laws 2005, LB 425, section 146, is amended to

1 read:

2 Sec. 146. AGENCY NO. 31 - MILITARY DEPARTMENT

3 Program No. 548 - Tuition Assistance

4	FY2005-06	FY2006-07
5 GENERAL FUND	828,000	828,000
6 PROGRAM TOTAL	828,000	828,000
7 GENERAL FUND	828,000	157,351
8 PROGRAM TOTAL	828,000	157,351
9 SALARY LIMIT	-0-	-0-

10 There is included in the appropriation to this program  
11 for FY2005-06 \$828,000 General Funds for state aid, which  
12 shall only be used for such purpose. There is included in the  
13 appropriation to this program for FY2006-07 ~~\$828,000~~ \$157,351  
14 General Funds for state aid, which shall only be use for such  
15 purpose.

16 Sec. 32. Laws 2005, LB 425, section 161, is amended to  
17 read:

18 Sec. 161. AGENCY NO. 35 - NEBRASKA LIQUOR CONTROL  
19 COMMISSION

20 Program No. 73 - Licensing and Regulation

21	FY2005-06	FY2006-07
22 GENERAL FUND	810,394	838,883
23 GENERAL FUND	810,394	867,595
24 CASH FUND	54,441	54,441
25 PROGRAM TOTAL	864,835	893,324
26 SALARY LIMIT	464,807	479,292
27 PROGRAM TOTAL	864,835	922,036



1 purpose.

2           Sec. 35. Laws 2006, LB 454A, section 1, is amended to  
3 read:

4           Section 1. There is hereby appropriated (1) \$774,000 from  
5 the ~~Public Safety~~ Nebraska State Patrol Cash Fund for FY2006-07  
6 and (2) \$218,000 from the ~~Public Safety~~ Nebraska State Patrol Cash  
7 Fund for FY2007-08 to the Nebraska State Patrol, for Program 100,  
8 to aid in carrying out the provisions of Legislative Bill 454,  
9 Ninety-ninth Legislature, Second Session, 2006.

10           Total expenditures for permanent and temporary salaries  
11 and per diems from funds appropriated in this section shall not  
12 exceed \$240,320 for FY2006-07 or \$80,800 for FY2007-08.

13           There is included in this appropriation for FY2006-07  
14 \$30,000 Cash Funds to contract with the Department of Motor  
15 Vehicles to pay for the cost of temporary staff and computer  
16 programming at the Department of Motor Vehicles in order to  
17 carry out the provisions of Legislative Bill 454, Ninety-ninth  
18 Legislature, Second Session, 2006.

19           Sec. 36. Laws 2006, LB 605A, section 1, is amended to  
20 read:

21           Section 1. There is hereby appropriated (1) \$5,500,000  
22 from the ~~General~~ State Building Fund for FY2006-07 and (2)  
23 \$5,500,000 from the ~~General~~ State Building Fund for FY2007-08  
24 to the Board of Regents of the University of Nebraska, for Program  
25 920, to aid in carrying out the provisions of Legislative Bill 605,  
26 Ninety-ninth Legislature, Second Session, 2006.

27           No expenditures for permanent and temporary salaries and

1 per diems for state employees shall be made from funds appropriated  
2 in this section.

3           Sec. 37. Laws 2006, LB 605A, section 2, is amended to  
4 read:

5           Sec. 2. There is hereby appropriated (1) \$1,125,000  
6 from the ~~General~~ State Building Fund and \$200,000 from the State  
7 College Facility Fee Fund for FY2006-07 and (2) \$1,125,000 from the  
8 ~~General~~ State Building Fund and \$400,000 from the State College  
9 Facility Fee Fund for FY2007-08 to the Board of Trustees of the  
10 Nebraska State Colleges, for Program 919, to aid in carrying out  
11 the provisions of Legislative Bill 605, Ninety-ninth Legislature,  
12 Second Session, 2006.

13           No expenditures for permanent and temporary salaries and  
14 per diems for state employees shall be made from funds appropriated  
15 in this section.

16           Sec. 38. Laws 2006, LB 1024A, section 2, is amended to  
17 read:

18           Sec. 2. There is hereby appropriated ~~(1)~~ \$114,200 ~~from~~  
19 ~~the General Fund for~~ FY2006-07 and ~~(2)~~ \$282,600 from the General  
20 Fund for FY2007-08 to the State Department of Education, for  
21 Program 25, to aid in carrying out the provisions of Legislative  
22 Bill 1024, Ninety-ninth Legislature, Second Session, 2006.

