

LEGISLATURE OF NEBRASKA  
 ONE HUNDREDTH LEGISLATURE  
 FIRST SESSION  
**LEGISLATIVE BILL 317**

FINAL READING

Introduced by Speaker Flood, 19; at the request of the Governor

Read first time January 11, 2007

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2005, LB 424,  
 2 sections 35 and 36; Laws 2005, LB 425, sections 65, 83,  
 3 84, 89, 92, 145, 146, 161, 223, and 239; Laws 2006, LB  
 4 454A, section 1; Laws 2006, LB 605A, sections 1 and 2;  
 5 Laws 2006, LB 1024A, section 2; and Laws 2006, LB 1060,  
 6 sections 130, 186, 190, 192, 194, 197, 200, 202, 204, and  
 7 206; to define terms; to provide, change, and eliminate  
 8 provisions relating to appropriations; to provide for  
 9 transfers; to repeal the original sections; to outright  
 10 repeal Laws 2005, LB 126A, section 1; and to declare an  
 11 emergency.

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

1           Section 1. DEFINITION OF APPROPRIATION PERIOD.

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

9           Sec. 2. APPROPRIATION LANGUAGE.

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

15          Sec. 3. REAPPROPRIATION OF BALANCES, FY2005-06 to  
16 FY2006-07.

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

23          Sec. 4. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

24          All General Fund appropriations existing on June 30,  
25 2005, in excess of expended and certified encumbrance amounts

1 are hereby lapsed unless otherwise provided. All Cash Fund  
 2 and Revolving Fund appropriations existing on June 30, 2005,  
 3 in excess of expended and certified encumbrance amounts are  
 4 hereby lapsed unless otherwise expressly provided. All certified  
 5 encumbrance amounts on June 30, 2005, and June 30, 2006, are hereby  
 6 reappropriated for FY2005-06 and FY2006-07, respectively, which  
 7 amounts shall be in addition to the amounts shown in this act.

8           Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

9           The definitions contained in the Nebraska Accounting  
 10 System Manual, and any amendments thereto, on file with the Clerk  
 11 of the Legislature are hereby adopted by the Legislature as the  
 12 definitions for this act, except as provided in Laws 2005, LB 425,  
 13 sections 136 and 278, Laws 2006, LB 1060, section 232, and section  
 14 49 of this act.

15           Sec. 6. DRAWING AND PAYING WARRANTS.

16           The Director of Administrative Services shall draw  
 17 warrants upon the proper fund in the state treasury for an amount  
 18 not to exceed the appropriations set forth in this act upon  
 19 presentation of proper documentation. The State Treasurer shall pay  
 20 the warrants out of the appropriate funds.

21           Sec. 7. AGENCY NO. 5 - SUPREME COURT

22           Program No. 52 - Operations

	<u>FY2005-06</u>	<u>FY2006-07</u>
23		
24	<u>GENERAL FUND</u>	<u>-0-</u>
25	<u>PROGRAM TOTAL</u>	<u>115,000</u>
	<u>-0-</u>	<u>115,000</u>

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

2                    Program No. 503 - Treasury Management

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

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

8                    Program No. 665 - Convention Center Facility Financing

9 Assistance

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

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

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

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

25                    Program No. 13 - Tax Commissioner

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	<u>FY2005-06</u>	<u>FY2006-07</u>
1		
2	<u>GENERAL FUND</u>	<u>36,500</u>
3	<u>PROGRAM TOTAL</u>	<u>36,500</u>
4	<u>SALARY LIMIT</u>	<u>23,000</u>
5	<u>Sec. 11. 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>15,521</u>
9	<u>PROGRAM TOTAL</u>	<u>15,521</u>
10	<u>SALARY LIMIT</u>	<u>-0-</u>
11	<u>Sec. 12. 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>845,333</u>
15	<u>Sec. 13. 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>1,450,000</u>
19	<u>PROGRAM TOTAL</u>	<u>1,450,000</u>
20	<u>The unexpended balance existing on June 30, 2007,</u>	
21	<u>of the appropriation made pursuant to this section is hereby</u>	
22	<u>reappropriated for FY2007-08.</u>	
23	<u>Sec. 14. AGENCY NO. 31 - MILITARY DEPARTMENT</u>	
24	<u>Program No. 544 - National and State Guard</u>	
25	<u>FY2005-06</u>	<u>FY2006-07</u>

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1	<u>GENERAL FUND</u>	<u>-0-</u>	<u>29,000</u>
2	<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>87,000</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>116,000</u>
4	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

5           Sec. 15. AGENCY NO. 48 - COORDINATING COMMISSION FOR  
6 POSTSECONDARY EDUCATION

7           Program No. 640 - Postsecondary Education Coordination

8		<u>FY2005-06</u>	<u>FY2006-07</u>
9	<u>GENERAL FUND</u>	<u>-0-</u>	<u>25,000</u>
10	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>25,000</u>

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

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

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

17		<u>FY2005-06</u>	<u>FY2006-07</u>
18	<u>GENERAL FUND</u>	<u>-0-</u>	<u>98,690</u>
19	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>98,690</u>

20           Sec. 17. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE  
21 NEBRASKA STATE COLLEGES

22           Program No. 951 - South Sioux City Education Center

23		<u>FY2005-06</u>	<u>FY2006-07</u>
24	<u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>132,450</u>
25	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>132,450</u>

1           There is included in the appropriation to this program  
 2 \$132,450 State Building Funds for FY2006-07 for a share of costs  
 3 for continued planning through design development for a joint-use  
 4 educational facility in South Sioux City. It is intended that the  
 5 Board of Trustees continue planning for the facility in cooperation  
 6 with the Board of Governors of the Northeast Community College  
 7 Area.

