

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 956

Introduced by Speaker Hadley, 37; at the request of the Governor.

Read first time January 14, 2016

Committee: Appropriations

1 A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB657,
2 sections 32, 49, 69, 96, 102, 104, 106, 109, 125, 146, 148, 149,
3 182, 187, 198, 207, 254, and 271; Laws 2015, LB659, section 13; Laws
4 2015, LB660, sections 24, 29, 31, and 36; and section 90-559,
5 Revised Statutes Supplement, 2015; to define terms; to provide,
6 change, and eliminate provisions relating to appropriations; to
7 provide for transfers; to repeal the original sections; and to
8 declare an emergency.
9 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 passed by
3 the One Hundred Fourth Legislature, First or Second Session, which
4 appropriates funds, FY2015-16 means the period July 1, 2015, through June
5 30, 2016; and FY2016-17 means the period July 1, 2016, through June 30,
6 2017.

7 Sec. 2. APPROPRIATION LANGUAGE.

8 There are hereby appropriated, for FY2015-16 and FY2016-17, the sums
9 set forth in this act to each agency for each program from the respective
10 funds for the general operations of state government, postsecondary
11 education, capital construction, and state aid, except as otherwise
12 appropriated.

13 Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

14 All General Fund appropriations existing on June 30, 2015, in excess
15 of expended and certified encumbrance amounts are hereby lapsed unless
16 otherwise provided. All Cash Fund and Revolving Fund appropriations
17 existing on June 30, 2015, in excess of expended and certified
18 encumbrance amounts are hereby lapsed unless otherwise expressly
19 provided. All certified encumbrance amounts on June 30, 2015, and June
20 30, 2016, are hereby reappropriated for FY2015-16 and FY2016-17,
21 respectively, which amounts shall be in addition to the amounts shown in
22 this act.

23 Sec. 4. REAPPROPRIATION OF BALANCES, FY2015-16 to FY2016-17.

24 In addition to the appropriations set forth in this act, there are
25 hereby reappropriated all unexpended appropriation balances existing on
26 June 30, 2016, for FY2016-17 to the respective agencies, programs, and
27 funds listed in this act, except as otherwise provided in this act.

28 Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

29 The definitions contained in the Nebraska Accounting System Manual,
30 and any amendments thereto, on file with the Clerk of the Legislature are
31 hereby adopted by the Legislature as the definitions for this act, except

1 as provided in section 82 of this act.

2 Sec. 6. DRAWING AND PAYING WARRANTS.

3 The Director of Administrative Services shall draw warrants upon the
4 proper fund in the state treasury for an amount not to exceed the
5 appropriations set forth in this act upon presentation of proper
6 documentation. The State Treasurer shall pay the warrants out of the
7 appropriate funds.

8 Sec. 7. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

9 Program No. 506 - State Agency and County Post Audits

	<u>FY2015-16</u>	<u>FY2016-17</u>
10		
11 <u>CASH FUND</u>	<u>21,000</u>	<u>-0-</u>
12 <u>PROGRAM TOTAL</u>	<u>21,000</u>	<u>-0-</u>
13 <u>SALARY LIMIT</u>	<u>18,000</u>	<u>-0-</u>

14 Sec. 8. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

15 Program No. 525 - Cooperative Audits

	<u>FY2015-16</u>	<u>FY2016-17</u>
16		
17 <u>CASH FUND</u>	<u>21,000</u>	<u>-0-</u>
18 <u>PROGRAM TOTAL</u>	<u>21,000</u>	<u>-0-</u>
19 <u>SALARY LIMIT</u>	<u>18,000</u>	<u>-0-</u>

20 Sec. 9. AGENCY NO. 11 – ATTORNEY GENERAL

21 Program No. 496 - Interstate Water Litigation

	<u>FY2015-16</u>	<u>FY2016-17</u>
22		
23 <u>GENERAL FUND</u>	<u>307,900</u>	<u>721,500</u>
24 <u>PROGRAM TOTAL</u>	<u>307,900</u>	<u>721,500</u>
25 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

26 Sec. 10. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

27 Program No. 161 - Education Innovation

	<u>FY2015-16</u>	<u>FY2016-17</u>
28		
29 <u>CASH FUND</u>	<u>397,616</u>	<u>375,000</u>
30 <u>PROGRAM TOTAL</u>	<u>397,616</u>	<u>375,000</u>

1 SALARY LIMIT -0- -0-

2 There is included in the appropriation to this program for FY2015-16
 3 \$375,000 Cash Funds for state aid, which shall only be used for such
 4 purpose. There is included in the appropriation to this program for
 5 FY2016-17 \$375,000 Cash Funds for state aid, which shall only be used for
 6 such purpose.

7 Sec. 11. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

8 Program No. 614 - Professional Practices Commission

	<u>FY2015-16</u>	<u>FY2016-17</u>
9		
10 <u>CASH FUND</u>	44,418	2,410
11 <u>PROGRAM TOTAL</u>	44,418	2,410
12 <u>SALARY LIMIT</u>	37,384	2,075

13 There is included in the appropriation to this program for FY2015-16
 14 \$44,418 Cash Funds and \$37,384 Salary Limit for retiree accrued vacation
 15 and sick leave payout and transitional employee training, which shall
 16 only be used for such purpose. There is included in the appropriation to
 17 this program for FY2016-17 \$2,410 Cash Funds and \$2,075 Salary Limit for
 18 retiree accrued vacation and sick leave payout and transitional employee
 19 training, which shall only be used for such purpose.

20 Sec. 12. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

21 Program No. 33 - Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
22		
23 <u>GENERAL FUND</u>	42,546	4,143,884
24 <u>FEDERAL FUND est.</u>	-0-	2,873,878
25 <u>PROGRAM TOTAL</u>	42,546	7,017,762
26 <u>SALARY LIMIT</u>	14,759	60,453

27 Sec. 13. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

28 Program No. 175 - Rural Health Provider Incentive Program

	<u>FY2015-16</u>	<u>FY2016-17</u>
29		
30 <u>CASH FUND</u>	100,000	100,000

1 Sec. 17. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES
2 Program No. 927 - Community Corrections Renovation and Expansion

	<u>FY2015-16</u>	<u>FY2016-17</u>	<u>FUTURE</u>
3			
4	<u>NEBRASKA CAPITAL</u>		
5	<u>53,000</u>	<u>5,306,519</u>	<u>20,847,039</u>
6	<u>53,000</u>	<u>5,306,519</u>	<u>20,847,039</u>

7 The Department of Correctional Services is hereby authorized to
8 plan, design, construct, renovate, and repurpose community corrections
9 bed space at the department's Community Corrections Center facilities in
10 Lincoln and Omaha to achieve a net total increase of one hundred forty-
11 eight beds.

12 Sec. 18. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES
13 Program No. 928 - Reception and Treatment Center

	<u>FY2015-16</u>	<u>FY2016-17</u>
14		
15	<u>NEBRASKA CAPITAL</u>	
16	<u>-0-</u>	<u>69,000</u>
17	<u>-0-</u>	<u>69,000</u>

18 The Department of Correctional Services is hereby authorized to
19 develop a program statement in FY2016-17 for the potential future design,
20 renovation, and consolidation of the department's Lincoln Correctional
21 Center and the Diagnostic and Evaluation Center facilities as well as the
22 construction of three hundred new beds for behavioral health, geriatric,
23 and long-term medical needs, for the purpose of creating a new Reception
24 and Treatment Center.