23           Total expenditures for permanent and temporary salaries  
24 and per diems from funds appropriated in this section shall not  
25 exceed ~~\$70,000 for~~ FY2006-07 ~~or~~ \$168,036 for FY2007-08.

26           Sec. 39. Laws 2006, LB 1060, section 130, is amended to  
27 read:

1                   Sec. 130. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE  
2 NEBRASKA STATE COLLEGES

3                   Program No. 48 - Nebraska State Colleges - System Office

	FY2005-06	FY2006-07
4		
5 GENERAL FUND	257,917	132,450
6 PROGRAM TOTAL	257,917	132,450
7 <u>GENERAL FUND</u>	<u>257,917</u>	<u>-0-</u>
8 <u>PROGRAM TOTAL</u>	<u>257,917</u>	<u>-0-</u>

9                   The Nebraska State Colleges System Office is authorized  
10 to distribute amounts appropriated in this section pursuant to  
11 approval by the Board of Trustees.

12                   There is included in the appropriation to this program  
13 \$257,917 General Funds for FY2005-06 and -0- General Funds for  
14 FY2006-07 for increased utility costs less -0- General Funds to  
15 reflect an adjustment to FY2006-07 estimated health insurance  
16 costs.

17                   There is included in the appropriation to this program  
18 ~~\$132,450 General Funds for FY2006-07 for a share of costs for~~  
19 ~~continued planning through design development for a joint-use~~  
20 ~~educational facility in South Sioux City. It is intended that the~~  
21 ~~Board of Trustees continue planning for the facility in cooperation~~  
22 ~~with the Board of Governors of the Northeast Community College~~  
23 ~~Area.~~

24                   Sec. 40. Laws 2006, LB 1060, section 186, is amended to  
25 read:

26                   Sec. 186. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL  
27 SERVICES



1                   Program No. 916 - Phase II Renovation - Nebraska  
2                   Correctional Center for Women - York

3		FY2005-06	FY2006-07	FUTURE
4	STATE BUILDING FUND	-0-	781,000	-0-
5	<u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>1,179,102</u>	<u>-0-</u>
6	NEBRASKA CAPITAL			
7	CONSTRUCTION FUND	1,403,000	-0-	-0-
8	PROGRAM TOTAL	1,403,000	781,000	-0-
9	<u>PROGRAM TOTAL</u>	<u>1,403,000</u>	<u>1,179,102</u>	<u>-0-</u>

10                   The Department of Correctional Services is hereby  
11                   authorized to renovate existing facilities at the Nebraska  
12                   Correctional Center for Women in York with the appropriation to  
13                   this program. The total project cost shall not exceed ~~\$2,184,000.~~  
14                   \$2,582,102.

15                   There is included in the appropriation to this program  
16                   for FY2005-06 \$1,403,000 from the Nebraska Capital Construction  
17                   Fund to begin construction.

18                   There is included in the appropriation to this program  
19                   for FY2006-07 ~~\$781,000~~ \$1,179,102 from the State Building Fund to  
20                   complete construction

21                   Sec. 41. Laws 2006, LB 1060, section 190, is amended to  
22                   read:

23                   Sec. 190. AGENCY NO. 5 - SUPREME COURT

24                   Program No. 67 - Probation Services

25		FY2005-06	FY2006-07
26	GENERAL FUND	17,535,310	18,344,356
27	<u>GENERAL FUND</u>	<u>17,535,310</u>	<u>18,166,736</u>

1	CASH FUND	652,417	652,417
2	<del>PROGRAM TOTAL</del>	<del>18,187,727</del>	<del>18,996,773</del>
3	<u>PROGRAM TOTAL</u>	<u>18,187,727</u>	<u>18,819,153</u>
4	SALARY LIMIT	12,978,607	13,235,157

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

- 8           No. 397 - Statewide Probation
- 9           No. 398 - Intensive Supervision Probation
- 10          Sec. 42. Laws 2006, LB 1060, section 192, is amended to
- 11 read:
- 12          Sec. 192. AGENCY NO. 11 - ATTORNEY GENERAL
- 13          Program No. 507 - Interpretation and Application of Law