8           Sec. 18. AGENCY NO. 54 - NEBRASKA STATE HISTORICAL  
 9 SOCIETY  
 10           Program No. 648 - Nebraska State Historical Society

	<u>FY2005-06</u>	<u>FY2006-07</u>
12 <u>GENERAL FUND</u>	-0-	10,016
13 <u>PROGRAM TOTAL</u>	-0-	10,016
14 <u>SALARY LIMIT</u>	-0-	-0-

15           Sec. 19. AGENCY NO. 64 - NEBRASKA STATE PATROL  
 16           Program No. 100 - Public Protection

	<u>FY2005-06</u>	<u>FY2006-07</u>
18 <u>CASH FUND</u>	-0-	10,000
19 <u>PROGRAM TOTAL</u>	-0-	10,000
20 <u>SALARY LIMIT</u>	-0-	10,000

21           Sec. 20. AGENCY NO. 75 - NEBRASKA INVESTMENT COUNCIL  
 22           Program No. 610 - Investments Administration

	<u>FY2005-06</u>	<u>FY2006-07</u>
24 <u>CASH FUND</u>	-0-	115,000
25 <u>PROGRAM TOTAL</u>	-0-	115,000





1                   Sec. 24. Laws 2005, LB 424, section 36, is amended to  
2 read:

3                   Sec. 36. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA  
4                   Program No. 937 - Agricultural Research Land - University  
5 of Nebraska-Lincoln

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

9                   The Board of Regents of the University of Nebraska is  
10 hereby authorized to sell, pursuant to law and on terms and  
11 conditions to be prescribed by the board, real estate which has  
12 been used for agricultural research by the University of Nebraska  
13 when such functions are transferred to other lands more suitable  
14 for agricultural research programs.

15                   All proceeds from the sale of such real estate along  
16 with any unexpended balances existing on June 30, 2005, and on  
17 June 30, 2006, together with accrued interest, if any, are hereby  
18 appropriated to the Board of Regents of the University of Nebraska  
19 to the Agricultural Research Land Fund to be used exclusively  
20 for the acquisition, development, and improvement of other real  
21 estate for the agricultural research programs of the University of  
22 Nebraska.

23                   Sec. 25. Laws 2005, LB 425, section 65, is amended to  
24 read:

25                   Sec. 65. AGENCY NO. 16 - DEPARTMENT OF REVENUE

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	FY2005-06	FY2006-07
1                    Program No. 102 - Revenue Administration		
2		
3    GENERAL FUND	21,073,484	21,628,682
4 <u>GENERAL FUND</u>	<u>21,073,484</u>	<u>21,592,182</u>
5    CASH FUND	1,248,010	1,030,665
6    REVOLVING FUND	7,102	7,282
7 <u>PROGRAM TOTAL</u>	<u>22,328,596</u>	<u>22,666,629</u>
8 <u>SALARY LIMIT</u>	<u>12,924,227</u>	<u>13,454,369</u>
9 <u>PROGRAM TOTAL</u>	<u>22,328,596</u>	<u>22,630,129</u>
10 <u>SALARY LIMIT</u>	<u>12,924,227</u>	<u>13,431,369</u>

11                    There is included in the appropriation to this program  
12 for FY2005-06 \$34,244 Cash Funds for a revenue auditor specialist  
13 from the Nebraska Health Care Cash Fund. There is included in the  
14 appropriation to this program for FY2006-07 \$34,244 Cash Funds for  
15 a revenue auditor specialist from the Nebraska Health Care Cash  
16 Fund.

