

AMENDMENTS TO LB293

Introduced by Appropriations.

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

3           Section 1. DEFINITION OF APPROPRIATION PERIOD.

4           For purposes of this act and any other legislative bill passed by  
5 the One Hundred Sixth Legislature, First or Second Session, which  
6 appropriates funds, FY2018-19 means the period July 1, 2018, through June  
7 30, 2019; FY2019-20 means the period July 1, 2019, through June 30, 2020;  
8 FY2020-21 means the period July 1, 2020, through June 30, 2021; FY2021-22  
9 means the period July 1, 2021, through June 30, 2022; and FY2022-23 means  
10 the period July 1, 2022, through June 30, 2023.

11          Sec. 2. APPROPRIATION LANGUAGE.

12          There are hereby appropriated, for FY2017-18 and FY2018-19, the sums  
13 set forth in this act to each agency for each program from the respective  
14 funds for the general operations of state government, postsecondary  
15 education, capital construction, and state aid, except as otherwise  
16 appropriated.

17          Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

18          All General Fund appropriations existing on June 30, 2017, in excess  
19 of expended and certified encumbrance amounts are hereby lapsed unless  
20 otherwise provided. All Cash Fund and Revolving Fund appropriations  
21 existing on June 30, 2017, in excess of expended and certified  
22 encumbrance amounts are hereby lapsed unless otherwise expressly  
23 provided. All certified encumbrance amounts on June 30, 2017, and June  
24 30, 2018, are hereby reappropriated for FY2017-18 and FY2018-19,  
25 respectively, which amounts shall be in addition to the amounts shown in  
26 this act.

27          Sec. 4. REAPPROPRIATION OF BALANCES, FY2017-18 to FY2018-19.

1        In addition to the appropriations set forth in this act, there are  
2 hereby reappropriated all unexpended appropriation balances existing on  
3 June 30, 2018, for FY2018-19 to the respective agencies, programs, and  
4 funds listed in this act, except as otherwise provided in this act.

5        Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

6        The definitions contained in the Nebraska Accounting System Manual,  
7 and any amendments thereto, on file with the Clerk of the Legislature are  
8 hereby adopted by the Legislature as the definitions for this act, except  
9 as provided in section 31 of this act.

10       Sec. 6. DRAWING AND PAYING WARRANTS.

11       The Director of Administrative Services shall draw warrants upon the  
12 proper fund in the state treasury for an amount not to exceed the  
13 appropriations set forth in this act upon presentation of proper  
14 documentation. The State Treasurer shall pay the warrants out of the  
15 appropriate funds.

16       Sec. 7. AGENCY NO. 9 – SECRETARY OF STATE

17       Program No. 45 - Election Administration

	<u>FY2017-18</u>	<u>FY2018-19</u>	
18			
19	<u>CASH FUND</u>	<u>-0-</u>	<u>174,847</u>
20	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>174,847</u>
21	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

22       Sec. 8. AGENCY NO. 12 – STATE TREASURER

23       Program No. 505 - Educational Savings Unit

	<u>FY2017-18</u>	<u>FY2018-19</u>	
24			
25	<u>CASH FUND</u>	<u>-0-</u>	<u>80,000</u>
26	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>80,000</u>
27	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