25 Sec. 19. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND
26 CRIMINAL JUSTICE
27 Program No. 198 - Central Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
28		
29	<u>5,445</u>	<u>5,575</u>

30 Sec. 20. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND
31 CRIMINAL JUSTICE

1 Program No. 199 - Nebraska Law Enforcement Training Center

	<u>FY2015-16</u>	<u>FY2016-17</u>
3 <u>SALARY LIMIT</u>	<u>32,845</u>	<u>21,125</u>

4 Sec. 21. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND
5 CRIMINAL JUSTICE

6 Program No. 215 - Criminal Justice Information System

	<u>FY2015-16</u>	<u>FY2016-17</u>
8 <u>SALARY LIMIT</u>	<u>5,445</u>	<u>5,575</u>

9 Sec. 22. Laws 2015, LB657, section 32, is amended to read:

10 AGENCY NO. 9 – SECRETARY OF STATE

11 Program No. 86 - Enforcement of Standards - Records Management

	<u>FY2015-16</u>	<u>FY2016-17</u>
13 GENERAL FUND	150,624	154,665
14 <u>CASH FUND</u>	<u>3,085,000</u>	<u>3,086,668</u>
15 CASH FUND	2,688,540	2,690,208
16 REVOLVING FUND	1,105,976	1,149,378
17 <u>PROGRAM TOTAL</u>	<u>4,341,600</u>	<u>4,390,711</u>
18 PROGRAM TOTAL	3,945,140	3,994,251
19 SALARY LIMIT	608,188	622,761

20 Sec. 23. Laws 2015, LB657, section 49, is amended to read:

21 AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

22 Program No. 158 - Education Aid

	<u>FY2015-16</u>	<u>FY2016-17</u>
24 <u>GENERAL FUND</u>	<u>1,189,557,538</u>	<u>1,191,807,089</u>
25 GENERAL FUND	1,193,669,501	1,210,050,102
26 CASH FUND	3,240,938	3,240,938
27 FEDERAL FUND est.	310,889,138	310,889,138
28 <u>PROGRAM TOTAL</u>	<u>1,503,687,614</u>	<u>1,505,937,165</u>
29 PROGRAM TOTAL	1,507,799,577	1,524,180,178

30 There is included in the appropriation to this program for FY2015-16

1 ~~\$1,189,557,538~~ ~~\$1,193,669,501~~ General Funds, \$3,240,938 Cash Funds, and
2 \$310,889,138 Federal Funds estimate for state aid, which shall only be
3 used for such purpose. There is included in the appropriation to this
4 program for FY2016-17 ~~\$1,191,807,089~~ ~~\$1,210,050,102~~ General Funds,
5 \$3,240,938 Cash Funds, and \$310,889,138 Federal Funds estimate for state
6 aid, which shall only be used for such purpose.

7 Of the unexpended General Fund appropriation in this program on June
8 30, 2015, up to \$1,800,000 General Funds appropriated in FY2014-15 to
9 provide grants for early childhood education projects is hereby
10 reappropriated. The State Department of Education shall certify to the
11 budget administrator of the budget division of the Department of
12 Administrative Services an accounting of the actual expenditures for
13 early childhood education grants.

14 There is included in the amount shown for FY2015-16 ~~\$946,539,662~~
15 ~~\$950,651,625~~ General Funds which are hereby appropriated to the Tax
16 Equity and Educational Opportunities Fund, which fund is hereby
17 appropriated to provide state aid to public school districts pursuant to
18 the Tax Equity and Educational Opportunities Support Act. There is
19 included in the amount shown for FY2016-17 ~~\$938,000,000~~ ~~\$956,243,013~~
20 General Funds which are hereby appropriated to the Tax Equity and
21 Educational Opportunities Fund, which fund is hereby appropriated to
22 provide state aid to public school districts pursuant to the Tax Equity
23 and Educational Opportunities Support Act.

24 There is included in the amount shown for this program \$219,112,160
25 General Funds provided as state aid for FY2015-16 for special education
26 reimbursement. There is included in the amount shown for this program
27 \$224,589,964 General Funds provided as state aid for FY2016-17 for
28 special education reimbursement.

29 There is included in the amount shown for this program \$465,500
30 General Funds provided as state aid for FY2015-16 and \$465,500 General
31 Funds provided as state aid for FY2016-17 to carry out the provisions of

1 subsection (2) of section 79-734.

2 There is included in the amount shown for this program \$10,488,509
3 General Funds provided as state aid for FY2015-16 and \$10,488,509 General
4 Funds provided as state aid for FY2016-17 for core services for
5 educational service units.

6 There is included in the amount shown for this program \$3,272,887
7 General Funds provided as state aid for FY2015-16 and \$3,272,887 General
8 Funds provided as state aid for FY2016-17 for technology infrastructure
9 for educational service units.

10 There is included in the amount shown for this program \$290,365
11 General Funds provided as state aid for FY2015-16 and \$290,365 General
12 Funds provided as state aid for FY2016-17 for distance education aid to
13 educational service units.

14 There is included in the amount shown for this program \$542,595
15 General Funds provided as state aid for FY2015-16 and \$561,042 General
16 Funds provided as state aid for FY2016-17 for the school breakfast
17 program.

18 There is included in the amount shown for this program \$392,032
19 General Funds provided as state aid for FY2015-16 and \$392,032 General
20 Funds provided as state aid for FY2016-17 for the school lunch program.

21 There is included in the amount shown for this program \$130,000
22 General Funds provided as state aid for FY2015-16 and \$130,000 General
23 Funds provided as state aid for FY2016-17 for the Summer Food Service
24 Program.

25 There is included in the amount shown for this program \$214,664
26 General Funds provided as state aid for FY2015-16 and \$214,664 General
27 Funds provided as state aid for FY2016-17 for adult basic education
28 programs.

29 There is included in the amount shown for this program \$750,000
30 General Funds provided as state aid for FY2015-16 and \$750,000 General
31 Funds provided as state aid for FY2016-17 for aid to institutions

1 offering high school equivalency programs.

2 There is included in the amount shown for this program \$1,820,164
3 General Funds provided as state aid for FY2015-16 and \$3,770,164 General
4 Funds provided as state aid for FY2016-17 for early childhood education
5 projects.

6 There is included in the amount shown for this program \$4,000,000
7 General Funds provided as state aid for FY2015-16 and \$5,000,000 General
8 Funds provided as state aid for FY2016-17 for the Early Childhood
9 Education Grant Program for at-risk children from birth to age three. It
10 is the intent of the Legislature that a maximum of five percent of
11 General Funds appropriated each fiscal year for the Early Childhood
12 Education Grant Program for at-risk children from birth to age three may
13 be used for evaluation and technical assistance.

14 There is included in the amount shown for this program \$100,000
15 General Funds provided as state aid for FY2015-16 and \$100,000 General
16 Funds provided as state aid for FY2016-17 for scholarships for early
17 childhood education providers.

18 There is included in the amount shown for this program \$69,000
19 General Funds provided as state aid for FY2015-16 and \$69,000 General
20 Funds provided as state aid for FY2016-17 for incentive bonuses for
21 providers of child care and early childhood education programs.

22 There is included in the amount shown for this program \$400,000
23 General Funds provided as state aid for FY2015-16 and \$400,000 General
24 Funds provided as state aid for FY2016-17 for the Nurturing Healthy
25 Behaviors program.

26 There is included in the amount shown for this program \$500,000
27 General Funds provided as state aid for FY2015-16 and \$500,000 General
28 Funds provided as state aid for FY2016-17 for learning community aid.

29 There is included in the amount shown for this program \$2,342,962
30 General Funds provided as state aid for FY2016-17 for programs for
31 learners with high ability.

1 There is included in the amount shown for this program \$470,000
2 General Funds provided as state aid for FY2015-16 and \$470,000 General
3 Funds provided as state aid for FY2016-17 for the Master Teacher Program
4 Act.

5 On or before October 1, 2015, the Department of Health and Human
6 Services and the State Department of Education shall jointly certify to
7 the budget administrator of the budget division of the Department of
8 Administrative Services the amount of federal medicaid funds paid to
9 school districts pursuant to the Early Intervention Act for special
10 education services for children age five years and older. The General
11 Fund appropriation to the State Department of Education, Program 158, for
12 state special education aid shall be decreased by an amount equal to the
13 amount that would have been reimbursed with state General Funds to the
14 school districts through the special education reimbursement process for
15 special education services for children age five years and older that was
16 paid to school districts or approved cooperatives with federal medicaid
17 funds. There is hereby appropriated from the General Fund an amount equal
18 to the amount certified to the budget administrator for FY2015-16 to the
19 Department of Health and Human Services to aid in carrying out the
20 provisions of Laws 1991, LB 701. The budget administrator shall
21 distribute the amount appropriated between budget programs according to
22 percentages certified by the Department of Health and Human Services.

