

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 149**

FINAL READING

Introduced by Stinner, 48.

Read first time January 09, 2017

Committee: Appropriations

1 A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB657,  
2 sections 11, 51, 136, 202, and 245, as amended by sections 17, 35,  
3 68, 92, and 114, respectively, Legislative Bill 22, One Hundred  
4 Fifth Legislature, First Session, 2017; Laws 2016, LB956, section  
5 66; Laws 2016, LB746A, section 3, as amended by section 124,  
6 Legislative Bill 22, One Hundred Fifth Legislature, First Session,  
7 2017; and Laws 2016, LB956, sections 41, 42, 45, and 49, as amended  
8 by sections 128, 129, 132, and 136, respectively, Legislative Bill  
9 22, One Hundred Fifth Legislature, First Session, 2017; to adopt  
10 definitions; to provide, change, and eliminate provisions relating  
11 to appropriations and transfers of funds; to reduce appropriations;  
12 to repeal the original sections; and to declare an emergency.

13 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 Fifth Legislature, First or Second Session, which  
4 appropriates funds, FY2014-15 means the period July 1, 2014, through June  
5 30, 2015; FY2015-16 means the period July 1, 2015, through June 30, 2016;  
6 FY2016-17 means the period July 1, 2016, through June 30, 2017; FY2017-18  
7 means the period July 1, 2017, through June 30, 2018; and FY2018-19 means  
8 the period July 1, 2018, through June 30, 2019.

9           Sec. 2. APPROPRIATION LANGUAGE.

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

15          Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

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

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

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

30          Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

31          The definitions contained in the Nebraska Accounting System Manual,

1 and any amendments thereto, on file with the Clerk of the Legislature,  
2 are hereby adopted by the Legislature as the definitions for this act.

3 Sec. 6. DRAWING AND PAYING WARRANTS.

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

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

10 Program No. 475 - ABLE Savings Program

	<u>FY2015-16</u>	<u>FY2016-17</u>
11		
12 <u>CASH FUND</u>	<u>-0-</u>	<u>230,000</u>
13 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>230,000</u>
14 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

15 The unexpended Cash Fund appropriation balance existing on June 30,  
16 2016, is lapsed.

17 Sec. 8. Laws 2015, LB657, section 11, as amended by section 17,  
18 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
19 is amended to read:

20 Sec. 11. AGENCY NO. 3 – LEGISLATIVE COUNCIL

21 Program No. 123 - Clerk of the Legislature

	<u>FY2015-16</u>	<u>FY2016-17</u>
22		
23 <u>GENERAL FUND</u>	<u>3,890,706</u>	<u>3,849,719</u>
24 <u>CASH FUND</u>	<u>59,835</u>	<u>62,675</u>
25 <u>PROGRAM TOTAL</u>	<u>3,950,541</u>	<u>3,912,394</u>
26 <u>SALARY LIMIT</u>	<u>2,895,027</u>	<u>2,981,695</u>

27 The unexpended General Fund appropriation balance existing on June  
28 30, 2015, is hereby reappropriated.

29 The unexpended General Fund appropriation balance existing on June  
30 30, 2016, less ~~\$199,114~~ ~~\$999,114~~, is hereby reappropriated.

31 Sec. 9. Laws 2015, LB657, section 51, as amended by section 35,

1 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
2 is amended to read:

3 Sec. 51. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

4 Program No. 351 - Vocational Rehabilitation

	FY2015-16	FY2016-17
5		
6 GENERAL FUND	4,875,621	4,797,612
7 <u>CASH FUND</u>	<u>500,000</u>	<u>2,661,945</u>
8 <del>CASH FUND</del>	<del>500,000</del>	<del>953,107</del>
9 FEDERAL FUND est.	21,764,320	22,308,428
10 <u>PROGRAM TOTAL</u>	<u>27,139,941</u>	<u>29,767,985</u>
11 <del>PROGRAM TOTAL</del>	<del>27,139,941</del>	<del>28,059,147</del>
12 SALARY LIMIT	11,337,352	11,588,183

13 The unexpended General Fund appropriation balance existing on June  
14 30, 2016, less \$253,207, is hereby reappropriated.