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

29       Program No. 512 - Unclaimed Property

	<u>FY2017-18</u>	<u>FY2018-19</u>
30		

1	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>20,000</u>
2	Sec. 10. <u>AGENCY NO. 14 – PUBLIC SERVICE COMMISSION</u>		
3	<u>Program No. 14 - Salaries of Public Service Commissioners</u>		
4		<u>FY2017-18</u>	<u>FY2018-19</u>
5	<u>GENERAL FUND</u>	<u>-0-</u>	<u>8,185</u>
6	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>8,185</u>
7	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
8	Sec. 11. <u>AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES</u>		
9	<u>Program No. 424 - Developmental Disability Aid</u>		
10		<u>FY2017-18</u>	<u>FY2018-19</u>
11	<u>GENERAL FUND</u>	<u>-0-</u>	<u>2,699,569</u>
12	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>2,699,569</u>
13	<u>There is included in the appropriation to this program for FY2018-19</u>		
14	<u>\$2,699,569 General Funds for state aid which shall only be used for such</u>		
15	<u>purpose.</u>		
16	Sec. 12. <u>AGENCY NO. 28 – DEPARTMENT OF VETERANS' AFFAIRS</u>		
17	<u>Program No. 37 - Veterans' Cemeteries</u>		
18		<u>FY2017-18</u>	<u>FY2018-19</u>
19	<u>CASH FUND</u>	<u>-0-</u>	<u>102,000</u>
20	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>102,000</u>
21	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
22	Sec. 13. <u>AGENCY NO. 30 – STATE ELECTRICAL BOARD</u>		
23	<u>Program No. 197 - Public Protection</u>		
24		<u>FY2017-18</u>	<u>FY2018-19</u>
25	<u>CASH FUND</u>	<u>-0-</u>	<u>100,000</u>
26	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>100,000</u>
27	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
28	Sec. 14. <u>AGENCY NO. 39 – NEBRASKA BRAND COMMITTEE</u>		
29	<u>Program No. 75 - Nebraska Brand Committee</u>		

	<u>FY2017-18</u>	<u>FY2018-19</u>	
1			
2	<u>CASH FUND</u>	<u>-0-</u>	<u>510,000</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>510,000</u>
4	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>497,694</u>

5       Sec. 15.   AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS  
6   COMMISSION

7       Program No. 907 - KHNE Hastings Transmitter

	<u>FY2017-18</u>	<u>FY2018-19</u>	<u>FUTURE</u>	
8				
9	<u>GENERAL FUND</u>	<u>-0-</u>	<u>100,000</u>	<u>-0-</u>
10	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>100,000</u>	<u>-0-</u>

11       The Nebraska Educational Telecommunications Commission is authorized  
12   to replace the transmitter at KHNE Hastings.

13       Sec. 16.   AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS  
14   COMMISSION

15       Program No. 908 - Tower Lighting Project

	<u>FY2017-18</u>	<u>FY2018-19</u>	<u>FUTURE</u>	
16				
17	<u>GENERAL FUND</u>	<u>-0-</u>	<u>86,000</u>	<u>-0-</u>
18	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>86,000</u>	<u>-0-</u>

19       The Nebraska Educational Telecommunications Commission is authorized  
20   to replace the tower lighting system at KHNE Hastings.

21       Sec. 17.   AGENCY NO. 82 – COMMISSION FOR THE DEAF AND HARD OF  
22   HEARING

23       Program No. 578 - Deaf and Hard of Hearing

	<u>FY2017-18</u>	<u>FY2018-19</u>	
24			
25	<u>CASH FUND</u>	<u>-0-</u>	<u>15,000</u>
26	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>15,000</u>
27	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

28       Sec. 18.   AGENCY NO. 87 – NEBRASKA ACCOUNTABILITY AND DISCLOSURE  
29   COMMISSION

1            Program No. 94 - Nebraska Political Accountability

2		<u>FY2017-18</u>	<u>FY2018-19</u>
3	<u>GENERAL FUND</u>	<u>-0-</u>	<u>31,843</u>
4	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>31,843</u>
5	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>27,680</u>

6            Sec. 19. AGENCY NO. 92 – GRAIN SORGHUM DEVELOPMENT, UTILIZATION,  
7 AND MARKETING BOARD

8            Program No. 406 - Grain Sorghum Development

9		<u>FY2017-18</u>	<u>FY2018-19</u>
10	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>43,422</u>

11            Sec. 20. Laws 2018, LB944, section 27, is amended to read:

12            Sec. 27. AGENCY NO. 5 – SUPREME COURT

13            Program No. 437 - Juvenile Justice

14		<u>FY2017-18</u>	<u>FY2018-19</u>
15	GENERAL FUND	69,756,640	70,010,679
16	CASH FUND est.	25,000	25,000
17	PROGRAM TOTAL	69,781,640	70,035,679
18	SALARY LIMIT	13,284,846	13,384,811

19            The unexpended General Fund appropriation balance existing on June  
20 30, ~~2018~~ 2017, less ~~\$12,000,000~~ \$31,344, is hereby reappropriated.