14		FY2005-06	FY2006-07
15	GENERAL FUND	5,518,423	5,799,501
16	CASH FUND	603,896	626,730
17	FEDERAL FUND est.	684,962	639,302
18	REVOLVING FUND	638,410	712,879
19	PROGRAM TOTAL	7,445,691	7,778,412
20	SALARY LIMIT	4,489,879	4,744,778

21           The Department of Administrative Services shall monitor  
22 the appropriations and expenditures for this program according to  
23 the following program classifications:

- 24           No. 270 - Administration
- 25           No. 271 - Civil Bureau
- 26           No. 272 - Criminal Bureau
- 27           No. 273 - Legal Services Bureau

1           No. 274 - Public Protection Bureau

2           General Fund expenditures within program classification  
3 number 270 shall only be coded against budget subprogram 1.

4           General Fund expenditures within program classification  
5 number 271 shall only be coded against budget subprogram 1.

6           Revolving Fund expenditures within program classification number  
7 271 shall only be coded against budget subprogram 4.

8           With the exception of the medicaid fraud control unit  
9 and crimes against children appropriations, all other General Fund  
10 expenditures within program classification number 272 shall only  
11 be coded against budget subprogram 1 and all other Federal Fund  
12 expenditures within program classification number 272 shall only be  
13 coded against budget subprogram 3.

14           All appropriations and expenditures for the medicaid  
15 fraud control unit within program classification number 272 shall  
16 only be coded against budget subprogram 5.

17           There is included in the appropriation to this program  
18 for FY2005-06 \$80,000 from the Attorney General Child Protection  
19 Cash Fund and for FY2006-07 \$80,000 General Funds, which  
20 appropriations shall only be administratively transferred to  
21 program classification number 272, and such appropriations shall  
22 only be expended from budget subprogram 6 as a separate and  
23 distinct budget subprogram and shall not be commingled with any  
24 other expenses, and such appropriations shall only be used to  
25 provide assistance for legal expenses incurred in prosecuting  
26 crimes against children by state and local prosecutors, including,  
27 but not limited to, expert witness costs, as determined by the

1 Attorney General.

2 There is included in the appropriation to this program  
3 for FY2006-07 \$150,000 General Funds, which appropriation shall  
4 only be administratively transferred to program classification  
5 number 272, and such appropriation shall only be expended from  
6 budget subprogram 7 as a separate and distinct budget subprogram  
7 and shall not be commingled with any other expenses, and such  
8 appropriation shall only be used to pay for child autopsy expenses.

9 General Fund expenditures within program classification  
10 number 273 shall only be coded against budget subprogram 1. Cash  
11 Fund expenditures for Attorney General reports and opinions within  
12 program classification number 273 shall only be coded against  
13 budget subprogram 2. Revolving Fund expenditures within program  
14 classification number 273 shall only be coded against budget  
15 subprogram 4.

16 With the exception of water law division appropriations,  
17 all other General Fund expenditures for the public protection  
18 bureau within program classification number 274 shall only be coded  
19 against budget subprogram 1. General Fund expenditures for the  
20 water law division within program classification number 274 shall  
21 only be coded against budget subprogram 2. Cash Fund expenditures  
22 for motor vehicle fraud enforcement within program classification  
23 number 274 shall only be coded against budget subprogram 3.

24 There is included in the appropriation to this program  
25 for FY2005-06 \$150,000 Cash Funds and for FY2006-07 \$250,000  
26 Cash Funds, which appropriations shall only be administratively  
27 transferred to program classification number 274, and such

1 appropriations shall only be expended directly from the Nebraska  
2 Health Care Cash Fund from budget subprogram 4 for purposes of  
3 enforcing the tobacco settlement agreement.

4           There is included in the appropriation to this program  
5 for FY2005-06 \$234,313 Cash Funds and for FY2006-07 \$234,313  
6 Cash Funds, which appropriations shall only be administratively  
7 transferred to program classification number 274, and such  
8 appropriations shall only be expended from budget subprogram 5 for  
9 purposes of administering the administrative license revocation  
10 program.

11           There is included in the appropriation to this program  
12 for FY2005-06 \$10,000 Cash Funds and for FY2006-07 \$10,000  
13 Cash Funds, which appropriations shall only be administratively  
14 transferred to program classification number 274, and such  
15 appropriations shall only be expended from budget subprogram 6  
16 for purposes of administering the Department of Justice Natural  
17 Resources Enforcement Fund.