15 There is included in the appropriation to this program for FY2015-16  
16 \$6,600,867 Federal Funds estimate for state aid, which shall only be used  
17 for such purpose. There is included in the appropriation to this program  
18 for FY2016-17 \$1,281,630 Cash Funds and \$6,600,867 Federal Funds estimate  
19 for state aid, which shall only be used for such purpose.

20 Sec. 10. Laws 2015, LB657, section 136, as amended by section 68,  
21 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
22 is amended to read:

23 Sec. 136. AGENCY NO. 31 – MILITARY DEPARTMENT

24 Program No. 192 - Governor's Emergency Aid

	FY2015-16	FY2016-17
25		
26 GENERAL FUND	250,000	-0-
27 FEDERAL FUND est.	4,500,000	4,500,000
28 PROGRAM TOTAL	4,750,000	4,500,000

29 There is no salary limitation for this program.

30 The unexpended General Fund and Cash Fund appropriation balances  
31 existing on June 30, 2015, are hereby reappropriated. The unexpended Cash

1 Fund appropriation balance existing on June 30, 2016, is hereby  
2 reappropriated.

3 The unexpended General Fund appropriation balance existing on June  
4 30, 2016, less ~~\$6,581,226~~ ~~\$5,581,226~~, is hereby reappropriated.

5 There is included in the appropriation to this program for FY2015-16  
6 \$250,000 General Funds and \$4,500,000 Federal Funds estimate for state  
7 aid. There is included in the appropriation to this program for  
8 FY2016-17 \$-0- General Funds and \$4,500,000 Federal Funds estimate for  
9 state aid.

10 Expenditures from this program shall not be restricted to state aid  
11 if other expenditures are necessary to fulfill the goals of the  
12 Governor's Emergency Aid Program.

13 Sec. 11. Laws 2015, LB657, section 202, as amended by section 92,  
14 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
15 is amended to read:

16 Sec. 202. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

17 Program No. 509 - Budget Division

	FY2015-16	FY2016-17
18 GENERAL FUND	1,240,096	1,220,041
19 PROGRAM TOTAL	1,240,096	1,220,041
20 SALARY LIMIT	794,309	813,341

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

24 The unexpended General Fund appropriation balance existing on June  
25 30, 2016, less ~~\$1,722,351~~ ~~\$1,372,351~~, is hereby reappropriated.

26 Sec. 12. Laws 2015, LB657, section 245, as amended by section 114,  
27 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
28 is amended to read:

29 Sec. 245. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND  
30 CRIMINAL JUSTICE

31 Program No. 220 - Community Corrections Division

	FY2015-16	FY2016-17
1		
2 GENERAL FUND	302,140	195,954
3 CASH FUND	411,472	513,134
4 PROGRAM TOTAL	713,612	709,088
5 <u>SALARY LIMIT</u>	<u>205,006</u>	<u>255,917</u>
6 <del>SALARY LIMIT</del>	<del>205,006</del>	<del>209,917</del>

7       The unexpended General Fund appropriation balance less \$554,100  
8 existing on June 30, 2015, is hereby reappropriated.

9       The unexpended General Fund appropriation balance existing on June  
10 30, 2016, less \$113,713, is hereby reappropriated.

11       Sec. 13. Laws 2016, LB746A, section 3, as amended by section 124,  
12 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
13 is amended to read:

14       Sec. 3. AGENCY NO. 3 – LEGISLATIVE COUNCIL  
15       Program No. 122 - Legislative Services

	FY2015-16	FY2016-17
16		
17 GENERAL FUND	9,271,131	9,188,429
18 CASH FUND	60,000	70,000
19 FEDERAL FUND est.	39,270	39,270
20 PROGRAM TOTAL	9,370,401	9,297,699
21 SALARY LIMIT	6,834,905	7,047,126

22       There is included in the appropriation to this program for FY2015-16  
23 \$5,000 Cash Funds and for FY2016-17 \$15,000 Cash Funds from the Nebraska  
24 Health Care Cash Fund for the purpose of ongoing health-related research  
25 and public policy development by the Health and Human Services Committee  
26 of the Legislature. Such funds may be used for, but shall not be limited  
27 to, hiring temporary legal research assistance, consulting and research  
28 contracts, reimbursement for necessary and appropriate expenses incurred  
29 in connection with such research and policy development, and actual and  
30 necessary travel reimbursement for task forces and committees established  
31 to conduct health policy work.