17                    Sec. 26. Laws 2005, LB 425, section 83, is amended to  
18 read:

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

21                    Program No. 65 - Enforcement of Standards - Financial  
22 Institutions

	FY2005-06	FY2006-07
23		
24    CASH FUND	4,107,195	4,225,309
25 <u>PROGRAM TOTAL</u>	<u>4,107,195</u>	<u>4,225,309</u>

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1	<del>SALARY LIMIT</del>	<del>2,467,554</del>	<del>2,571,812</del>
2	<u>SALARY LIMIT</u>	<u>2,467,554</u>	<u>2,700,718</u>

3           Sec. 27. Laws 2005, LB 425, section 84, is amended to  
4 read:

5           Sec. 84. AGENCY NO. 19 - DEPARTMENT OF BANKING AND  
6 FINANCE

7           Program No. 66 - Enforcement of Standards - Securities

8		FY2005-06	FY2006-07
9	CASH FUND	1,290,703	1,319,212
10	PROGRAM TOTAL	1,290,703	1,319,212
11	<del>SALARY LIMIT</del>	<del>704,263</del>	<del>725,297</del>
12	<u>SALARY LIMIT</u>	<u>704,263</u>	<u>730,835</u>

13           Sec. 28. Laws 2005, LB 425, section 89, is amended to  
14 read:

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

16           Program No. 193 - Public Protection

17		FY2005-06	FY2006-07
18	<del>GENERAL FUND</del>	<del>2,888,121</del>	<del>3,018,092</del>
19	<u>GENERAL FUND</u>	<u>2,888,121</u>	<u>3,002,571</u>
20	CASH FUND	1,094,283	1,127,375
21	FEDERAL FUND est.	50,000	50,000
22	<del>PROGRAM TOTAL</del>	<del>4,032,404</del>	<del>4,195,467</del>
23	<u>PROGRAM TOTAL</u>	<u>4,032,404</u>	<u>4,179,946</u>
24	SALARY LIMIT	2,289,581	2,387,214

25           The Department of Administrative Services shall monitor

1 the appropriations and expenditures for this program according to  
2 the following program classifications:

3 No. 225 - General Operations

4 No. 226 - Pipeline Safety

5 No. 227 - Underground Storage Tanks

6 There is included in the appropriation to this program  
7 for FY2005-06 \$50,000 Federal Funds estimate for state aid.  
8 There is included in the appropriation to this program for  
9 FY2006-07 \$50,000 Federal Funds estimate for state aid. If federal  
10 restrictions prevent using these Federal Funds for state aid,  
11 the State Fire Marshal may reallocate available funds in the  
12 Underground Storage Tank Fund to provide state aid payments to the  
13 affected political subdivisions.

14 Sec. 29. Laws 2005, LB 425, section 92, is amended to  
15 read:

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

	FY2005-06	FY2006-07
18		
19	<del>152,129</del>	<del>154,971</del>
20	<del>152,129</del>	<del>154,971</del>
21	<u>152,129</u>	<u>199,421</u>
22	<u>152,129</u>	<u>199,421</u>
23	59,717	61,660

24 Sec. 30. Laws 2005, LB 425, section 145, is amended to  
25 read:

1                   Sec. 145. AGENCY NO. 31 - MILITARY DEPARTMENT

2                   Program No. 545 - Emergency Management

	FY2005-06	FY2006-07
4   GENERAL FUND	<del>861,481</del>	<del>885,158</del>
5 <u>GENERAL FUND</u>	<u>861,481</u>	<u>635,158</u>
6   CASH FUND est.	455,648	467,158
7   FEDERAL FUND est.	2,597,987	2,631,113
8 <del>PROGRAM TOTAL</del>	<del>3,915,116</del>	<del>3,983,429</del>
9 <u>PROGRAM TOTAL</u>	<u>3,915,116</u>	<u>3,733,429</u>
10  SALARY LIMIT	1,167,383	1,205,352

11                   Cash Fund expenditures shall not be limited to the  
12 amounts shown.

13                   There is included in the appropriation to this program  
14 for FY2005-06 \$1,393,376 Federal Funds estimate for state aid,  
15 which shall only be used for such purpose. There is included in  
16 the appropriation to this program for FY2006-07 \$1,393,376 Federal  
17 Funds estimate for state aid, which shall only be used for such  
18 purpose.

19                   Sec. 31. Laws 2005, LB 425, section 146, is amended to  
20 read:

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

22                   Program No. 548 - Tuition Assistance

	FY2005-06	FY2006-07
24  GENERAL FUND	<del>828,000</del>	<del>828,000</del>
25 <u>PROGRAM TOTAL</u>	<u>828,000</u>	<u>828,000</u>

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1	<u>GENERAL FUND</u>	<u>828,000</u>	<u>157,351</u>
2	<u>PROGRAM TOTAL</u>	<u>828,000</u>	<u>157,351</u>
3	SALARY LIMIT	-0-	-0-

4                   There is included in the appropriation to this program  
5 for FY2005-06 \$828,000 General Funds for state aid, which  
6 shall only be used for such purpose. There is included in the  
7 appropriation to this program for FY2006-07 ~~\$828,000~~ \$157,351  
8 General Funds for state aid, which shall only be used for such  
9 purpose.