21            Cash Fund expenditures for this program shall not be limited to the  
22 amounts shown.

23            Sec. 21. Laws 2018, LB944, section 43, is amended to read:

24            Sec. 43. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

25            Program No. 158 - Education Aid

26		<u>FY2017-18</u>	<u>FY2018-19</u>
27	<u>GENERAL FUND</u>	<u>1,225,680,458</u>	<u>1,226,205,079</u>
28	<u>GENERAL FUND</u>	<u>1,225,680,458</u>	<u>1,228,106,373</u>
29	CASH FUND	3,790,938	3,790,938

1	FEDERAL FUND est.	312,630,674	312,630,674
2	<u>PROGRAM TOTAL</u>	<u>1,542,102,070</u>	<u>1,542,626,691</u>
3	<del>PROGRAM TOTAL</del>	<del>1,542,102,070</del>	<del>1,544,527,985</del>

4 There is included in the appropriation to this program for FY2017-18  
5 \$1,225,680,458 General Funds, \$3,790,938 Cash Funds, and \$312,630,674  
6 Federal Funds estimate for state aid, which shall only be used for such  
7 purpose. There is included in the appropriation to this program for  
8 FY2018-19 \$1,226,205,079 ~~\$1,228,106,373~~ General Funds, \$3,790,938 Cash  
9 Funds, and \$312,630,674 Federal Funds estimate for state aid, which shall  
10 only be used for such purpose.

11 There is included in the amount shown for FY2017-18 \$973,666,434  
12 General Funds which are hereby appropriated to the Tax Equity and  
13 Educational Opportunities Fund, which fund is hereby appropriated to  
14 provide state aid to public school districts pursuant to the Tax Equity  
15 and Educational Opportunities Support Act. There is included in the  
16 amount shown for FY2018-19 \$972,606,681 ~~\$974,507,975~~ General Funds which  
17 are hereby appropriated to the Tax Equity and Educational Opportunities  
18 Fund, which fund is hereby appropriated to provide state aid to public  
19 school districts pursuant to the Tax Equity and Educational Opportunities  
20 Support Act.

21 There is included in the amount shown for this program \$224,283,748  
22 General Funds provided as state aid for FY2017-18 for special education  
23 reimbursement. There is included in the amount shown for this program  
24 \$226,526,585 General Funds provided as state aid for FY2018-19 for  
25 special education reimbursement.

26 There is included in the amount shown for this program \$456,190  
27 General Funds provided as state aid for FY2017-18 and \$446,880 General  
28 Funds provided as state aid for FY2018-19 to carry out the provisions of  
29 subsection (2) of section 79-734.

30 There is included in the amount shown for this program \$9,970,377

1 General Funds provided as state aid for FY2017-18 and \$9,766,900 General  
2 Funds provided as state aid for FY2018-19 for core services for  
3 educational service units.

4 There is included in the amount shown for this program \$3,111,206  
5 General Funds provided as state aid for FY2017-18 and \$3,047,712 General  
6 Funds provided as state aid for FY2018-19 for technology infrastructure  
7 for educational service units.

8 There is included in the amount shown for this program \$276,021  
9 General Funds provided as state aid for FY2017-18 and \$270,388 General  
10 Funds provided as state aid for FY2018-19 for distance education aid to  
11 educational service units.

12 There is included in the amount shown for this program \$611,168  
13 General Funds provided as state aid for FY2017-18 and \$617,898 General  
14 Funds provided as state aid for FY2018-19 for the school breakfast  
15 program.