1 The unexpended General Fund appropriation balance existing on June  
2 30, 2015, is hereby reappropriated.

3 The unexpended General Fund appropriation balance existing on June  
4 30, 2016, less ~~\$1,346,783~~ ~~\$1,596,783~~, is hereby reappropriated.

5 Sec. 14. Laws 2016, LB956, section 41, as amended by section 128,  
6 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
7 is amended to read:

8 Sec. 41. AGENCY NO. 5 – SUPREME COURT

9 Program No. 52 - Operations

	FY2015-16	FY2016-17
10		
11 <u>GENERAL FUND</u>	<u>32,616,292</u>	<u>33,067,618</u>
12 <del>GENERAL FUND</del>	<del>32,616,292</del>	<del>33,267,618</del>
13 CASH FUND est.	2,641,780	2,669,709
14 FEDERAL FUND est.	481,108	483,622
15 <u>PROGRAM TOTAL</u>	<u>35,739,180</u>	<u>36,220,949</u>
16 <del>PROGRAM TOTAL</del>	<del>35,739,180</del>	<del>36,420,949</del>
17 SALARY LIMIT	23,345,923	23,926,634

18 The Department of Administrative Services shall monitor the  
19 appropriations and expenditures for this program according to the  
20 following program classifications:

- 21 No. 34 - Court Administration
- 22 No. 40 - State Law Library
- 23 No. 396 - County Court System
- 24 No. 399 - District Court Reporters
- 25 No. 405 - Court of Appeals

26 The unexpended General Fund appropriation balance less aid existing  
27 on June 30, 2015, is hereby reappropriated.

28 The unexpended General Fund appropriation balance existing on June  
29 30, 2016, less \$1,125,612, is hereby reappropriated.

30 The budget division of the Department of Administrative Services  
31 shall administratively transfer General Fund appropriations or Salary

1 Limits or both among Programs 52, 67, 420, 435, and 437, within Agency 5,  
2 upon written certification by the State Court Administrator that the  
3 Supreme Court has determined that such transfer is necessary for the  
4 efficient functioning of statewide court operations and the proper  
5 administration of justice.

6 There is included in the appropriation to this program for FY2015-16  
7 \$270,000 Cash Funds for dispute resolution state aid, which shall only be  
8 used for such purpose. There is included in the appropriation to this  
9 program for FY2016-17 \$270,000 Cash Funds for dispute resolution state  
10 aid, which shall only be used for such purpose.

11 There is included in the appropriation to this program for FY2015-16  
12 \$550,000 Cash Funds for parenting plan mediation for indigent and lower-  
13 income persons involved in Parenting Act cases, as state aid, which shall  
14 only be used for such purpose. There is included in the appropriation to  
15 this program for FY2016-17 \$550,000 Cash Funds for parenting plan  
16 mediation for indigent and lower-income persons involved in Parenting Act  
17 cases, as state aid, which shall only be used for such purpose.

18 There is included in the appropriation to this program for FY2015-16  
19 \$300,000 General Funds for court appointed special advocate state aid,  
20 which shall only be used for such purpose. There is included in the  
21 appropriation to this program for FY2016-17 \$300,000 General Funds for  
22 court appointed special advocate state aid, which shall only be used for  
23 such purpose.

24 Cash Fund expenditures for this program shall not be limited to the  
25 amounts shown.

26 Sec. 15. Laws 2016, LB956, section 42, as amended by section 129,  
27 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
28 is amended to read:

29 Sec. 42. AGENCY NO. 5 – SUPREME COURT  
30 Program No. 435 - Probation Community Corrections



1	<u>GENERAL FUND</u>	<u>74,758,737</u>	<u>10,316,823</u>
2	<del>GENERAL FUND</del>	<del>74,758,737</del>	<del>12,316,823</del>
3	CASH FUND est.	7,258,708	6,625,708
4	<u>PROGRAM TOTAL</u>	<u>82,017,445</u>	<u>16,942,531</u>
5	<del>PROGRAM TOTAL</del>	<del>82,017,445</del>	<del>18,942,531</del>
6	SALARY LIMIT	15,446,258	4,947,686

7 The unexpended General Fund appropriation balance existing on June  
8 30, 2015, is hereby reappropriated.

9 The unexpended General Fund appropriation balance existing on June  
10 30, 2016, less \$183,836, is hereby reappropriated.