23 Sec. 24. Laws 2015, LB657, section 69, is amended to read:

24 AGENCY NO. 16 – DEPARTMENT OF REVENUE

25 Program No. 108 - Homestead Exemption

	FY2015-16	FY2016-17
26		
27	<u>71,600,000</u>	<u>74,200,000</u>
28	<u>71,600,000</u>	<u>74,200,000</u>
29	71,000,000	73,000,000
30	71,000,000	73,000,000

31 There is included in the appropriation to this program for FY2015-16

1 ~~\$71,600,000~~ ~~\$71,000,000~~ General Funds for state aid, which shall only be
2 used for such purpose. There is included in the appropriation to this
3 program for FY2016-17 \$74,200,000 ~~\$73,000,000~~ General Funds for state
4 aid, which shall only be used for such purpose.

5 Sec. 25. Laws 2015, LB657, section 96, is amended to read:

6 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

7 Program No. 38 - Behavioral Health Aid

	FY2015-16	FY2016-17
9 GENERAL FUND	69,421,172	74,044,769
10 CASH FUND	13,499,660	13,499,660
11 FEDERAL FUND est.	10,504,971	10,504,971
12 PROGRAM TOTAL	93,425,803	98,049,400

13 The unexpended General Fund appropriation balance existing on June
14 30, 2015, is hereby reappropriated in the amount of \$2,500,000 for
15 allocation to the behavioral health regions. The unexpended General Fund
16 appropriation balance existing on June 30, 2015, is hereby reappropriated
17 in the amount of \$-0- ~~\$3,000,000~~ as a contingency for the payment of a
18 maintenance-of-effort penalty. The unexpended General Fund appropriation
19 balance existing on June 30, 2015, is hereby reappropriated in the amount
20 of \$500,000 for allocation to the behavioral health regions for one-time
21 costs for projects, programs, or activities.

22 There is included in the appropriation to this program for FY2015-16
23 \$69,421,172 General Funds, \$13,499,660 Cash Funds, and \$10,504,971
24 Federal Funds estimate for state aid, which shall only be used for such
25 purpose. There is included in the appropriation to this program for
26 FY2016-17 \$74,044,769 General Funds, \$13,499,660 Cash Funds, and
27 \$10,504,971 Federal Funds estimate for state aid, which shall only be
28 used for such purpose.

29 There is included in the amount shown as General Fund aid in this
30 program \$2,081,958 General Funds for FY2015-16 and \$4,205,555 General
31 Funds for FY2016-17 for a two and twenty-five hundredths percent increase

1 in rates paid to providers of behavioral health services, which funds
2 shall only be used for such purpose.

3 There is included in the amount shown as Cash Fund aid in this
4 program \$6,500,000 Cash Funds for FY2015-16 and \$6,500,000 Cash Funds for
5 FY2016-17 from the Nebraska Health Care Cash Fund to be used for
6 community-based mental health and substance abuse services, including
7 intermediate-level residential mental health services. It is the intent
8 of the Legislature that these funds shall be distributed to each of the
9 six behavioral health regions based upon a formula determined by the
10 Department of Health and Human Services.

11 There is included in the amount shown as Cash Fund aid in this
12 program \$2,599,660 Cash Funds for FY2015-16 and \$2,599,660 Cash Funds for
13 FY2016-17 from the Nebraska Health Care Cash Fund to be used for rates
14 paid to providers of mental health and substance abuse services.

15 There is included in the amount shown as Cash Fund aid in this
16 program \$1,500,000 Cash Funds for FY2015-16 and \$1,500,000 Cash Funds for
17 FY2016-17 from the Nebraska Health Care Cash Fund to be used for the cost
18 of maintenance and treatment of persons in emergency protective custody
19 under the Nebraska Mental Health Commitment Act.

20 Sec. 26. Laws 2015, LB657, section 102, is amended to read:

21 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

22 Program No. 344 - Children's Health Insurance

	FY2015-16	FY2016-17
23		
24 <u>GENERAL FUND</u>	<u>7,908,257</u>	<u>6,310,878</u>
25 GENERAL FUND	12,408,257	6,517,246
26 CASH FUND	7,085,700	7,085,700
27 <u>FEDERAL FUND est.</u>	<u>90,759,051</u>	<u>100,748,509</u>
28 <u>PROGRAM TOTAL</u>	<u>105,753,008</u>	<u>114,145,087</u>
29 FEDERAL FUND est.	90,759,051	100,542,141
30 <u>PROGRAM TOTAL</u>	<u>110,253,008</u>	<u>114,145,087</u>

31 The unexpended General Fund appropriation balance, less \$11,146,819,

1 and the unexpended Federal Fund estimate appropriation balance ~~balances~~
2 existing on June 30, 2015, are hereby reappropriated.

3 There is included in the appropriation to this program for FY2015-16
4 ~~\$7,908,257~~ ~~\$12,408,257~~ General Funds, \$7,085,700 Cash Funds, and
5 \$90,759,051 Federal Funds estimate for state aid, which shall only be
6 used for such purpose. There is included in the appropriation to this
7 program for FY2016-17 ~~\$6,310,878~~ ~~\$6,517,246~~ General Funds, \$7,085,700
8 Cash Funds, and ~~\$100,748,509~~ ~~\$100,542,141~~ 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 for FY2015-16
11 \$6,835,700 Cash Funds for state aid from the Nebraska Health Care Cash
12 Fund. There is included in the appropriation to this program for
13 FY2016-17 \$6,835,700 Cash Funds for state aid from the Nebraska Health
14 Care Cash Fund.

15 There is included in the appropriation to this program for FY2015-16
16 up to \$250,000 Cash Funds and for FY2016-17 up to \$250,000 Cash Funds for
17 state aid from the Health and Human Services Cash Fund for the state
18 match for utilization of the unused administrative cap as allowed under
19 the Children's Health Insurance Program for payments to the Nebraska
20 Regional Poison Center funded through the University of Nebraska Medical
21 Center. The match is from Cash Funds transferred from the University of
22 Nebraska Medical Center.

23 It is the intent of the Legislature that phased-down state
24 contributions to the federal government as defined and required by the
25 federal Medicare Prescription Drug, Improvement, and Modernization Act of
26 2003 may be made from appropriations to this program.

27 Sec. 27. Laws 2015, LB657, section 104, is amended to read:

28 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

29 Program No. 348 - Medical Assistance

30		FY2015-16	FY2016-17
31	<u>GENERAL FUND</u>	<u>818,415,607</u>	<u>857,135,332</u>

1	GENERAL FUND	818,415,607	860,958,763
2	CASH FUND	46,851,581	46,851,581
3	<u>FEDERAL FUND est.</u>	<u>1,183,936,671</u>	<u>1,228,246,899</u>
4	FEDERAL FUND est.	1,183,936,671	1,224,423,468
5	PROGRAM TOTAL	2,049,203,859	2,132,233,812

6 Of the unexpended General Fund appropriation balance existing on
7 June 30, 2015, \$11,340,542 is hereby reappropriated to Program 424 -
8 Developmental Disability Aid. The remainder of the unexpended General
9 Fund appropriation balance existing on June 30, 2015, after the
10 reappropriation to Program 424 - Developmental Disability Aid as provided
11 in this section, less \$73,434,455, is hereby reappropriated to this
12 program.

13 The unexpended ~~General Fund,~~ Cash Fund, and Federal Fund estimate
14 appropriation balances as of June 30, 2015, are hereby reappropriated.

15 There is included in the appropriation to this program for FY2015-16
16 \$818,415,607 General Funds, \$46,851,581 Cash Funds, and \$1,183,936,671
17 Federal Funds estimate for state aid, which shall only be used for such
18 purpose. There is included in the appropriation to this program for
19 FY2016-17 \$857,135,332 ~~\$860,958,763~~ General Funds, \$46,851,581 Cash
20 Funds, and \$1,228,246,899 ~~\$1,224,423,468~~ Federal Funds estimate for state
21 aid, which shall only be used for such purpose.