16 There is included in the amount shown for this program \$384,191  
17 General Funds provided as state aid for FY2017-18 and \$376,351 General  
18 Funds provided as state aid for FY2018-19 for the school lunch program.

19 There is included in the amount shown for this program \$128,200  
20 General Funds provided as state aid for FY2017-18 and \$126,400 General  
21 Funds provided as state aid for FY2018-19 for the Summer Food Service  
22 Program.

23 There is included in the amount shown for this program \$210,371  
24 General Funds provided as state aid for FY2017-18 and \$206,077 General  
25 Funds provided as state aid for FY2018-19 for adult basic education  
26 programs.

27 There is included in the amount shown for this program \$735,000  
28 General Funds provided as state aid for FY2017-18 and \$720,000 General  
29 Funds provided as state aid for FY2018-19 for aid to institutions  
30 offering high school equivalency programs.

31 There is included in the amount shown for this program \$3,546,970

1 General Funds provided as state aid for FY2017-18 and \$3,474,583 General  
2 Funds provided as state aid for FY2018-19 for early childhood education  
3 projects.

4 There is included in the amount shown for this program \$4,900,000  
5 General Funds provided as state aid for FY2017-18 and \$4,800,000 General  
6 Funds provided as state aid for FY2018-19 for the Early Childhood  
7 Education Grant Program for at-risk children from birth to age three. It  
8 is the intent of the Legislature that a maximum of five percent of  
9 General Funds appropriated each fiscal year for the Early Childhood  
10 Education Grant Program for at-risk children from birth to age three may  
11 be used for evaluation and technical assistance.

12 There is included in the amount shown for this program \$98,000  
13 General Funds provided as state aid for FY2017-18 and \$96,000 General  
14 Funds provided as state aid for FY2018-19 for scholarships for early  
15 childhood education providers.

16 There is included in the amount shown for this program \$67,620  
17 General Funds provided as state aid for FY2017-18 and \$66,240 General  
18 Funds provided as state aid for FY2018-19 for incentive bonuses for  
19 providers of child care and early childhood education programs.

20 There is included in the amount shown for this program \$392,000  
21 General Funds provided as state aid for FY2017-18 and \$384,000 General  
22 Funds provided as state aid for FY2018-19 for the Nurturing Healthy  
23 Behaviors program.

24 There is included in the amount shown for this program \$500,000  
25 General Funds provided as state aid for FY2017-18 and \$470,000 General  
26 Funds provided as state aid for FY2018-19 for learning community aid.

27 There is included in the amount shown for this program \$2,342,962  
28 General Funds provided as state aid for FY2017-18 and \$2,202,384 General  
29 Funds provided as state aid for FY2018-19 for programs for learners with  
30 high ability.

31 Sec. 22. Laws 2018, LB944, section 53, is amended to read:



1           Sec. 53. AGENCY NO. 16 – DEPARTMENT OF REVENUE

2           Program No. 108 - Homestead Exemption

3		FY2017-18	FY2018-19
4	<u>GENERAL FUND</u>	<u>81,300,000</u>	<u>85,400,000</u>
5	<del>GENERAL FUND</del>	<del>81,300,000</del>	<del>84,100,000</del>
6	<u>PROGRAM TOTAL</u>	<u>81,300,000</u>	<u>85,400,000</u>
7	<del>PROGRAM TOTAL</del>	<del>81,300,000</del>	<del>84,100,000</del>

8           There is included in the appropriation to this program for FY2017-18  
9           \$81,300,000 General Funds for state aid, which shall only be used for  
10          such purpose. There is included in the appropriation to this program for  
11          FY2018-19 ~~\$84,100,000~~ \$85,400,000 General Funds for state aid, which  
12          shall only be used for such purpose.