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

13 Sec. 16. Laws 2016, LB956, section 45, as amended by section 132,  
14 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
15 is amended to read:

16 Sec. 45. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

17 Program No. 158 - Education Aid

	FY2015-16	FY2016-17
18		
19	<u>1,189,807,538</u>	<u>1,202,281,131</u>
20	<del>1,189,807,538</del>	<del>1,202,530,659</del>
21	3,240,938	3,740,938
22	310,889,138	310,889,138
23	<u>1,503,937,614</u>	<u>1,516,911,207</u>
24	<del>1,503,937,614</del>	<del>1,517,160,735</del>

25 There is included in the appropriation to this program for FY2015-16  
26 \$1,189,807,538 General Funds, \$3,240,938 Cash Funds, and \$310,889,138  
27 Federal Funds estimate for state aid, which shall only be used for such  
28 purpose. There is included in the appropriation to this program for  
29 FY2016-17 ~~\$1,202,281,131~~ ~~\$1,202,530,659~~ General Funds, \$3,740,938 Cash  
30 Funds, and \$310,889,138 Federal Funds estimate for state aid, which shall  
31 only be used for such purpose.

1           Of the unexpended General Fund appropriation in this program on June  
2 30, 2015, up to \$1,800,000 General Funds appropriated in FY2014-15 to  
3 provide grants for early childhood education projects is hereby  
4 reappropriated. The State Department of Education shall certify to the  
5 budget administrator of the budget division of the Department of  
6 Administrative Services an accounting of the actual expenditures for  
7 early childhood education grants.

8           There is included in the amount shown for FY2015-16 \$946,539,662  
9 General Funds which are hereby appropriated to the Tax Equity and  
10 Educational Opportunities Fund, which fund is hereby appropriated to  
11 provide state aid to public school districts pursuant to the Tax Equity  
12 and Educational Opportunities Support Act. There is included in the  
13 amount shown for FY2016-17 \$952,469,742 General Funds which are hereby  
14 appropriated to the Tax Equity and Educational Opportunities Fund, which  
15 fund is hereby appropriated to provide state aid to public school  
16 districts pursuant to the Tax Equity and Educational Opportunities  
17 Support Act.

18           There is included in the amount shown for this program \$219,112,160  
19 General Funds provided as state aid for FY2015-16 for special education  
20 reimbursement. There is included in the amount shown for this program  
21 \$222,063,117 General Funds provided as state aid for FY2016-17 for  
22 special education reimbursement.

23           There is included in the amount shown for this program \$465,500  
24 General Funds provided as state aid for FY2015-16 and \$446,880 General  
25 Funds provided as state aid for FY2016-17 to carry out the provisions of  
26 subsection (2) of section 79-734.

27           There is included in the amount shown for this program \$10,488,509  
28 General Funds provided as state aid for FY2015-16 and \$10,077,357  
29 ~~\$10,278,692~~ General Funds provided as state aid for FY2016-17 for core  
30 services for educational service units.

31           There is included in the amount shown for this program \$3,272,887

1 General Funds provided as state aid for FY2015-16 and \$3,144,592  
2 ~~\$3,207,476~~ General Funds provided as state aid for FY2016-17 for  
3 technology infrastructure for educational service units.

4 Any remaining payments to educational service units for FY2016-17  
5 aid shall be reduced pro rata by the department to equal the total amount  
6 of aid provided in this section.

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

11 There is included in the amount shown for this program \$542,595  
12 General Funds provided as state aid for FY2015-16 and \$553,291 ~~\$538,600~~  
13 General Funds provided as state aid for FY2016-17 for the school  
14 breakfast program.

15 There is included in the amount shown for this program \$392,032  
16 General Funds provided as state aid for FY2015-16 and \$376,351 General  
17 Funds provided as state aid for FY2016-17 for the school lunch program.