10                   Sec. 32. Laws 2005, LB 425, section 161, is amended to  
11 read:

12                   Sec. 161. AGENCY NO. 35 - NEBRASKA LIQUOR CONTROL  
13 COMMISSION

14                   Program No. 73 - Licensing and Regulation

	FY2005-06	FY2006-07
15		
16	<u>810,394</u>	<del>838,883</del>
17	<u>810,394</u>	<u>867,595</u>
18	54,441	54,441
19	<u>864,835</u>	<del>893,324</del>
20	<del>464,807</del>	<del>479,292</del>
21	<u>864,835</u>	<u>922,036</u>
22	<u>464,807</u>	<u>504,229</u>

23                   Sec. 33. Laws 2005, LB 425, section 223, is amended to  
24 read:

25                   Sec. 223. AGENCY NO. 69 - NEBRASKA ARTS COUNCIL

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1 Program No. 326 - Promotion and Development of the Arts

	FY2005-06	FY2006-07
3 GENERAL FUND	548,361	566,598
4 CASH FUND	10,000	10,000
5 FEDERAL FUND est.	133,550	133,550
6 PROGRAM TOTAL	691,911	710,148
7 <del>SALARY LIMIT</del>	<del>395,065</del>	<del>407,691</del>
8 <u>SALARY LIMIT</u>	<u>395,065</u>	<u>415,317</u>

9 Sec. 34. Laws 2005, LB 425, section 239, is amended to  
10 read:

11 Sec. 239. AGENCY NO. 78 - NEBRASKA COMMISSION ON LAW  
12 ENFORCEMENT AND CRIMINAL JUSTICE

13 Program No. 155 - County Juvenile Services Aid

	FY2005-06	FY2006-07
15 <del>GENERAL FUND</del>	<del>1,492,500</del>	<del>1,492,500</del>
16 <del>PROGRAM TOTAL</del>	<del>1,492,500</del>	<del>1,492,500</del>
17 <u>GENERAL FUND</u>	<u>1,492,500</u>	<u>1,298,293</u>
18 <u>PROGRAM TOTAL</u>	<u>1,492,500</u>	<u>1,298,293</u>

19 There is included in the appropriation to this program  
20 \$1,492,500 General Funds for FY2005-06 for state aid, which  
21 shall only be used for such purpose. There is included in the  
22 appropriation to this program ~~\$1,492,500~~ \$1,298,293 General Funds  
23 for FY2006-07 for state aid, which shall only be used for such  
24 purpose.

25 Sec. 35. Laws 2006, LB 454A, section 1, is amended to

1 read:

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

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

11 There is included in this appropriation for FY2006-07  
12 \$30,000 Cash Funds to contract with the Department of Motor  
13 Vehicles to pay for the cost of temporary staff and computer  
14 programming at the Department of Motor Vehicles in order to  
15 carry out the provisions of Legislative Bill 454, Ninety-ninth  
16 Legislature, Second Session, 2006.

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

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

25 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.

1                   Sec. 39. Laws 2006, LB 1060, section 130, is amended to  
2 read:

3                   Sec. 130. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE  
4 NEBRASKA STATE COLLEGES

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

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

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

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

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

1                   Sec. 40. Laws 2006, LB 1060, section 186, is amended to  
2 read:

3                   Sec. 186. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL  
4 SERVICES

5                   Program No. 916 - Phase II Renovation - Nebraska  
6 Correctional Center for Women - York

	FY2005-06	FY2006-07	FUTURE
8   STATE BUILDING FUND	<del>-0-</del>	781,000	<del>-0-</del>
9   STATE BUILDING FUND	<del>-0-</del>	<u>1,179,102</u>	<del>-0-</del>
10 NEBRASKA CAPITAL			
11   CONSTRUCTION FUND	1,403,000	-0-	-0-
12 PROGRAM TOTAL	<del>1,403,000</del>	781,000	<del>-0-</del>
13 <u>PROGRAM TOTAL</u>	<u>1,403,000</u>	<u>1,179,102</u>	<del>-0-</del>

14                   The Department of Correctional Services is hereby  
15 authorized to renovate existing facilities at the Nebraska  
16 Correctional Center for Women in York with the appropriation to  
17 this program. The total project cost shall not exceed ~~\$2,184,000-~~  
18 \$2,582,102.

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

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

25                   Sec. 41. Laws 2006, LB 1060, section 190, is amended to

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1 read:

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

3 Program No. 67 - Probation Services

	FY2005-06	FY2006-07
4		
5 GENERAL FUND	17,535,310	<del>18,344,356</del>
6 <u>GENERAL FUND</u>	<u>17,535,310</u>	<u>18,166,736</u>
7 CASH FUND	652,417	652,417
8 PROGRAM TOTAL	<del>18,187,727</del>	<del>18,996,773</del>
9 <u>PROGRAM TOTAL</u>	<u>18,187,727</u>	<u>18,819,153</u>
10 SALARY LIMIT	12,978,607	13,235,157

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

14 No. 397 - Statewide Probation

15 No. 398 - Intensive Supervision Probation

16 Sec. 42. Laws 2006, LB 1060, section 192, is amended to

17 read:

18 Sec. 192. AGENCY NO. 11 - ATTORNEY GENERAL

19 Program No. 507 - Interpretation and Application of Law

	FY2005-06	FY2006-07
20		
21 GENERAL FUND	5,518,423	5,799,501
22 CASH FUND	603,896	626,730
23 FEDERAL FUND est.	684,962	639,302
24 REVOLVING FUND	638,410	712,879
25 PROGRAM TOTAL	7,445,691	7,778,412
26 SALARY LIMIT	4,489,879	4,744,778

1           The Department of Administrative Services shall monitor  
2 the appropriations and expenditures for this program according to  
3 the following program classifications:

4           No. 270 - Administration

5           No. 271 - Civil Bureau

6           No. 272 - Criminal Bureau

7           No. 273 - Legal Services Bureau

8           No. 274 - Public Protection Bureau

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

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

13           Revolving Fund expenditures within program classification number  
14 271 shall only be coded against budget subprogram 4.