22 There is included in the appropriation to this program for FY2015-16
23 \$4,765,896 Cash Funds for state aid for the continuation of the
24 behavioral health provider rate increase and behavioral health provider
25 rate increase for managed care, inpatient services, and residential
26 treatment services provided with funds from the Nebraska Health Care Cash
27 Fund. There is included in the appropriation to this program for
28 FY2016-17 \$4,765,896 Cash Funds for state aid for the continuation of the
29 behavioral health provider rate increase and behavioral health provider
30 rate increase for managed care, inpatient services, and residential
31 treatment services provided with funds from the Nebraska Health Care Cash

1 Fund.

2 There is included in the appropriation to this program for FY2015-16
3 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for a state
4 plan amendment covering tobacco-use cessation in compliance with Title
5 XIX of the federal Social Security Act. There is included in the
6 appropriation to this program for FY2016-17 \$450,000 Cash Funds from the
7 Nebraska Health Care Cash Fund for a state plan amendment covering
8 tobacco-use cessation in compliance with Title XIX of the federal Social
9 Security Act. The smoking cessation funding for FY2015-16 and FY2016-17
10 is for the costs of tobacco-use cessation counseling and tobacco-use
11 cessation pharmaceuticals approved by the federal Food and Drug
12 Administration for such purpose.

13 There is included in the appropriation to this program for FY2015-16
14 \$6,122,656.17 Cash Funds from funds transferred from the University of
15 Nebraska Medical Center and an estimated \$6,550,370.83 Federal Funds for
16 supplemental payments to Nebraska Medicine. The payments are allowed
17 pending the approval of the medicaid state plan amendment by the Centers
18 for Medicare and Medicaid.

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

23 Sec. 28. Laws 2015, LB657, section 106, is amended to read:

24 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

25 Program No. 354 - Child Welfare Aid

	FY2015-16	FY2016-17
26		
27 <u>GENERAL FUND</u>	<u>141,951,936</u>	<u>144,626,059</u>
28 GENERAL FUND	141,951,936	144,680,872
29 CASH FUND	2,734,444	2,734,444
30 <u>FEDERAL FUND est.</u>	<u>30,520,088</u>	<u>30,952,073</u>
31 FEDERAL FUND est.	30,520,088	30,897,260

1 PROGRAM TOTAL 175,206,468 178,312,576

2 There is included in the appropriation to this program for FY2015-16
3 \$141,951,936 General Funds, \$2,734,444 Cash Funds, and \$30,520,088
4 Federal Funds estimate for state aid, which shall only be used for such
5 purpose. There is included in the appropriation to this program for
6 FY2016-17 ~~\$144,626,059~~ ~~\$144,680,872~~ General Funds, \$2,734,444 Cash Funds,
7 and ~~\$30,952,073~~ ~~\$30,897,260~~ Federal Funds estimate for state aid, which
8 shall only be used for such purpose.

9 There is included in the appropriation to this program for FY2015-16
10 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state
11 aid for the continuation of the behavioral health provider rate increase.
12 There is included in the appropriation to this program for FY2016-17
13 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state
14 aid for the continuation of the behavioral health provider rate increase.

15 Sec. 29. Laws 2015, LB657, section 109, is amended to read:

16 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

17 Program No. 421 - Beatrice State Developmental Center

	FY2015-16	FY2016-17
18		
19	<u>25,615,666</u>	<u>26,202,247</u>
20	25,915,666	26,564,942
21	2,711,482	2,711,482
22	<u>21,226,175</u>	<u>21,758,189</u>
23	<u>49,553,323</u>	<u>50,671,918</u>
24	21,226,175	21,695,494
25	49,853,323	50,971,918
26	26,523,164	27,084,113

27 The chief executive officer of the Department of Health and Human
28 Services shall certify to the budget administrator of the budget division
29 of the Department of Administrative Services the FY2015-16 and FY2016-17
30 unexpended appropriation balances for the Beatrice State Developmental
31 Center, Program 421, which are available to transition and maintain

1 persons transferred from the Beatrice State Developmental Center to
 2 community-based developmental disability or other services. The budget
 3 administrator of the budget division of the Department of Administrative
 4 Services shall administratively transfer during FY2015-16 and FY2016-17
 5 available unexpended appropriation balances as certified by the chief
 6 executive officer of the Department of Health and Human Services from the
 7 Beatrice State Developmental Center, Program 421, to Developmental
 8 Disability Aid, Program 424, and Medical Assistance, Program 348.

9 Sec. 30. Laws 2015, LB657, section 125, is amended to read:

10 AGENCY NO. 27 – DEPARTMENT OF ROADS

11 Program No. 574 - Maintenance

	FY2015-16	FY2016-17
12 CASH FUND est.	162,423,754	146,578,178
13 PROGRAM TOTAL	162,423,754	146,578,178

14 Cash Fund expenditures shall not be limited to the amount shown.

15 There is included in the appropriation to this program for FY2015-16
 16 a retainer fee of \$307,248 Cash Funds which shall be paid in four equal
 17 quarterly amounts to the Nebraska Public Safety Communication System
 18 Revolving Fund on or before July 15, October 15, January 15, and April 15
 19 for Department of Administrative Services central costs of operating the
 20 Nebraska Public Safety Communication System, which shall only be used for
 21 such purpose. The retainer fee amounts shall only be expended against
 22 budget subprogram 1 as a separate and distinct budget subprogram and
 23 shall not be commingled with any other expenses.

24 There is included in the appropriation to this program for FY2016-17
 25 a retainer fee of \$307,248 Cash Funds which shall be paid in four equal
 26 quarterly amounts to the Nebraska Public Safety Communication System
 27 Revolving Fund on or before July 15, October 15, January 15, and April 15
 28 for Department of Administrative Services central costs of operating the
 29 Nebraska Public Safety Communication System, which shall only be used for
 30 such purpose. The retainer fee amounts shall only be expended against
 31

1 budget subprogram 1 as a separate and distinct budget subprogram and
2 shall not be commingled with any other expenses.

3 All expenditures related to radios on the Nebraska Statewide Radio
4 System including, but not limited to, the retainer fee, purchase of
5 radios and antennas, installation, and training shall not exceed
6 \$1,495,240 ~~\$781,377~~ each year of the biennium.

7 Sec. 31. Laws 2015, LB657, section 146, is amended to read:

8 AGENCY NO. 33 – GAME AND PARKS COMMISSION

9 Program No. 337 - Administration

	FY2015-16	FY2016-17
11 <u>GENERAL FUND</u>	<u>805,109</u>	<u>818,567</u>
12 <u>CASH FUND</u>	<u>4,281,840</u>	<u>4,382,101</u>
13 GENERAL FUND	667,406	680,864
14 CASH FUND	4,419,543	4,519,804
15 PROGRAM TOTAL	5,086,949	5,200,668
16 SALARY LIMIT	2,630,681	2,697,101

17 Sec. 32. Laws 2015, LB657, section 148, is amended to read:

18 AGENCY NO. 33 – GAME AND PARKS COMMISSION

19 Program No. 549 - Parks - Administration and Operation

	FY2015-16	FY2016-17
21 <u>GENERAL FUND</u>	<u>7,043,991</u>	<u>7,137,563</u>
22 <u>CASH FUND</u>	<u>18,614,903</u>	<u>18,889,027</u>
23 GENERAL FUND	7,306,903	7,400,475
24 CASH FUND	18,351,991	18,626,115
25 FEDERAL FUND est.	50,000	50,000
26 PROGRAM TOTAL	25,708,894	26,076,590
27 SALARY LIMIT	11,255,091	11,516,138

28 There is included in the Cash Fund appropriation to this program
29 \$1,000,000 for FY2015-16 and \$1,000,000 for FY2016-17 for equipment
30 replacement, to include such items as picnic tables, fire grates and

1 grills, cabin furnishings, mowers, tractors, and trucks, which shall only
2 be used for such purpose.

3 Sec. 33. Laws 2015, LB657, section 149, is amended to read:

4 AGENCY NO. 33 – GAME AND PARKS COMMISSION

5 Program No. 550 - Planning and Trails Coordination

	FY2015-16	FY2016-17
6		
7 <u>GENERAL FUND</u>	<u>446,162</u>	<u>452,664</u>
8 <u>CASH FUND</u>	<u>1,063,336</u>	<u>1,086,395</u>
9 GENERAL FUND	320,953	327,455
10 CASH FUND	1,188,545	1,211,604
11 FEDERAL FUND est.	105,491	105,491
12 PROGRAM TOTAL	1,614,989	1,644,550
13 SALARY LIMIT	873,247	892,682

14 It is the intent of the Legislature that the amount expended for the
15 development and maintenance of boundary fences along the Cowboy Trail be
16 limited to \$64,000 Cash Funds during each fiscal year.