18           There is included in the appropriation to this program  
19 for FY2005-06 \$81,480 General Funds and for FY2006-07 \$81,480  
20 General Funds, which appropriations shall only be administratively  
21 transferred to Agency 11, Program 575, for the purpose of meeting  
22 the state agency's matching share of federal Byrne Grant funds  
23 awarded by the Nebraska Commission on Law Enforcement and Criminal  
24 Justice. The budget division of the Department of Administrative  
25 Services shall lapse between July 1, 2006, and June 30, 2007, any  
26 excess General Fund appropriations within budget program number 575  
27 that are not needed to meet the state matching requirements for

1 Byrne Grants awarded to the Attorney General's office.

2 The agency budget request submitted by the Attorney  
3 General for the 2007-09 biennium for umbrella budget program number  
4 507 shall be prepared and submitted at the detailed account level  
5 within the specified budget subprogram structure as required in  
6 this section.

7 Sec. 43. Laws 2006, LB 1060, section 194, is amended to  
8 read:

9 Sec. 194. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION  
10 Program No. 158 - Education Aid

	FY2005-06	FY2006-07	
11			
12	GENERAL FUND	870,734,644	893,819,176
13	<u>GENERAL FUND</u>	<u>870,734,644</u>	<u>896,850,161</u>
14	CASH FUND	1,040,938	1,040,938
15	FEDERAL FUND est.	246,664,572	254,535,831
16	PROGRAM TOTAL	1,118,440,154	1,149,395,945
17	<u>PROGRAM TOTAL</u>	<u>1,118,440,154</u>	<u>1,152,426,930</u>

18 There is included in the appropriation to this program  
19 for FY2005-06 \$870,734,644 General Funds, \$1,040,938 Cash Funds,  
20 and \$246,664,572 Federal Funds estimate for state aid, which  
21 shall only be used for such purpose. There is included in  
22 the appropriation to this program for FY2006-07 ~~\$893,819,176~~  
23 \$896,850,161 General Funds, \$1,040,938 Cash Funds, and \$254,535,831  
24 Federal Funds estimate for state aid, which shall only be used for  
25 such purpose.

26 There is included in the amount shown for FY2005-06  
27 \$683,473,181 General Funds which are hereby appropriated to

1 the Tax Equity and Educational Opportunities Fund, which  
2 fund is hereby appropriated to provide state aid to public  
3 school districts pursuant to the Tax Equity and Educational  
4 Opportunities Support Act. There is included in the amount shown  
5 for FY2006-07 ~~\$701,346,228~~ \$704,377,213 General Funds which are  
6 hereby appropriated to the Tax Equity and Educational Opportunities  
7 Fund, which fund is hereby appropriated to provide state aid to  
8 public school districts pursuant to the Tax Equity and Educational  
9 Opportunities Support Act.

10           There is included in the amount shown for this program  
11 \$169,204,057 General Funds provided as state aid for FY2005-06 for  
12 special education reimbursement. There is included in the amount  
13 shown for this program \$174,280,179 General Funds provided as state  
14 aid for FY2006-07 for special education reimbursement.

15           There is included in the amount shown for this program  
16 \$420,000 General Funds provided as state aid for FY2005-06 and  
17 \$420,000 General Funds provided as state aid for FY2006-07 to carry  
18 out the provisions of subsection (2) of section 79-734.

19           There is included in the amount shown for this program  
20 \$3,680,471 General Funds provided as state aid for FY2005-06 and  
21 \$3,680,471 General Funds provided as state aid for FY2006-07 for  
22 early childhood education projects.

23           There is included in the amount shown for this program  
24 \$8,163,027 General Funds provided as state aid for FY2005-06 and  
25 \$8,266,325 General Funds provided as state aid for FY2006-07 for  
26 core services for educational service units.

27           There is included in the amount shown for this program

1 \$2,533,948 General Funds provided as state aid for FY2005-06 and  
2 \$2,566,013 General Funds provided as state aid for FY2006-07 for  
3 technology infrastructure for educational service units.

4           There is included in the amount shown for this program  
5 \$2,336,921 General Funds provided as state aid for FY2005-06 and  
6 \$2,336,921 General Funds provided as state aid for FY2006-07 for  
7 programs for learners with high ability.

8           There is included in the amount shown for this program  
9 \$271,378 General Funds provided as state aid for FY2005-06 and  
10 \$271,378 General Funds provided as state aid for FY2006-07 for the  
11 school breakfast program.