15           With the exception of the medicaid fraud control unit  
16 and crimes against children appropriations, all other General Fund  
17 expenditures within program classification number 272 shall only  
18 be coded against budget subprogram 1 and all other Federal Fund  
19 expenditures within program classification number 272 shall only be  
20 coded against budget subprogram 3.

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

24           There is included in the appropriation to this program  
25 for FY2005-06 \$80,000 from the Attorney General Child Protection

1 Cash Fund and for FY2006-07 \$80,000 General Funds, which  
2 appropriations shall only be administratively transferred to  
3 program classification number 272, and such appropriations shall  
4 only be expended from budget subprogram 6 as a separate and  
5 distinct budget subprogram and shall not be commingled with any  
6 other expenses, and such appropriations shall only be used to  
7 provide assistance for legal expenses incurred in prosecuting  
8 crimes against children by state and local prosecutors, including,  
9 but not limited to, expert witness costs, as determined by the  
10 Attorney General.

11 There is included in the appropriation to this program  
12 for FY2006-07 \$150,000 General Funds, which appropriation shall  
13 only be administratively transferred to program classification  
14 number 272, and such appropriation shall only be expended from  
15 budget subprogram 7 as a separate and distinct budget subprogram  
16 and shall not be commingled with any other expenses, and such  
17 appropriation shall only be used to pay for child autopsy expenses.

18 General Fund expenditures within program classification  
19 number 273 shall only be coded against budget subprogram 1. Cash  
20 Fund expenditures for Attorney General reports and opinions within  
21 program classification number 273 shall only be coded against  
22 budget subprogram 2. Revolving Fund expenditures within program  
23 classification number 273 shall only be coded against budget  
24 subprogram 4.

25 With the exception of water law division appropriations,

1 all other General Fund expenditures for the public protection  
2 bureau within program classification number 274 shall only be coded  
3 against budget subprogram 1. General Fund expenditures for the  
4 water law division within program classification number 274 shall  
5 only be coded against budget subprogram 2. Cash Fund expenditures  
6 for motor vehicle fraud enforcement within program classification  
7 number 274 shall only be coded against budget subprogram 3.

8           There is included in the appropriation to this program  
9 for FY2005-06 \$150,000 Cash Funds and for FY2006-07 \$250,000  
10 Cash Funds, which appropriations shall only be administratively  
11 transferred to program classification number 274, and such  
12 appropriations shall only be expended directly from the Nebraska  
13 Health Care Cash Fund from budget subprogram 4 for purposes of  
14 enforcing the tobacco settlement agreement.

15           There is included in the appropriation to this program  
16 for FY2005-06 \$234,313 Cash Funds and for FY2006-07 \$234,313  
17 Cash Funds, which appropriations shall only be administratively  
18 transferred to program classification number 274, and such  
19 appropriations shall only be expended from budget subprogram 5 for  
20 purposes of administering the administrative license revocation  
21 program.

22           There is included in the appropriation to this program  
23 for FY2005-06 \$10,000 Cash Funds and for FY2006-07 \$10,000  
24 Cash Funds, which appropriations shall only be administratively  
25 transferred to program classification number 274, and such

1 appropriations shall only be expended from budget subprogram 6  
2 for purposes of administering the Department of Justice Natural  
3 Resources Enforcement Fund.

4           There is included in the appropriation to this program  
5 for FY2005-06 \$81,480 General Funds and for FY2006-07 \$81,480  
6 General Funds, which appropriations shall only be administratively  
7 transferred to Agency 11, Program 575, for the purpose of meeting  
8 the state agency's matching share of federal Byrne Grant funds  
9 awarded by the Nebraska Commission on Law Enforcement and Criminal  
10 Justice. The budget division of the Department of Administrative  
11 Services shall lapse between July 1, 2006, and June 30, 2007, any  
12 excess General Fund appropriations within budget program number 575  
13 that are not needed to meet the state matching requirements for  
14 Byrne Grants awarded to the Attorney General's office.

15           The agency budget request submitted by the Attorney  
16 General for the 2007-09 biennium for umbrella budget program number  
17 507 shall be prepared and submitted at the detailed account level  
18 within the specified budget subprogram structure as required in  
19 this section.