17 Sec. 34. Laws 2015, LB657, section 182, is amended to read:

18 AGENCY NO. 58 – BOARD OF ENGINEERS AND ARCHITECTS

19 Program No. 82 - Enforcement of Standards - Engineers and Architects

	FY2015-16	FY2016-17
20		
21 <u>CASH FUND</u>	<u>847,667</u>	<u>750,868</u>
22 <u>PROGRAM TOTAL</u>	<u>847,667</u>	<u>750,868</u>
23 CASH FUND	772,667	750,868
24 PROGRAM TOTAL	772,667	750,868
25 SALARY LIMIT	381,147	388,462

26 Sec. 35. Laws 2015, LB657, section 187, is amended to read:

27 AGENCY NO. 63 – NEBRASKA STATE BOARD OF PUBLIC ACCOUNTANCY

28 Program No. 84 - Enforcement of Standards

	FY2015-16	FY2016-17
29		
30 CASH FUND	431,852	438,085

1	PROGRAM TOTAL	431,852	438,085
2	<u>SALARY LIMIT</u>	<u>201,823</u>	<u>187,603</u>
3	SALARY LIMIT	183,580	187,603

4 Sec. 36. Laws 2015, LB657, section 198, is amended to read:

5 AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

6 Program No. 172 - Information Management Services Division

7		FY2015-16	FY2016-17
8	REVOLVING FUND	66,855,333	73,513,860
9	PROGRAM TOTAL	66,855,333	73,513,860
10	SALARY LIMIT	14,085,623	14,428,930

11 There is included in the appropriation to this program for FY2015-16
12 \$500,000 Revolving Funds and for FY2016-17 \$500,000 Revolving Funds for
13 the purpose of acquiring and implementing an enterprise security
14 information event management system.

15 Sec. 37. Laws 2015, LB657, section 207, is amended to read:

16 AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

17 Program No. 591 - Tort Claims

18		FY2015-16	FY2016-17
19	GENERAL FUND	210,000	210,000
20	CASH FUND	50,000	50,000
21	PROGRAM TOTAL	260,000	260,000

22 The unexpended General Fund appropriation balance existing on June
23 30, 2015, is hereby reappropriated. The unexpended Cash Fund
24 appropriation balance existing on June 30, 2015, is hereby
25 reappropriated.

26 (1) The following amounts are hereby transferred to the Tort Claims
27 Fund from the respective agency fund balances:

28 (a) \$13,713 from the Department of Roads;

29 (b) \$3,008 from the Game and Parks Commission; and

30 (c) \$500 from the Department of Administrative Services state
31 building division.

1 Such sums shall be transferred to the risk management and state
2 claims division no later than August 1, 2015, or in four equal payments
3 on August 1, October 1, January 1, and April 1, at the discretion of the
4 Risk Manager.

5 (2) The following amounts are hereby transferred to the Tort Claims
6 Fund from the respective agency fund balances:

- 7 (a) ~~\$57,629.80~~ ~~\$13,713~~ from the Department of Roads;
- 8 (b) ~~\$90~~ ~~\$3,008~~ from the Game and Parks Commission; ~~and~~
- 9 (c) ~~\$849.82~~ from the Nebraska Energy Office; ~~\$500~~ from the
10 Department of Administrative Services state building division.
- 11 (d) ~~\$26.50~~ from the Department of Motor Vehicles; and
- 12 (e) ~~\$20,000~~ from the Public Employees Retirement Board.

13 Such sums shall be transferred to the risk management and state
14 claims division no later than August 1, 2016, or in four equal payments
15 on August 1, October 1, January 1, and April 1, at the discretion of the
16 Risk Manager.

17 It is the intent of the Legislature that transfers specified in this
18 section for FY2016-17 be adjusted by the One Hundred Fourth Legislature,
19 Second Session, 2016, in accordance with information available after July
20 1, 2015.

21 Sec. 38. Laws 2015, LB657, section 254, is amended to read:

22 AGENCY NO. 85 – PUBLIC EMPLOYEES RETIREMENT BOARD

23 Program No. 515 - Public Employees Retirement

	FY2015-16	FY2016-17
24		
25	<u>47,477,438</u>	<u>47,303,239</u>
26	<u>47,477,438</u>	<u>47,303,239</u>
27	47,477,438	46,400,000
28	47,477,438	46,400,000

29 There is included in the appropriation to this program for FY2015-16
30 \$35,493,591 General Funds for state aid to provide additional funding to
31 the School Employees Retirement System of the State of Nebraska, which

1 shall only be used for such purpose. There is included in the
2 appropriation to this program for FY2016-17 \$36,919,600 ~~\$35,800,000~~
3 General Funds for state aid to provide additional funding to the School
4 Employees Retirement System of the State of Nebraska, which shall only be
5 used for such purpose.

6 There is included in the appropriation to this program for FY2015-16
7 \$7,450,508 General Funds for state aid to provide additional funding to
8 the Class V School Employees Retirement System, which shall only be used
9 for such purpose. There is included in the appropriation to this program
10 for FY2016-17 \$7,657,901 ~~\$7,400,000~~ General Funds for state aid to
11 provide additional funding to the Class V School Employees Retirement
12 System, which shall only be used for such purpose.

13 There is included in the appropriation to this program for FY2015-16
14 \$4,439,339 General Funds for state aid to provide additional funding to
15 the Nebraska State Patrol Retirement System, which shall only be used for
16 such purpose. Included in the \$4,439,339 for FY2015-16 is \$572,602 for
17 military service credit. It is the intent of the Legislature that the
18 budget administrator of the budget division of the Department of
19 Administrative Services allot the military service credit dollars on an
20 as-needed basis. There is included in the appropriation to this program
21 for FY2016-17 \$2,725,738 ~~\$3,200,000~~ General Funds for state aid to
22 provide additional funding to the Nebraska State Patrol Retirement
23 System, which shall only be used for such purpose.

24 There is included in the appropriation to this program for FY2015-16
25 \$94,000 General Funds for state aid to provide additional funding to the
26 Nebraska Judges Retirement System, which shall only be used for such
27 purpose. There is included in the appropriation to this program for
28 FY2016-17 \$-0- General Funds for state aid to provide additional funding
29 to the Nebraska Judges Retirement System, which shall only be used for
30 such purpose.

31 Pursuant to section 84-1319.01, each state agency participating in

1 the State Employees Retirement System of the State of Nebraska shall
2 contribute an amount to the State Equal Retirement Benefit Fund to
3 provide all similarly situated male and female members with equal
4 benefits. It is the intent of the Legislature that the Public Employees
5 Retirement Board notify each state agency of the amount to be paid to the
6 fund for FY2015-16 and FY2016-17.

7 Sec. 39. Laws 2015, LB657, section 271, is amended to read:

8 FUND LAPSES AND TRANSFERS.

9 The State Treasurer shall make the transfers specified in this
10 section between funds, in the amounts indicated. Unless otherwise noted,
11 transfers for FY2015-16 shall occur on July 1, 2015, or as soon
12 thereafter as administratively possible, and transfers for FY2016-17
13 shall occur on July 1, 2016, or as soon thereafter as administratively
14 possible. All agencies with administrative responsibilities for these
15 funds shall assist the State Treasurer as needed in implementing the
16 transfers.

17 (1) Transfers for FY2015-16 shall include:

18 (a) From the General Fund to the Nebraska State Patrol Cash Fund:
19 \$115,000 less the unexpended balance existing on June 30, 2015, in (i)
20 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash
21 Fund, (iii) any special checking account or accounts used by the Nebraska
22 State Patrol, and (iv) the possession of agency personnel involved in
23 investigations, when the unexpended balances resulted from General Fund
24 transfers to the Nebraska State Patrol Cash Fund or from General Fund
25 appropriations. Any transfers made shall be subject to a final
26 reconciliation of available investigation cash fund balances as of June
27 30, 2015, by the Nebraska State Patrol.