18 There is included in the amount shown for this program \$130,000  
19 General Funds provided as state aid for FY2015-16 and \$124,800 General  
20 Funds provided as state aid for FY2016-17 for the Summer Food Service  
21 Program.

22 There is included in the amount shown for this program \$214,664  
23 General Funds provided as state aid for FY2015-16 and \$206,077 General  
24 Funds provided as state aid for FY2016-17 for adult basic education  
25 programs.

26 There is included in the amount shown for this program \$750,000  
27 General Funds provided as state aid for FY2015-16 and \$720,000 General  
28 Funds provided as state aid for FY2016-17 for aid to institutions  
29 offering high school equivalency programs.

30 There is included in the amount shown for this program \$1,820,164  
31 General Funds provided as state aid for FY2015-16 and \$3,619,357 General

1 Funds provided as state aid for FY2016-17 for early childhood education  
2 projects.

3 There is included in the amount shown for this program \$4,000,000  
4 General Funds provided as state aid for FY2015-16 and \$4,800,000 General  
5 Funds provided as state aid for FY2016-17 for the Early Childhood  
6 Education Grant Program for at-risk children from birth to age three. It  
7 is the intent of the Legislature that a maximum of five percent of  
8 General Funds appropriated each fiscal year for the Early Childhood  
9 Education Grant Program for at-risk children from birth to age three may  
10 be used for evaluation and technical assistance.

11 There is included in the amount shown for this program \$100,000  
12 General Funds provided as state aid for FY2015-16 and \$96,000 General  
13 Funds provided as state aid for FY2016-17 for scholarships for early  
14 childhood education providers.

15 There is included in the amount shown for this program \$69,000  
16 General Funds provided as state aid for FY2015-16 and \$66,240 General  
17 Funds provided as state aid for FY2016-17 for incentive bonuses for  
18 providers of child care and early childhood education programs.

19 There is included in the amount shown for this program \$400,000  
20 General Funds provided as state aid for FY2015-16 and \$384,000 General  
21 Funds provided as state aid for FY2016-17 for the Nurturing Healthy  
22 Behaviors program.

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

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

29 There is included in the amount shown for this program \$470,000  
30 General Funds provided as state aid for FY2015-16 for the Master Teacher  
31 Program Act.

1           It is the intent of the Legislature that the General Fund  
2 appropriation remaining in FY2015-16 for the Master Teacher Program which  
3 is reappropriated in FY2016-17 be used to pay for registration awards in  
4 FY2016-17 as provided in section 79-8,130. Any funds remaining after the  
5 payment of registration awards shall be prorated to provide salary  
6 bonuses to eligible individuals as provided in section 79-8,127.

7           There is included in the amount shown for this program \$250,000  
8 General Funds provided as one-time state aid for FY2015-16 for expanded  
9 learning opportunity programs.

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

28           Sec. 17. Laws 2016, LB956, section 49, as amended by section 136,  
29 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017,  
30 is amended to read:

31           Sec. 49. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

1           Program No. 348 - Medical Assistance

2	FY2015-16	FY2016-17
3 GENERAL FUND	798,415,607	835,419,522
4 CASH FUND	46,851,581	46,851,581
5 FEDERAL FUND est.	1,183,936,671	1,221,397,549
6 PROGRAM TOTAL	2,029,203,859	2,103,668,652

7           The remainder of the unexpended General Fund appropriation balance  
8 existing on June 30, 2015, less \$84,774,997, is hereby reappropriated to  
9 this program.

10           The unexpended Cash Fund and Federal Fund estimate appropriation  
11 balances as of June 30, 2015, are hereby reappropriated.

12           The unexpended General Fund appropriation balance existing on June  
13 30, 2016, less \$12,929,145, is hereby reappropriated.

14           There is included in the appropriation to this program for FY2015-16  
15 \$798,415,607 General Funds, \$46,851,581 Cash Funds, and \$1,183,936,671  
16 Federal Funds estimate for state aid, which shall only be used for such  
17 purpose. There is included in the appropriation to this program for  
18 FY2016-17 \$835,419,522 General Funds, \$46,851,581 Cash Funds, and  
19 \$1,221,397,549 Federal Funds estimate for state aid, which shall only be  
20 used for such purpose.

