

LEGISLATURE OF NEBRASKA
ONE HUNDRED FIRST LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 937A

Introduced by Fischer, 43.

Read first time March 04, 2010

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2009,
2 First Special Session, LB 1, section 227; to change
3 appropriations to aid in carrying out the provisions
4 of Legislative Bill 937, One Hundred First Legislature,
5 Second Session, 2010; to repeal the original section; and
6 to declare an emergency.
7 Be it enacted by the people of the State of Nebraska,

1 Section 1. Laws 2009, First Special Session, LB 1,
 2 section 227, is amended to read:

3 Sec. 227. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION
 4 Program No. 158 - Education Aid

	FY2009-10	FY2010-11
6 GENERAL FUND	1,034,668,501	987,116,323
7 <u>GENERAL FUND</u>	<u>1,034,668,501</u>	<u>987,044,323</u>
8 CASH FUND	3,290,938	3,290,938
9 FEDERAL FUND est.	373,683,935	431,176,314
10 PROGRAM TOTAL	1,411,643,374	1,421,583,575
11 <u>PROGRAM TOTAL</u>	<u>1,411,643,374</u>	<u>1,421,511,575</u>

12 There is included in the appropriation to this program
 13 for FY2009-10 \$1,034,668,501 General Funds, \$3,290,938 Cash Funds,
 14 and \$373,683,935 Federal Funds estimate for state aid, which
 15 shall only be used for such purpose. There is included in
 16 the appropriation to this program for FY2010-11 ~~\$987,116,323~~
 17 \$987,044,323 General Funds, \$3,290,938 Cash Funds, and \$431,176,314
 18 Federal Funds estimate for state aid, which shall only be used for
 19 such purpose.

20 There is included in the amount shown for FY2009-10
 21 \$824,960,159 General Funds which are hereby appropriated to
 22 the Tax Equity and Educational Opportunities Fund, which fund
 23 is hereby appropriated to provide state aid to public school
 24 districts pursuant to the Tax Equity and Educational Opportunities
 25 Support Act. There is included in the amount shown for FY2010-11

1 \$778,529,472 General Funds which are hereby appropriated to the Tax
2 Equity and Educational Opportunities Fund, which fund is hereby
3 appropriated to provide state aid to public school districts
4 pursuant to the Tax Equity and Educational Opportunities Support
5 Act.

6 There is included in the amount shown for FY2009-10
7 \$93,668,750 Federal Funds estimate pursuant to the American
8 Recovery and Reinvestment Act of 2009 which are hereby appropriated
9 to the Tax Equity and Educational Opportunities Fund, which fund
10 is hereby appropriated to provide state aid to public school
11 districts pursuant to the Tax Equity and Educational Opportunities
12 Support Act. There is included in the amount shown for FY2010-11
13 \$140,287,176 Federal Funds estimate pursuant to the American
14 Recovery and Reinvestment Act of 2009 which are hereby appropriated
15 to the Tax Equity and Educational Opportunities Fund, which fund is
16 hereby appropriated to provide state aid to public school districts
17 pursuant to the Tax Equity and Educational Opportunities Support
18 Act.

19 There is included in the amount shown for this program
20 \$184,893,842 General Funds provided as state aid for FY2009-10 for
21 special education reimbursement. There is included in the amount
22 shown for this program \$184,893,842 General Funds provided as state
23 aid for FY2010-11 for special education reimbursement.

24 There is included in the amount shown for this program
25 \$487,500 General Funds provided as state aid for FY2009-10 and

LB 937A

LB 937A

1 \$475,000 General Funds provided as state aid for FY2010-11 to carry
2 out the provisions of subsection (2) of section 79-734.

3 There is included in the amount shown for this program
4 \$3,604,328 General Funds provided as state aid for FY2009-10 and
5 \$3,434,655 General Funds provided as state aid for FY2010-11 for
6 early childhood education projects.

7 There is included in the amount shown for this program
8 \$11,858,793 General Funds provided as state aid for FY2009-10 and
9 \$11,265,853 General Funds provided as state aid for FY2010-11 for
10 core services for educational service units.

11 There is included in the amount shown for this program
12 \$3,700,477 General Funds provided as state aid for FY2009-10 and
13 \$3,515,453 General Funds provided as state aid for FY2010-11 for
14 technology infrastructure for educational service units.

15 There is included in the amount shown for this program
16 \$328,300 General Funds provided as state aid for FY2009-10 and
17 \$311,885 General Funds provided as state aid for FY2010-11 for
18 distance education aid to educational service units.

19 There is included in the amount shown for this program
20 \$2,336,921 General Funds provided as state aid for FY2009-10 and
21 \$2,220,075 General Funds provided as state aid for FY2010-11 for
22 programs for learners with high ability.

23 There is included in the amount shown for this program
24 \$412,811 General Funds provided as state aid for FY2009-10 and
25 \$427,260 General Funds provided as state aid for FY2010-11 for the

1 school breakfast program.

2 There is included in the amount shown for this program
3 \$410,560 General Funds provided as state aid for FY2009-10 and
4 \$400,033 General Funds provided as state aid for FY2010-11 for the
5 school lunch program.

6 There is included in the amount shown for this program
7 \$224,810 General Funds provided as state aid for FY2009-10 and
8 \$219,045 General Funds provided as state aid for FY2010-11 for
9 adult basic education programs.

10 There is included in the amount shown for this program
11 \$450,000 General Funds provided as state aid for FY2009-10 and
12 \$450,000 General Funds provided as state aid for FY2010-11 for the
13 Career Education Partnership Act.

14 There is included in the amount shown for this program
15 \$1,000,000 General Funds provided as state aid for FY2009-10 and
16 ~~\$973,750~~ \$901,750 General Funds provided as state aid for FY2010-11
17 for learning community aid.

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

1 special education aid shall be decreased by an amount equal to
2 the amount that would have been reimbursed with state General
3 Funds to the school districts through the special education
4 reimbursement process for special education services for children
5 age five years and older that was paid to school districts or
6 approved cooperatives with federal medicaid funds. There is hereby
7 appropriated from the General Fund an amount equal to the amount
8 certified to the budget administrator for FY2009-10 and FY2010-11
9 to the Department of Health and Human Services to aid in carrying
10 out the provisions of Laws 1991, LB 701. The budget administrator
11 shall distribute the amount appropriated between budget programs
12 according to percentages certified by the Department of Health and
13 Human Services.

14 Notwithstanding other provisions of this act, all
15 appropriations within this program existing on June 30, 2009, in
16 excess of expended or encumbered amounts are hereby lapsed.

17 Sec. 2. Original Laws 2009, First Special Session, LB 1,
18 section 227, is repealed.

19 Sec. 3. Since an emergency exists, this act takes effect
20 when passed and approved according to law.