28 It is the intent of the Legislature that the Nebraska State Patrol
29 have available a total of \$115,000 from the General Fund for FY2015-16 to
30 be used in making drug purchases, for enforcing Nebraska laws relating to
31 felonies, for enforcing the Nebraska liquor laws, and for payment of

1 investigative expenses;

2 (b) From the Tobacco Products Administration Cash Fund to the
3 General Fund: \$13,000,000 on or before June 15, 2016, on such date as
4 directed by the budget administrator of the budget division of the
5 Department of Administrative Services;

6 (c) From the Charitable Gaming Operations Fund to the General Fund:
7 \$2,000,000 on or before June 15, 2016, on such date as directed by the
8 budget administrator of the budget division of the Department of
9 Administrative Services;

10 (d) From the Severance Tax Administration Cash Fund to the General
11 Fund: \$150,000 on or before June 15, 2016, on such date as directed by
12 the budget administrator of the budget division of the Department of
13 Administrative Services;

14 (e) From the Securities Act Cash Fund to the General Fund:
15 \$12,000,000 on or before September 30, 2015, ~~and~~ \$12,000,000 on or before
16 March 31, 2016, and \$6,000,000 on or before June 30, 2016, on such dates
17 as directed by the budget administrator of the budget division of the
18 Department of Administrative Services;

19 (f) From the Health and Human Services Cash Fund to the University
20 of Nebraska Eppley Institute for Research in Cancer and Allied Diseases
21 Cash Fund: \$500,000, pursuant to section 81-638;

22 (g) From the Department of Insurance Cash Fund to the General Fund:
23 \$3,125,000 on or before September 30, 2015, ~~and~~ \$3,125,000 on or before
24 March 31, 2016, and \$2,000,000 on or before June 30, 2016, on such dates
25 as directed by the budget administrator of the budget division of the
26 Department of Administrative Services;

27 (h) From the Roads Operations Cash Fund to the Carrier Enforcement
28 Cash Fund: \$7,823,910, less the unexpended balance existing on June 30,
29 2015, in the Carrier Enforcement Cash Fund. Transfers shall be made in
30 four equal quarterly amounts on or before July 15, October 15, January
31 15, and April 15;

1 (i) From the Petroleum Release Remedial Action Cash Fund to the
2 Underground Storage Tank Fund: \$50,000 on or before July 5, 2015;

3 (j) From the State Building Revolving Fund to the Capitol Security
4 Revolving Fund: \$642,437. Transfers shall be made in four equal quarterly
5 amounts on or before July 15, October 15, January 15, and April 15.

6 Transfers shall be made to pay non-General-Fund costs associated
7 with the operation of the state capitol security division of the Nebraska
8 State Patrol;

9 (k) From the Highway Trust Fund to the Motor Fuel Tax Enforcement
10 and Collection Cash Fund: \$1,400,000. Transfers shall be made in twelve
11 equal monthly amounts;

12 (l) From the Highway Trust Fund to the Motor Carrier Division Cash
13 Fund: Up to a maximum of \$300,000. Transfers shall be made as required by
14 the Department of Motor Vehicles to operate the Division of Motor Carrier
15 Services;

16 (m) From the Civic and Community Center Financing Fund to the
17 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2015, or as
18 soon thereafter as administratively possible, as provided for in sections
19 13-2704 and 77-5601;

20 (n) From the Highway Trust Fund to the License Plate Cash Fund:
21 \$9,050,000. Transfers shall be made as required by the Department of
22 Motor Vehicles to meet the expenditures of plate and sticker production;

23 (o) From the Flexible Spending Trust Fund to the Health and Life
24 Benefit Administration Cash Fund: \$140,000, except that if the total
25 available unobligated balance of forfeitures in the Flexible Spending
26 Trust Fund as of June 30, 2015, is less than \$140,000, then the State
27 Treasurer shall transfer the difference, not to exceed \$140,000, from the
28 State Employees Insurance Fund. Transfers shall be made to pay the costs
29 associated with the administration of the Flexible Spending Account
30 program;

31 (p) From the State Employees Insurance Fund to the Health and Life

1 Benefit Administration Cash Fund: \$973,433, less the June 30, 2015,
2 unobligated Health and Life Benefit Administration Cash Fund balance;

3 (q) From the Severance Tax Fund to the Municipal Rate Negotiations
4 Revolving Loan Fund: \$10,000, pursuant to section 57-705;

5 (r) From the Severance Tax Fund to the State Energy Office Cash
6 Fund: \$300,000, pursuant to section 57-705. Transfers shall be made in
7 twelve equal monthly amounts;

8 (s) From the General Fund to the Victim's Compensation Fund:
9 \$50,000;

10 (t) From the Ignition Interlock Cash Fund to the General Fund:
11 \$200,000 on or before June 15, 2016, on such date as directed by the
12 budget administrator of the budget division of the Department of
13 Administrative Services; and

14 (u) From the Waste Reduction and Recycling Incentive Fund to the
15 General Fund: \$1,000,000 on or before June 15, 2016, on such date as
16 directed by the budget administrator of the budget division of the
17 Department of Administrative Services.

18 (2) Transfers for FY2016-17 shall include:

19 (a) From the General Fund to the Nebraska State Patrol Cash Fund:
20 \$115,000 less the unexpended balance existing on June 30, 2016, in (i)
21 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash
22 Fund, (iii) any special checking account or accounts used by the Nebraska
23 State Patrol, and (iv) the possession of agency personnel involved in
24 investigations, when the unexpended balances resulted from General Fund
25 transfers to the Nebraska State Patrol Cash Fund or from General Fund
26 appropriations. Any transfers made shall be subject to a final
27 reconciliation of available investigation cash fund balances as of June
28 30, 2016, by the Nebraska State Patrol.

29 It is the intent of the Legislature that the Nebraska State Patrol
30 have available a total of \$115,000 from the General Fund for FY2016-17 to
31 be used in making drug purchases, for enforcing Nebraska laws relating to

1 felonies, for enforcing the Nebraska liquor laws, and for payment of
2 investigative expenses;

3 (b) From the Tobacco Products Administration Cash Fund to the
4 General Fund: \$10,000,000 on or before June 15, 2017, on such date as
5 directed by the budget administrator of the budget division of the
6 Department of Administrative Services;

7 (c) From the Severance Tax Administration Cash Fund to the General
8 Fund: \$150,000 on or before June 15, 2017, on such date as directed by
9 the budget administrator of the budget division of the Department of
10 Administrative Services;

11 (d) From the Securities Act Cash Fund to the General Fund:
12 \$15,000,000 ~~\$12,000,000~~ on or before September 30, 2016, and \$15,000,000
13 ~~\$12,000,000~~ on or before March 31, 2017, on such dates as directed by the
14 budget administrator of the budget division of the Department of
15 Administrative Services;

16 (e) From the Health and Human Services Cash Fund to the University
17 of Nebraska Eppley Institute for Research in Cancer and Allied Diseases
18 Cash Fund: \$500,000, pursuant to section 81-638;

19 (f) From the Department of Insurance Cash Fund to the General Fund:
20 \$4,125,000 ~~\$3,125,000~~ on or before September 30, 2016, and \$4,125,000
21 ~~\$3,125,000~~ on or before March 31, 2017, on such dates as directed by the
22 budget administrator of the budget division of the Department of
23 Administrative Services;

24 (g) From the Roads Operations Cash Fund to the Carrier Enforcement
25 Cash Fund: \$8,064,775. Transfers shall be made in four equal quarterly
26 amounts on or before July 15, October 15, January 15, and April 15;

27 (h) From the Petroleum Release Remedial Action Cash Fund to the
28 Underground Storage Tank Fund: \$50,000 on or before July 5, 2016;

29 (i) From the State Building Revolving Fund to the Capitol Security
30 Revolving Fund: \$666,530. Transfers shall be made in four equal quarterly
31 amounts on or before July 15, October 15, January 15, and April 15.