20           Sec. 43. Laws 2006, LB 1060, section 194, is amended to  
21 read:

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

24		FY2005-06	FY2006-07
25	<del>GENERAL FUND</del>	870,734,644	893,819,176



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1	<u>GENERAL FUND</u>	<u>870,734,644</u>	<u>896,850,161</u>
2	CASH FUND	1,040,938	1,040,938
3	FEDERAL FUND est.	246,664,572	254,535,831
4	PROGRAM TOTAL	<u>1,118,440,154</u>	<u>1,149,395,945</u>
5	<u>PROGRAM TOTAL</u>	<u>1,118,440,154</u>	<u>1,152,426,930</u>

6           There is included in the appropriation to this program  
7 for FY2005-06 \$870,734,644 General Funds, \$1,040,938 Cash Funds,  
8 and \$246,664,572 Federal Funds estimate for state aid, which  
9 shall only be used for such purpose. There is included in  
10 the appropriation to this program for FY2006-07 ~~\$893,819,176~~  
11 \$896,850,161 General Funds, \$1,040,938 Cash Funds, and \$254,535,831  
12 Federal Funds estimate for state aid, which shall only be used for  
13 such purpose.

14           There is included in the amount shown for FY2005-06  
15 \$683,473,181 General Funds which are hereby appropriated to  
16 the Tax Equity and Educational Opportunities Fund, which  
17 fund is hereby appropriated to provide state aid to public  
18 school districts pursuant to the Tax Equity and Educational  
19 Opportunities Support Act. There is included in the amount shown  
20 for FY2006-07 ~~\$701,346,228~~ \$704,377,213 General Funds which are  
21 hereby appropriated to the Tax Equity and Educational Opportunities  
22 Fund, which fund is hereby appropriated to provide state aid to  
23 public school districts pursuant to the Tax Equity and Educational  
24 Opportunities Support Act.

25           There is included in the amount shown for this program

1 \$169,204,057 General Funds provided as state aid for FY2005-06 for  
2 special education reimbursement. There is included in the amount  
3 shown for this program \$174,280,179 General Funds provided as state  
4 aid for FY2006-07 for special education reimbursement.

5           There is included in the amount shown for this program  
6 \$420,000 General Funds provided as state aid for FY2005-06 and  
7 \$420,000 General Funds provided as state aid for FY2006-07 to carry  
8 out the provisions of subsection (2) of section 79-734.

9           There is included in the amount shown for this program  
10 \$3,680,471 General Funds provided as state aid for FY2005-06 and  
11 \$3,680,471 General Funds provided as state aid for FY2006-07 for  
12 early childhood education projects.

13           There is included in the amount shown for this program  
14 \$8,163,027 General Funds provided as state aid for FY2005-06 and  
15 \$8,266,325 General Funds provided as state aid for FY2006-07 for  
16 core services for educational service units.

17           There is included in the amount shown for this program  
18 \$2,533,948 General Funds provided as state aid for FY2005-06 and  
19 \$2,566,013 General Funds provided as state aid for FY2006-07 for  
20 technology infrastructure for educational service units.

21           There is included in the amount shown for this program  
22 \$2,336,921 General Funds provided as state aid for FY2005-06 and  
23 \$2,336,921 General Funds provided as state aid for FY2006-07 for  
24 programs for learners with high ability.

25           There is included in the amount shown for this program

1 \$271,378 General Funds provided as state aid for FY2005-06 and  
2 \$271,378 General Funds provided as state aid for FY2006-07 for the  
3 school breakfast program.

4           There is included in the amount shown for this program  
5 \$421,087 General Funds provided as state aid for FY2005-06 and  
6 \$421,087 General Funds provided as state aid for FY2006-07 for the  
7 school lunch program.

8           There is included in the amount shown for this program  
9 \$230,574 General Funds provided as state aid for FY2005-06 and  
10 \$230,574 General Funds provided as state aid for FY2006-07 for  
11 adult basic education programs.

12           There is included in the amount shown for this program  
13 \$1,000,000 Cash Funds provided as state aid for FY2005-06 and  
14 \$1,000,000 Cash Funds provided as state aid for FY2006-07 for  
15 base-year incentive aid.

16           On or before October 1, of each year, the Department  
17 of Health and Human Services Finance and Support and the State  
18 Department of Education shall jointly certify to the budget  
19 administrator of the budget division of the Department of  
20 Administrative Services the amount of federal medicaid funds  
21 paid to school districts pursuant to the Early Intervention Act  
22 for special education services for children age five years and  
23 older. The General Fund appropriation to the State Department of  
24 Education, Program 158, for state special education aid shall  
25 be decreased by an amount equal to the amount that would have

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

13           Sec. 44. Laws 2006, LB 1060, section 197, is amended to  
 14 read:

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

16           Program No. 108 - Homestead Exemption

	FY2005-06	FY2006-07
18 GENERAL FUND	53,827,000	56,473,000
19 PROGRAM TOTAL	53,827,000	56,473,000
20 <u>GENERAL FUND</u>	<u>53,827,000</u>	<u>56,733,000</u>
21 <u>PROGRAM TOTAL</u>	<u>53,827,000</u>	<u>56,733,000</u>