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

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

12           There is included in the appropriation to this program for FY2015-16  
13 \$6,122,656.17 Cash Funds from funds transferred from the University of  
14 Nebraska Medical Center and an estimated \$6,550,370.83 Federal Funds for  
15 supplemental payments to Nebraska Medicine. There is included in the  
16 appropriation to this program for FY2016-17 \$4,916,073 Cash Funds from  
17 funds transferred from the University of Nebraska Medical Center and an  
18 estimated \$5,257,094 Federal Funds for supplemental payments to Nebraska  
19 Medicine, for payments as allowed and approved by the Medicaid State Plan  
20 Amendment by the Centers for Medicare and Medicaid. The payments are  
21 allowed pending the approval of the medicaid state plan amendment by the  
22 Centers for Medicare and Medicaid.

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. 18. Laws 2016, LB956, section 66, is amended to read:

28           Sec. 66. FUND LAPSES AND TRANSFERS.

29           The State Treasurer shall make the transfers specified in this  
30 section between funds, in the amounts indicated. Unless otherwise noted,  
31 transfers for FY2015-16 shall occur on July 1, 2015, or as soon

1 thereafter as administratively possible, and transfers for FY2016-17  
2 shall occur on July 1, 2016, or as soon thereafter as administratively  
3 possible. All agencies with administrative responsibilities for these  
4 funds shall assist the State Treasurer as needed in implementing the  
5 transfers.

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

7 (a) From the General Fund to the Nebraska State Patrol Cash Fund:  
8 \$115,000 less the unexpended balance existing on June 30, 2015, in (i)  
9 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash  
10 Fund, (iii) any special checking account or accounts used by the Nebraska  
11 State Patrol, and (iv) the possession of agency personnel involved in  
12 investigations, when the unexpended balances resulted from General Fund  
13 transfers to the Nebraska State Patrol Cash Fund or from General Fund  
14 appropriations. Any transfers made shall be subject to a final  
15 reconciliation of available investigation cash fund balances as of June  
16 30, 2015, by the Nebraska State Patrol.

17 It is the intent of the Legislature that the Nebraska State Patrol  
18 have available a total of \$115,000 from the General Fund for FY2015-16 to  
19 be used in making drug purchases, for enforcing Nebraska laws relating to  
20 felonies, for enforcing the Nebraska liquor laws, and for payment of  
21 investigative expenses;

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

26 (c) From the Charitable Gaming Operations Fund to the General Fund:  
27 \$2,000,000 on or before June 15, 2016, on such date as directed by the  
28 budget administrator of the budget division of the Department of  
29 Administrative Services;

30 (d) From the Severance Tax Administration Cash Fund to the General  
31 Fund: \$150,000 on or before June 15, 2016, on such date as directed by



1 the budget administrator of the budget division of the Department of  
2 Administrative Services;

3 (e) From the Securities Act Cash Fund to the General Fund:  
4 \$12,000,000 on or before September 30, 2015, \$12,000,000 on or before  
5 March 31, 2016, and \$6,000,000 on or before June 30, 2016, on such dates  
6 as directed by the budget administrator of the budget division of the  
7 Department of Administrative Services;

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

11 (g) From the Department of Insurance Cash Fund to the General Fund:  
12 \$3,125,000 on or before September 30, 2015, \$3,125,000 on or before March  
13 31, 2016, and \$2,000,000 on or before June 30, 2016, on such dates as  
14 directed by the budget administrator of the budget division of the  
15 Department of Administrative Services;

16 (h) From the Roads Operations Cash Fund to the Carrier Enforcement  
17 Cash Fund: \$7,823,910, less the unexpended balance existing on June 30,  
18 2015, in the Carrier Enforcement Cash Fund. Transfers shall be made in  
19 four equal quarterly amounts on or before July 15, October 15, January  
20 15, and April 15;

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

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

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

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

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

5 (m) From the Civic and Community Center Financing Fund to the  
6 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2015, or as  
7 soon thereafter as administratively possible, as provided for in sections  
8 13-2704 and 77-5601;

9 (n) From the Highway Trust Fund to the License Plate Cash Fund:  
10 \$9,050,000. Transfers shall be made as required by the Department of  
11 Motor Vehicles to meet the expenditures of plate and sticker production;