1 Transfers shall be made to pay non-General-Fund costs associated
2 with the operation of the state capitol security division of the Nebraska
3 State Patrol;

4 (j) From the Highway Trust Fund to the Motor Fuel Tax Enforcement
5 and Collection Cash Fund: \$1,200,000. Transfers shall be made in twelve
6 equal monthly amounts;

7 (k) From the Highway Trust Fund to the Motor Carrier Division Cash
8 Fund: Up to a maximum of \$1,200,000. Transfers shall be made as required
9 by the Department of Motor Vehicles to operate the Division of Motor
10 Carrier Services;

11 (l) From the Civic and Community Center Financing Fund to the
12 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2016, or as
13 soon thereafter as administratively possible, as provided for in sections
14 13-2704 and 77-5601;

15 (m) From the Highway Trust Fund to the License Plate Cash Fund: Up
16 to a maximum of \$5,200,000. Transfers shall be made as required by the
17 Department of Motor Vehicles to meet the expenditures of plate and
18 sticker production;

19 (n) From the Flexible Spending Trust Fund to the Health and Life
20 Benefit Administration Cash Fund: \$140,000, except that if the total
21 available unobligated balance of forfeitures in the Flexible Spending
22 Trust Fund as of June 30, 2016, is less than \$140,000, then the State
23 Treasurer shall transfer the difference, not to exceed \$140,000, from the
24 State Employees Insurance Fund. Transfers shall be made to pay the costs
25 associated with the administration of the Flexible Spending Account
26 program;

27 (o) From the State Employees Insurance Fund to the Health and Life
28 Benefit Administration Cash Fund: \$959,762;

29 (p) From the Severance Tax Fund to the Municipal Rate Negotiations
30 Revolving Loan Fund: \$10,000, pursuant to section 57-705;

31 (q) From the Severance Tax Fund to the State Energy Office Cash

1 Fund: \$300,000, pursuant to section 57-705. Transfers shall be made in
2 twelve equal monthly amounts;

3 (r) From the General Fund to the Victim's Compensation Fund:
4 \$50,000; ~~and~~

5 (s) From the Department of Motor Vehicles Ignition Interlock Fund to
6 the Vehicle Title and Registration System Replacement and Maintenance
7 Cash Fund: \$175,000 on or before June 15, 2017, as directed by the budget
8 administrator of the budget division of the Department of Administrative
9 Services; and

10 (t s) From the Ignition Interlock Cash Fund to the General Fund:
11 \$200,000 on or before June 15, 2017, on such date as directed by the
12 budget administrator of the budget division of the Department of
13 Administrative Services.

14 Sec. 40. Laws 2015, LB659, section 13, is amended to read:

15 AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

16 Program No. 10 - Salary - Auditor of Public Accounts

	FY2015-16	FY2016-17
17		
18	<u>99,069</u>	<u>121,135</u>
19	<u>99,069</u>	<u>121,135</u>
20	120,069	121,135
21	120,069	121,135
22	85,000	85,000

23 The unexpended General Fund appropriation balance existing on June
24 30, 2016, is not reappropriated.

25 Sec. 41. Laws 2015, LB660, section 24, is amended to read:

26 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

27 Program No. 914 - Infrastructure and Maintenance

	FY2015-16	FY2016-17	FUTURE
28			
29	<u>NEBRASKA CAPITAL</u>		
30	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>
31	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>

1	NEBRASKA CAPITAL			
2	CONSTRUCTION FUND	1,000,000	1,000,000	-0-
3	PROGRAM TOTAL	1,000,000	1,000,000	-0-

4 The Department of Correctional Services is hereby authorized to
5 undertake various high priority infrastructure and maintenance projects
6 related to facility roofing, electrical, boiler/chiller/HVAC, fire life
7 safety, and other needs, which projects the Task Force for Building
8 Renewal is unable to fully address.

9 In addition, the department is hereby authorized to undertake needed
10 repairs and renovations to the Tecumseh State Correctional Institution as
11 a result of damages incurred during the May 10, 2015, disturbance.

12 Sec. 42. Laws 2015, LB660, section 29, is amended to read:

13 AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

14 Program No. 920 - University of Nebraska Facilities Program of 2006

15		FY2015-16	FY2016-17	FUTURE
16	<u>GENERAL FUND</u>	<u>11,000,000</u>	<u>11,000,000</u>	<u>11,000,000</u>
17	<u>CASH FUND est.</u>	<u>11,000,000</u>	<u>11,000,000</u>	<u>6,632,546</u>
18	<u>PROGRAM TOTAL</u>	<u>22,000,000</u>	<u>22,000,000</u>	<u>17,632,546</u>
19	GENERAL FUND	11,000,000	11,000,000	33,000,000
20	CASH FUND est.	11,000,000	11,000,000	28,632,546
21	PROGRAM TOTAL	22,000,000	22,000,000	61,632,546

22 The Legislature hereby acknowledges and reaffirms the directive made
23 by Laws 2006, LB 605, sections 2, 3, and 4, which authorizes the Board of
24 Regents to make expenditures from appropriated funds for the University
25 of Nebraska Facilities Program of 2006 exclusively for deferred
26 maintenance, repair, renovation, facility renovation, and facility
27 replacement projects as outlined in section 3 of LB 605.

28 Sec. 43. Laws 2015, LB660, section 31, is amended to read:

29 AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

30 Program No. 939 - Veterinary Diagnostic Center

31		FY2015-16	FY2016-17	FUTURE
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1	<u>GENERAL FUND</u>	<u>-0-</u>	<u>5,101,000</u>	<u>18,006,300</u>
2	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,101,000</u>	<u>18,006,300</u>
3	GENERAL FUND	-0-	5,101,000	35,676,700
4	PROGRAM TOTAL	-0-	5,101,000	35,676,700

5 Subject to the provisions of section 85-1414, the Board of Regents
6 of the University of Nebraska is hereby authorized to design and
7 construct a Veterinary Diagnostic Center at the University of Nebraska
8 Institute of Agriculture and Natural Resources. The total project cost is
9 estimated at ~~\$44,704,000~~ ~~\$45,644,000~~ of which \$4,150,000 is private or
10 other funds.

11 The \$5,101,000 appropriated for FY2013-14 and the \$5,101,000
12 appropriated for FY2014-15 are hereby reappropriated and available for
13 FY2015-16.

14 Beginning with the fiscal year commencing July 1, 2016, and
15 continuing through the fiscal year ending June 30, 2024, the Legislature
16 shall appropriate each fiscal year from the General Fund an amount not
17 less than \$5,101,000 to be used by the Board of Regents of the University
18 of Nebraska to pay the costs of constructing a Veterinary Diagnostic
19 Center. The board may enter into long-term financing contracts with any
20 person, firm, or corporation for the Veterinary Diagnostic Center
21 project. The board may not enter into long-term financing contracts until
22 evidence is provided to the budget administrator of the budget division
23 of the Department of Administrative Services that \$4,150,000 in private
24 or other funds have been received for this project. The payments of the
25 costs of the project may occur over a contract period not to extend
26 beyond June 30, 2024. The board shall not pledge the credit of the State
27 of Nebraska for the payment of any sum owing on account of such contract,
28 except that there may be pledged for the payment of any such contract any
29 appropriations made by the Legislature for such purpose. No contract
30 shall be entered into pursuant to this section without prior approval by
31 resolution by the board. The board may also convey, lease, or lease back

1 all or any part of the Veterinary Diagnostic Center project and the land
 2 on which such project is situated to such person, firm, or corporation as
 3 the board may contract with pursuant to this section to facilitate the
 4 long-term payment of the cost of the Veterinary Diagnostic Center
 5 project. Any such conveyance or lease shall provide that when the cost of
 6 the Veterinary Diagnostic Center project has been paid, together with
 7 interest and other costs thereon, the Veterinary Diagnostic Center
 8 project and the land on which such project is located shall become the
 9 property of the board. The board may schedule contractual payments on a
 10 monthly, quarterly, or semiannual basis consistent with the state fiscal
 11 year. On or before August 31, 2024, any funds appropriated from the
 12 General Fund for the project held in the state treasury and held by any
 13 trustee which are not necessary to meet the terms of any long-term
 14 financing agreements entered into pursuant to this section shall be
 15 transferred to the General Fund.

16 The Legislature finds and determines that the Veterinary Diagnostic
 17 Center project is of critical importance to the State of Nebraska. It is
 18 the intent of the Legislature that the appropriations for the Veterinary
 19 Diagnostic Center project shall not be reduced until all contracts and
 20 securities relating to the construction and financing of the Veterinary
 21 Diagnostic Center project are completed or paid but in no case shall such
 22 appropriations extend beyond the fiscal year ending June 30, 2024.