22           There is included in the appropriation to this program  
 23 for FY2005-06 \$53,827,000 General Funds for state aid, which  
 24 shall only be used for such purpose. There is included in the  
 25 appropriation to this program for FY2006-07 ~~\$56,473,000~~ \$56,733,000

1 General Funds for state aid, which shall only be used for such  
2 purpose.

3 Sec. 45. Laws 2006, LB 1060, section 200, is amended to  
4 read:

5 Sec. 200. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN  
6 SERVICES

7 Program No. 365 - Mental Health Operations

	FY2005-06	FY2006-07
8 GENERAL FUND	50,099,102	52,777,155
9 <u>GENERAL FUND</u>	<u>50,099,102</u>	<u>45,777,155</u>
10 CASH FUND	3,534,038	3,569,762
11 FEDERAL FUND est.	7,838,231	7,865,530
12 <u>PROGRAM TOTAL</u>	<u>61,471,371</u>	<u>64,212,447</u>
13 <u>PROGRAM TOTAL</u>	<u>61,471,371</u>	<u>57,212,447</u>
14 SALARY LIMIT	38,660,796	39,908,972

16 Pursuant to Laws 2004, LB 1083, all funding related to  
17 the provision of regional center services that are reduced or  
18 discontinued shall be reallocated and expended for purposes related  
19 to the statewide development and provision of community-based  
20 behavioral health services. The budget administrator of the  
21 budget division of the Department of Administrative Services shall  
22 administratively transfer during FY2005-06 and FY2006-07 available  
23 appropriation balances as determined by the Director of Health and  
24 Human Services from the Department of Health and Human Services,  
25 Program 365, Mental Health Operations, to the Department of Health

1 and Human Services, Program 33, Administration, and the Department  
2 of Health and Human Services Finance and Support, Program 38,  
3 Behavioral Health Aid, and Program 341, Administration.

4 Sec. 46. Laws 2006, LB 1060, section 202, is amended to  
5 read:

6 Sec. 202. AGENCY NO. 26 - DEPARTMENT OF HEALTH AND HUMAN  
7 SERVICES FINANCE AND SUPPORT

8 Program No. 38 - Behavioral Health Aid

	FY2005-06	FY2006-07
9		
10 GENERAL FUND	41,984,771	44,577,915
11 <u>GENERAL FUND</u>	<u>41,984,771</u>	<u>51,577,915</u>
12 CASH FUND	11,286,670	11,307,280
13 FEDERAL FUND est.	18,400,587	18,504,971
14 PROGRAM TOTAL	71,672,028	74,390,166
15 <u>PROGRAM TOTAL</u>	<u>71,672,028</u>	<u>81,390,166</u>

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

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

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

1 be used for rates paid to providers of mental health and substance  
 2 abuse services. It is the intent of the Legislature that the  
 3 Director of Finance and Support ensure that funds appropriated for  
 4 rate payments are used for such purpose.

5           There is included in the amount shown as Cash Fund aid  
 6 in this program \$1,500,000 Cash Funds for FY2005-06 and \$1,500,000  
 7 Cash Funds for FY2006-07 from the Nebraska Health Care Cash Fund  
 8 to be used for the cost of maintenance and treatment of persons  
 9 in emergency protective custody under the Nebraska Mental Health  
 10 Commitment Act. It is the intent of the Legislature that these  
 11 funds be distributed to mental health regions based on a formula  
 12 determined by the Department of Health and Human Services Finance  
 13 and Support.

14           Sec. 47. Laws 2006, LB 1060, section 204, is amended to  
 15 read:

16           Sec. 204. AGENCY NO. 26 - DEPARTMENT OF HEALTH AND HUMAN  
 17 SERVICES FINANCE AND SUPPORT

18           Program No. 344 - Children's Health Insurance

	FY2005-06	FY2006-07
19		
20	<del>10,673,536</del>	<del>10,842,937</del>
21	<u>10,673,536</u>	<u>4,742,937</u>
22	5,000,000	5,000,000
23	31,997,558	33,051,481
24	<del>47,671,094</del>	<del>48,894,418</del>
25	<u>47,671,094</u>	<u>42,794,418</u>



1           The unexpended Cash Fund and Federal Fund appropriation  
2 balances existing on June 30, 2005, are hereby reappropriated.

3           There is included in the appropriation to this program  
4 for FY2005-06 \$10,673,536 General Funds, \$5,000,000 Cash Funds, and  
5 \$31,997,558 Federal Funds estimate for state aid, which shall only  
6 be used for such purpose. There is included in the appropriation  
7 to this program for FY2006-07 ~~\$10,842,937~~ \$4,742,937 General Funds,  
8 \$5,000,000 Cash Funds, and \$33,051,481 Federal Funds estimate for  
9 state aid, which shall only be used for such purpose.