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

20 (p) From the State Employees Insurance Fund to the Health and Life  
21 Benefit Administration Cash Fund: \$973,433, less the June 30, 2015,  
22 unobligated Health and Life Benefit Administration Cash Fund balance;

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

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

28 (s) From the General Fund to the Victim's Compensation Fund:  
29 \$50,000;

30 (t) From the Ignition Interlock Cash Fund to the General Fund:  
31 \$200,000 on or before June 15, 2016, on such date as directed by the

1 budget administrator of the budget division of the Department of  
2 Administrative Services;

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

7 (v) From the General Fund to the Nebraska Capital Construction Fund:  
8 \$800,000.

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

10 (a) From the General Fund to the Nebraska State Patrol Cash Fund:  
11 \$115,000 less the unexpended balance existing on June 30, 2016, in (i)  
12 the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash  
13 Fund, (iii) any special checking account or accounts used by the Nebraska  
14 State Patrol, and (iv) the possession of agency personnel involved in  
15 investigations, when the unexpended balances resulted from General Fund  
16 transfers to the Nebraska State Patrol Cash Fund or from General Fund  
17 appropriations. Any transfers made shall be subject to a final  
18 reconciliation of available investigation cash fund balances as of June  
19 30, 2016, by the Nebraska State Patrol.

20 It is the intent of the Legislature that the Nebraska State Patrol  
21 have available a total of \$115,000 from the General Fund for FY2016-17 to  
22 be used in making drug purchases, for enforcing Nebraska laws relating to  
23 felonies, for enforcing the Nebraska liquor laws, and for payment of  
24 investigative expenses;

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

29 (c) From the Severance Tax Administration Cash Fund to the General  
30 Fund: ~~\$150,000~~ \$100,000 on or before June 15, 2017, on such date as  
31 directed by the budget administrator of the budget division of the

1 Department of Administrative Services;

2 (d) From the Securities Act Cash Fund to the General Fund:  
3 \$15,000,000 on or before September 30, 2016, and \$15,000,000 on or before  
4 March 31, 2017, on such dates as directed by the budget administrator of  
5 the budget division of the Department of Administrative Services;

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

9 (f) From the Department of Insurance Cash Fund to the General Fund:  
10 \$4,125,000 on or before September 30, 2016, and \$4,125,000 on or before  
11 March 31, 2017, on such dates as directed by the budget administrator of  
12 the budget division of the Department of Administrative Services;

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

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

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

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

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

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

31 (l) From the Civic and Community Center Financing Fund to the

1 Department of Revenue Enforcement Fund: \$43,900 on July 1, 2016, or as  
2 soon thereafter as administratively possible, as provided for in sections  
3 13-2704 and 77-5601;

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

8 (n) From the Flexible Spending Trust Fund to the Health and Life  
9 Benefit Administration Cash Fund: \$140,000, except that if the total  
10 available unobligated balance of forfeitures in the Flexible Spending  
11 Trust Fund as of June 30, 2016, is less than \$140,000, then the State  
12 Treasurer shall transfer the difference, not to exceed \$140,000, from the  
13 State Employees Insurance Fund. Transfers shall be made to pay the costs  
14 associated with the administration of the Flexible Spending Account  
15 program;

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

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

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

23 (r) From the General Fund to the Victim's Compensation Fund:  
24 \$50,000; and

25 (s) From the Ignition Interlock Cash Fund to the General Fund:  
26 \$200,000 on or before June 15, 2017, on such date as directed by the  
27 budget administrator of the budget division of the Department of  
28 Administrative Services.

29 Sec. 19. Original Laws 2015, LB657, sections 11, 51, 136, 202, and  
30 245, as amended by sections 17, 35, 68, 92, and 114, respectively,  
31 Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017;

1 Laws 2016, LB956, section 66; Laws 2016, LB746A, section 3, as amended by  
2 section 124, Legislative Bill 22, One Hundred Fifth Legislature, First  
3 Session, 2017; and Laws 2016, LB956, sections 41, 42, 45, and 49, as  
4 amended by sections 128, 129, 132, and 136, respectively, Legislative  
5 Bill 22, One Hundred Fifth Legislature, First Session, 2017, are  
6 repealed.

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