23 Sec. 44. Laws 2015, LB660, section 36, is amended to read:

24 AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

25 Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning
 26 Systems Replacement

	FY2015-16	FY2016-17	FUTURE
27 GENERAL FUND	-0-	-0-	66,065,200
28 NEBRASKA CAPITAL			
29 CONSTRUCTION FUND	-0-	7,804,292	20,436,714
30 PROGRAM TOTAL	-0-	7,804,292	86,501,914

1 The Legislature hereby acknowledges and reaffirms the directive made
2 by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol
3 Commission to continue planning for and undertake replacement of the
4 existing heating, ventilating, and air conditioning systems serving the
5 Nebraska State Capitol as well as associated infrastructure, fire
6 protection, life safety, and architectural improvements identified in the
7 Nebraska State Capitol HVAC Master Plan Amendment, dated September 20,
8 2013. For informational purposes, Laws 2014, LB905, appropriated
9 \$11,701,900 from the Nebraska Capital Construction Fund for FY2014-15 to
10 continue planning for and initiate the project and estimated that of such
11 amount appropriated, \$2,306,215 would be expended in FY2014-15,
12 \$2,306,215 would be expended in FY2015-16, and \$7,089,470 would be
13 expended in FY2016-17. The Legislature hereby acknowledges and reaffirms
14 its intent to appropriate future amounts from the General Fund for
15 completion of the project as follows: \$9,529,333 for FY2017-18;
16 \$8,727,526 for FY2018-19; \$7,994,885 for FY2019-20; \$8,755,725 for
17 FY2020-21; \$11,185,556 for FY2021-22; \$11,020,750 for FY2022-23; and
18 \$8,851,425 for FY2023-24. The Legislature further intends to appropriate
19 future amounts from the Nebraska Capital Construction Fund for completion
20 of the project as follows: \$3,417,587 for FY2019-20; \$3,742,825 for
21 FY2020-21; \$4,781,509 for FY2021-22; \$4,711,059 for FY2022-23; and
22 \$3,783,734 for FY2023-24. The total project cost shall not exceed
23 \$106,008,106.

24 Pursuant to section 81-1119, the Department of Administrative
25 Services is hereby authorized to expend such amounts as necessary from
26 the appropriation contained in this section to acquire real property in
27 the City of Lincoln not presently owned by the State of Nebraska. Such
28 real property shall be utilized to support installation of infrastructure
29 necessary for replacement of the heating, ventilating, and air
30 conditioning systems serving the Nebraska State Capitol as authorized in
31 this section.

1 Not later than September 15, 2015, the Office of the Nebraska
2 Capitol Commission shall provide a report to the Appropriations Committee
3 of the Legislature detailing the status of planning for the project along
4 with a complete summary of any proposed funding modifications necessary
5 to complete the project.

6 Sec. 45. Section 90-559, Revised Statutes Supplement, 2015, is
7 amended to read:

8 90-559 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

9 Program No. 200 - Operations

	FY2015-16	FY2016-17
10		
11	<u>203,063,182</u>	<u>203,142,037</u>
12	200,125,515	191,191,700
13	2,126,000	2,126,000
14	1,758,021	1,762,858
15	18,780,835	18,935,977
16	<u>225,728,038</u>	<u>225,966,872</u>
17	222,790,371	214,016,535
18	105,894,527	105,496,351

19 The unexpended General Fund appropriation balance existing on June
20 30, 2015, is hereby reappropriated.

21 Included in the salary limitations provided by this section is
22 \$3,672,087 for FY2015-16 and \$3,672,087 for FY2016-17 for Revolving Fund
23 salaries for program classifications 390 and 563, that shall not be
24 limited to the amounts shown.

25 The Department of Administrative Services shall monitor the
26 appropriations and expenditures for this program according to the
27 following program classifications:

- 28 No. 260 - Nebraska Correctional Youth Facility
- 29 No. 300 - Tecumseh Correctional Center
- 30 No. 368 - Lincoln Community Corrections Center
- 31 No. 369 - Omaha Community Corrections Center

- 1 No. 370 - Central Office
- 2 No. 372 - Nebraska State Penitentiary
- 3 No. 373 - Nebraska Center for Women - York
- 4 No. 375 - Diagnostic and Evaluation Center
- 5 No. 376 - Lincoln Correctional Center
- 6 No. 377 - Omaha Correctional Center
- 7 No. 386 - McCook Incarceration Work Camp
- 8 No. 389 - Adult Parole Administration
- 9 No. 390 - Federal Surplus Property
- 10 No. 495 - Department Central Warehouse
- 11 No. 563 - Correctional Industries

12 Revolving Fund expenditures shall not be limited to the amounts
13 shown.

14 It is the intent of the Legislature that the Department of
15 Correctional Services investigate the feasibility of leasing the former
16 Lancaster County jail facility located in Air Park and owned by the
17 Airport Authority of the City of Lincoln, Nebraska, and consider making
18 this facility a community corrections facility instead of a minimum-
19 security facility. The department shall issue a report to the
20 Appropriations Committee of the Legislature electronically on this
21 subject by January 1, 2016.

22 It is the intent of the Legislature that the Department of
23 Correctional Services reduce mandatory overtime at the department's
24 facilities. The department shall examine reducing mandatory overtime by
25 studying its pay structure, including, but not limited to, adopting a pay
26 structure that allows employees to advance through the pay line, adopting
27 a step plan or a similar-type plan, or by adopting another method that
28 gives incentives for employees to remain employed by the department. The
29 department may conduct a salary survey to see if the department's
30 salaries are competitive with other entities which it competes with for
31 employees. The department shall issue a report to the Appropriations

1 Committee of the Legislature electronically on this subject by January 1,
2 2016.

3 It is the intent of the Legislature that the Department of
4 Correctional Services implement a needs assessment regarding behavioral
5 and mental health treatment and staffing. The needs assessment shall be
6 completed by appropriately trained mental health professionals. The
7 assessment shall include:

8 (1) Review and summary of relevant existing data sources;

9 (2) A detailed review of need factors in the Department of
10 Correctional Services population including risk behaviors, mental health
11 needs, behavioral health needs, and diagnosis;

12 (3) A detailed review of existing treatment and analysis of the
13 adequacy of that treatment based on:

14 (a) Professional standards of care;

15 (b) Best practices;

16 (c) Availability of programming aligned with mental health needs and
17 diagnosis (using valid instrumentation); and

18 (d) Availability in different facilities and levels of custody; and

19 (4) Analysis of needs, based on data gathered regarding:

20 (a) Staffing needs to meet professional standards of care;

21 (b) Needs related to developing new or different treatment based on
22 needs analysis; and

23 (c) Needs related to achieving an appropriate level of service that
24 meets the goals of institutional and community safety and community
25 integration.

26 The department shall issue a report to the Appropriations Committee
27 of the Legislature electronically on this subject by January 1, 2016.

28 There is included in the appropriation to this program for FY2015-16
29 \$5,479,892 ~~\$5,000,000~~ General Funds, which shall only be used to contract
30 with county jail facilities to house Department of Correctional Services
31 facilities inmates on a temporary basis. There is included in the

1 appropriation to this program in FY2016-17 \$4,607,147 General Funds,
2 which shall only be used to contract with county jail facilities to house
3 Department of Correctional Service facilities inmates on a temporary
4 basis. If the department estimates that the need to contract with county
5 jail facilities to house department facilities inmates still exists in
6 FY2016-17, the department may request General Funds for this purpose. It
7 is the intent of the Legislature that no further funding be provided
8 after FY2016-17 to contract with county jail facilities to house
9 Department of Correctional Services facilities inmates.

10 It is intended that the Department of Correctional Services shall
11 maintain a Department Contingency Fund and a Department Equipment Fund.

12 Sec. 46. Original Laws 2015, LB657, sections 32, 49, 69, 96, 102,
13 104, 106, 109, 125, 146, 148, 149, 182, 187, 198, 207, 254, and 271; Laws
14 2015, LB659, section 13; Laws 2015, LB660, sections 24, 29, 31, and 36;
15 and section 90-559, Revised Statutes Supplement, 2015, are repealed.

16 Sec. 47. Since an emergency exists, this act takes effect when
17 passed and approved according to law.