10           There is included in the appropriation to this program  
11 for FY2005-06 \$5,000,000 Cash Funds for state aid from the Nebraska  
12 Health Care Cash Fund. There is included in the appropriation to  
13 this program for FY2006-07 \$5,000,000 Cash Funds for state aid from  
14 the Nebraska Health Care Cash Fund.

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

20           Sec. 48. Laws 2006, LB 1060, section 206, is amended to  
21 read:

22           Sec. 206. AGENCY NO. 26 - DEPARTMENT OF HEALTH AND HUMAN  
23 SERVICES FINANCE AND SUPPORT

24           Program No. 348 - Medical Assistance

25

FY2005-06

FY2006-07

LB 317

LB 317

1	<del>GENERAL FUND</del>	<del>507,020,799</del>	<del>560,863,546</del>
2	<u>GENERAL FUND</u>	<u>507,020,799</u>	<u>547,363,546</u>
3	CASH FUND	19,657,896	19,657,896
4	FEDERAL FUND est.	949,534,581	991,840,375
5	<del>PROGRAM TOTAL</del>	<del>1,476,213,276</del>	<del>1,572,361,817</del>
6	<u>PROGRAM TOTAL</u>	<u>1,476,213,276</u>	<u>1,558,861,817</u>

7           There is included in the appropriation to this  
8 program for FY2005-06 \$507,020,799 General Funds, \$19,657,896  
9 Cash Funds, and \$949,534,581 Federal Funds estimate for state  
10 aid, which shall only be used for such purpose. There is  
11 included in the appropriation to this program for FY2006-07  
12 ~~\$560,863,546~~ \$547,363,546 General Funds, \$19,657,896 Cash Funds,  
13 and \$991,840,375 Federal Funds estimate for state aid, which shall  
14 only be used for such purpose.

15           There is included in the appropriation to this program  
16 for FY2005-06 \$4,765,896 Cash Funds for state aid for the  
17 continuation of the behavioral health provider rate increase  
18 and behavioral health provider rate increase for managed care,  
19 inpatient services, and residential treatment services provided  
20 with funds from the Nebraska Health Care Cash Fund. There  
21 is included in the appropriation to this program for FY2006-07  
22 \$4,765,896 Cash Funds for state aid for the continuation of the  
23 behavioral health provider rate increase and behavioral health  
24 provider rate increase for managed care, inpatient services,  
25 and residential treatment services provided with funds from the

1 Nebraska Health Care Cash Fund.

2 It is the intent of the Legislature that phased-down  
3 state contributions to the federal government as defined and  
4 required by the Medicare Prescription Drug, Improvement, and  
5 Modernization Act of 2003 may be made from appropriations to  
6 this program.

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

8 (1) For purposes of this act, (a) SALARY LIMIT shall mean  
9 total expenditures for permanent and temporary salaries and per  
10 diems and (b) total expenditures for permanent and temporary  
11 salaries and per diems shall mean all remuneration paid to  
12 employees treated as taxable compensation by the Internal Revenue  
13 Service or subject to social security coverage, specifically  
14 including payments accounted for as vacation, holidays, sick leave,  
15 military leave, funeral leave, maternity leave, administrative  
16 leave, compensatory time, deferred compensation, or any other  
17 similar form, and amounts withheld pursuant to law, but excluding  
18 state contributions for social security, retirement, and employee  
19 insurance plans.

20 (2) Total expenditures for permanent and temporary  
21 salaries and per diems shall be limited to the amount shown except  
22 when federal funds in excess of the amount shown are available and  
23 approved by the Governor. Expenditures for permanent and temporary  
24 salaries and per diems from such grants shall be in addition to  
25 the limitation on permanent and temporary salaries and per diems

1 otherwise shown in this act. No agency shall request any state  
2 funds for continuation or replacement of any such personnel or  
3 activities in future budget requests. To the extent feasible,  
4 requests for increases in the limitation on permanent and temporary  
5 salaries and per diems shall be addressed to the Appropriations  
6 Committee when the Legislature is in session.

7 (3) Expenditures for permanent and temporary salaries  
8 resulting from awards made to employees under sections 81-1346 to  
9 81-1354 shall be in addition to the limitations on permanent and  
10 temporary salaries and per diems otherwise shown in this act.

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

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

20 (6) The limitation on expenditures for permanent and  
21 temporary salaries and per diems shall only apply to remuneration  
22 paid to state employees or per diem payments made to members of  
23 state boards or commissions.

24 Sec. 50. Original Laws 2005, LB 424, sections 35 and 36;  
25 Laws 2005, LB 425, sections 65, 83, 84, 89, 92, 145, 146, 161,

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1 223, and 239; Laws 2006, LB 454A, section 1; Laws 2006, LB 605A,  
2 sections 1 and 2; Laws 2006, LB 1024A, section 2; and Laws 2006,  
3 LB 1060, sections 130, 186, 190, 192, 194, 197, 200, 202, 204, and  
4 206, are repealed.

5           Sec. 51. The following section is outright repealed: Laws  
6 2005, LB 126A, section 1.

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