12           There is included in the amount shown for this program  
13 \$421,087 General Funds provided as state aid for FY2005-06 and  
14 \$421,087 General Funds provided as state aid for FY2006-07 for the  
15 school lunch program.

16           There is included in the amount shown for this program  
17 \$230,574 General Funds provided as state aid for FY2005-06 and  
18 \$230,574 General Funds provided as state aid for FY2006-07 for  
19 adult basic education programs.

20           There is included in the amount shown for this program  
21 \$1,000,000 Cash Funds provided as state aid for FY2005-06 and  
22 \$1,000,000 Cash Funds provided as state aid for FY2006-07 for  
23 base-year incentive aid.

24           On or before October 1, of each year, the Department  
25 of Health and Human Services Finance and Support and the State  
26 Department of Education shall jointly certify to the budget  
27 administrator of the budget division of the Department of



1 Administrative Services the amount of federal medicaid funds  
2 paid to school districts pursuant to the Early Intervention Act  
3 for special education services for children age five years and  
4 older. The General Fund appropriation to the State Department of  
5 Education, Program 158, for state special education aid shall  
6 be decreased by an amount equal to the amount that would have  
7 been reimbursed with state General Funds to the school districts  
8 through the special education reimbursement process for special  
9 education services for children age five years and older that was  
10 paid to school districts or approved cooperatives with federal  
11 medicaid funds. There is hereby appropriated from the General  
12 Fund an amount equal to the amount certified to the budget  
13 administrator for FY2005-06 and FY2006-07 to the Department of  
14 Health and Human Services Finance and Support to aid in carrying  
15 out the provisions of Laws 1991, LB 701. The budget administrator  
16 shall distribute the amount appropriated between budget programs  
17 according to percentages certified by the Department of Health and  
18 Human Services Finance and Support.

19           Sec. 44. Laws 2006, LB 1060, section 197, is amended to  
20 read:

21           Sec. 197. AGENCY NO. 16 - DEPARTMENT OF REVENUE

22           Program No. 108 - Homestead Exemption

	FY2005-06	FY2006-07
23		
24	GENERAL FUND	
	53,827,000	56,473,000
25	PROGRAM TOTAL	
	53,827,000	56,473,000
26	<u>GENERAL FUND</u>	
	<u>53,827,000</u>	<u>56,733,000</u>
27	<u>PROGRAM TOTAL</u>	
	<u>53,827,000</u>	<u>56,733,000</u>

1           There is included in the appropriation to this program  
2 for FY2005-06 \$53,827,000 General Funds for state aid, which  
3 shall only be used for such purpose. There is included in the  
4 appropriation to this program for FY2006-07 ~~\$56,473,000~~ \$56,733,000  
5 General Funds for state aid, which shall only be used for such  
6 purpose.

7           Sec. 45. Laws 2006, LB 1060, section 200, is amended to  
8 read:

9           Sec. 200. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN  
10 SERVICES

11           Program No. 365 - Mental Health Operations

	FY2005-06	FY2006-07
12		
13	GENERAL FUND	
	50,099,102	52,777,155
14	<u>GENERAL FUND</u>	<u>45,777,155</u>
15	CASH FUND	3,569,762
16	FEDERAL FUND est.	7,865,530
17	<del>PROGRAM TOTAL</del>	<del>64,212,447</del>
18	<u>PROGRAM TOTAL</u>	<u>57,212,447</u>
19	SALARY LIMIT	39,908,972

20           Pursuant to Laws 2004, LB 1083, all funding related to  
21 the provision of regional center services that are reduced or  
22 discontinued shall be reallocated and expended for purposes related  
23 to the statewide development and provision of community-based  
24 behavioral health services. The budget administrator of the  
25 budget division of the Department of Administrative Services shall  
26 administratively transfer during FY2005-06 and FY2006-07 available  
27 appropriation balances as determined by the Director of Health and

1 Human Services from the Department of Health and Human Services,  
2 Program 365, Mental Health Operations, to the Department of Health  
3 and Human Services, Program 33, Administration, and the Department  
4 of Health and Human Services Finance and Support, Program 38,  
5 Behavioral Health Aid, and Program 341, Administration.

6 Sec. 46. Laws 2006, LB 1060, section 202, is amended to  
7 read:

8 Sec. 202. AGENCY NO. 26 - DEPARTMENT OF HEALTH AND HUMAN  
9 SERVICES FINANCE AND SUPPORT

10 Program No. 38 - Behavioral Health Aid

	FY2005-06	FY2006-07	
11			
12	<del>GENERAL FUND</del>	<del>41,984,771</del>	<del>44,577,915</del>
13	<u>GENERAL FUND</u>	<u>41,984,771</u>	<u>51,577,915</u>
14	CASH FUND	11,286,670	11,307,280
15	FEDERAL FUND est.	18,400,587	18,504,971
16	<del>PROGRAM TOTAL</del>	<del>71,672,028</del>	<del>74,390,166</del>
17	<u>PROGRAM TOTAL</u>	<u>71,672,028</u>	<u>81,390,166</u>

18 The unexpended Cash Fund appropriation balance  
19 existing on June 30, 2005, not to exceed \$6,000,000 is hereby  
20 reappropriated.

21 The unexpended General Fund appropriation balance  
22 existing on June 30, 2005, is hereby reappropriated.

23 There is included in the appropriation to this program  
24 for FY2005-06 \$41,984,771 General Funds, \$11,286,670 Cash Funds,  
25 and \$18,400,587 Federal Funds estimate for state aid, which  
26 shall only be used for such purpose. There is included in the  
27 appropriation to this program for FY2006-07 ~~\$44,577,915~~ \$51,577,915

1 General Funds, \$11,307,280 Cash Funds, and \$18,504,971 Federal  
2 Funds estimate for state aid, which shall only be used for such  
3 purpose.

4           There is included in the amount shown as General Fund aid  
5 in this program \$1,552,907 General Funds for FY2005-06 to be used  
6 for an annual three percent increase in rates paid to providers of  
7 mental health and substance abuse services, which funds shall only  
8 be used for such purpose.

9           There is included in the amount shown as General Fund aid  
10 in this program \$4,008,017 General Funds for FY2006-07 to be used  
11 for an annual 3.25 percent increase in rates paid to providers of  
12 mental health and substance abuse services, which funds shall only  
13 be used for such purpose.

14           There is included in the amount shown as Cash Fund aid  
15 in this program \$6,500,000 Cash Funds for FY2005-06 and \$6,500,000  
16 Cash Funds for FY2006-07 from the Nebraska Health Care Cash Fund  
17 to be used for community-based mental health and substance abuse  
18 services, including intermediate-level residential mental health  
19 services. It is the intent of the Legislature that these funds  
20 shall be distributed to each of the six mental health regions based  
21 upon a formula determined by the Department of Health and Human  
22 Services Finance and Support.

23           There is included in the amount shown as Cash Fund aid  
24 in this program \$2,599,660 Cash Funds for FY2005-06 and \$2,599,660  
25 Cash Funds for FY2006-07 from the Nebraska Health Care Cash Fund to  
26 be used for rates paid to providers of mental health and substance  
27 abuse services. It is the intent of the Legislature that the



1 \$31,997,558 Federal Funds estimate for state aid, which shall only  
2 be used for such purpose. There is included in the appropriation  
3 to this program for FY2006-07 ~~\$10,842,937~~ \$4,742,937 General Funds,  
4 \$5,000,000 Cash Funds, and \$33,051,481 Federal Funds estimate for  
5 state aid, which shall only be used for such purpose.

6 There is included in the appropriation to this program  
7 for FY2005-06 \$5,000,00 Cash Funds for state aid from the Nebraska  
8 Health Care Cash Fund. There is included in the appropriation to  
9 this program for FY2006-07 \$5,000,000 Cash Funds for state aid from  
10 the Nebraska Health Care Cash Fund.

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

16 Sec. 48. Laws 2006, LB 1060, section 206, is amended to  
17 read:

18 Sec. 206. AGENCY NO. 26 - DEPARTMENT OF HEALTH AND HUMAN  
19 SERVICES FINANCE AND SUPPORT

20 Program No. 348 - Medical Assistance

	FY2005-06	FY2006-07
21		
22		
23		
24		
25		
26		
27		
GENERAL FUND	507,020,799	560,863,546
<u>GENERAL FUND</u>	<u>507,020,799</u>	<u>547,363,546</u>
CASH FUND	19,657,896	19,657,896
FEDERAL FUND est.	949,534,581	991,840,375
PROGRAM TOTAL	1,476,213,276	1,572,361,817
<u>PROGRAM TOTAL</u>	<u>1,476,213,276</u>	<u>1,558,861,817</u>

1           There is included in the appropriation to this  
2 program for FY2005-06 \$507,020,799 General Funds, \$19,657,896  
3 Cash Funds, and \$949,534,581 Federal Funds estimate for state  
4 aid, which shall only be used for such purpose. There is  
5 included in the appropriation to this program for FY2006-07  
6 ~~\$560,863,546~~ \$547,363,546 General Funds, \$19,657,896 Cash Funds,  
7 and \$991,840,375 Federal Funds estimate for state aid, which shall  
8 only be used for such purpose.

9           There is included in the appropriation to this program  
10 for FY2005-06 \$4,765,896 Cash Funds for state aid for the  
11 continuation of the behavioral health provider rate increase  
12 and behavioral health provider rate increase for managed care,  
13 inpatient services, and residential treatment services provided  
14 with funds from the Nebraska Health Care Cash Fund. There  
15 is included in the appropriation to this program for FY2006-07  
16 \$4,765,896 Cash Funds for state aid for the continuation of the  
17 behavioral health provider rate increase and behavioral health  
18 provider rate increase for managed care, inpatient services,  
19 and residential treatment services provided with funds from the  
20 Nebraska Health Care Cash Fund.

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

26           Sec. 49. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

27           (1) For purposes of this act, (a) SALARY LIMIT shall mean

1 total expenditures for permanent and temporary salaries and per  
2 diems and (b) total expenditures for permanent and temporary  
3 salaries and per diems shall mean all remuneration paid to  
4 employees treated as taxable compensation by the Internal Revenue  
5 Service or subject to social security coverage, specifically  
6 including payments accounted for as vacation, holidays, sick leave,  
7 military leave, funeral leave, maternity leave, administrative  
8 leave, compensatory time, deferred compensation, or any other  
9 similar form, and amounts withheld pursuant to law, but excluding  
10 state contributions for social security, retirement, and employee  
11 insurance plans.

12 (2) Total expenditures for permanent and temporary  
13 salaries and per diems shall be limited to the amount shown except  
14 when federal funds in excess of the amount shown are available and  
15 approved by the Governor. Expenditures for permanent and temporary  
16 salaries and per diems from such grants shall be in addition to  
17 the limitation on permanent and temporary salaries and per diems  
18 otherwise shown in this act. No agency shall request any state  
19 funds for continuation or replacement of any such personnel or  
20 activities in future budget requests. To the extent feasible,  
21 requests for increases in the limitation on permanent and temporary  
22 salaries and per diems shall be addressed to the Appropriations  
23 Committee when the Legislature is in session.

24 (3) Expenditures for permanent and temporary salaries  
25 resulting from awards made to employees under sections 81-1346 to  
26 81-1354 shall be in addition to the limitations on permanent and  
27 temporary salaries and per diems otherwise shown in this act.



1           (4) The limitation on expenditures for permanent and  
2 temporary salaries and per diems for FY2006-07 as established by  
3 the Legislature shall be the basis for continuation funding for  
4 each fiscal year of the succeeding biennium.

5           (5) The limitation on expenditures for permanent and  
6 temporary salaries and per diems for FY2006-07 shall be increased  
7 by certified encumbrance amounts from FY2005-06 for permanent and  
8 temporary salaries and per diems. Encumbered amounts shall be  
9 calculated in accordance with section 81-138.01.

10           (6) The limitation on expenditures for permanent and  
11 temporary salaries and per diems shall only apply to remuneration  
12 paid to state employees or per diem payments made to members of  
13 state boards or commissions.

14           Sec. 50. Original Laws 2005, LB 424, sections 35 and 36;  
15 Laws 2005, LB 425, sections 65, 83, 84, 89, 92, 145, 146, 161,  
16 223, and 239; Laws 2006, LB 454A, section 1; Laws 2006, LB 605A,  
17 sections 1 and 2; Laws 2006, LB 1024A, section 2, and Laws 2006,  
18 LB 1060, sections 130, 186, 190, 192, 194, 197, 200, 202, 204, and  
19 206, are repealed.

20           Sec. 51. The following section is outright repealed: Laws  
21 2005, LB 126A, section 1.

22           Sec. 52. Since an emergency exists, this act takes effect  
23 when passed and approved according to law.