13          Sec. 23. Laws 2018, LB944, section 66, is amended to read:

14          Sec. 66. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

15          Program No. 250 - Juvenile Services Operations

16		FY2017-18	FY2018-19
17	GENERAL FUND	21,789,549	22,592,949
18	CASH FUND	1,106,866	1,124,985
19	FEDERAL FUND est.	770,917	831,688
20	PROGRAM TOTAL	23,667,332	24,549,622
21	SALARY LIMIT	13,661,053	13,805,090

22          The unexpended General Fund appropriation balance existing on June  
23          30, 2018, less \$3,000,000, is hereby reappropriated.

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

27          No. 315 - Office of Juvenile Services

28          No. 345 - Juvenile Community-Based Services

29          No. 371 - Youth Rehabilitation and Treatment Center-Geneva

30          No. 374 - Youth Rehabilitation and Treatment Center-Kearney

1           There is included in the appropriation to this program for FY2017-18  
2 \$1,000,000 Cash Funds for mental health services to juvenile offenders  
3 under section 43-407 from the Nebraska Health Care Cash Fund. There is  
4 included in the appropriation to this program for FY2018-19 \$1,000,000  
5 Cash Funds for mental health services to juvenile offenders under section  
6 43-407 from the Nebraska Health Care Cash Fund.

7           Sec. 24. Laws 2018, LB944, section 67, is amended to read:

8           Sec. 67. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

9           Program No. 344 - Children's Health Insurance

	FY2017-18	FY2018-19
11 <u>GENERAL FUND</u>	<u>3,663,940</u>	<u>3,178,073</u>
12 <del>GENERAL FUND</del>	<del>3,663,940</del>	<del>6,178,073</del>
13   CASH FUND	7,085,700	7,085,700
14   FEDERAL FUND est.	102,895,262	104,564,768
15 <u>PROGRAM TOTAL</u>	<u>113,644,902</u>	<u>114,828,541</u>
16 <del>PROGRAM TOTAL</del>	<del>113,644,902</del>	<del>117,828,541</del>

17           There is included in the appropriation to this program for FY2017-18  
18 \$3,663,940 General Funds, \$7,085,700 Cash Funds, and \$102,895,262 Federal  
19 Funds estimate for state aid, which shall only be used for such purpose.  
20 There is included in the appropriation to this program for FY2018-19  
21 \$3,178,073 ~~\$6,178,073~~ General Funds, \$7,085,700 Cash Funds, and  
22 \$104,564,768 Federal Funds estimate for state aid, which shall only be  
23 used for such purpose.

24           There is included in the appropriation to this program for FY2017-18  
25 \$6,835,700 Cash Funds for state aid from the Nebraska Health Care Cash  
26 Fund. There is included in the appropriation to this program for  
27 FY2018-19 \$6,835,700 Cash Funds for state aid from the Nebraska Health  
28 Care Cash Fund.

29           There is included in the amount shown as aid for this program for  
30 FY2017-18 up to \$250,000 Cash Funds and for FY2018-19 up to \$250,000 Cash

1 Funds from the Health and Human Services Cash Fund for the state match  
2 for utilization of the unused administrative cap as allowed under the  
3 Children's Health Insurance Program for payments to the Nebraska Regional  
4 Poison Center funded through the University of Nebraska Medical Center.  
5 The match is from Cash Funds transferred from the University of Nebraska  
6 Medical Center.

7 It is the intent of the Legislature that phased-down state  
8 contributions to the federal government as defined and required by the  
9 federal Medicare Prescription Drug, Improvement, and Modernization Act of  
10 2003 may be made from appropriations to this program.

11 Sec. 25. Laws 2018, LB944, section 68, is amended to read:

12 Sec. 68. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
13 Program No. 347 - Public Assistance

	FY2017-18	FY2018-19
14		
15 <u>GENERAL FUND</u>	<u>93,988,027</u>	<u>86,994,043</u>
16 <del>GENERAL FUND</del>	<del>93,988,027</del>	<del>94,994,043</del>
17 CASH FUND	3,560,000	3,560,000
18 FEDERAL FUND est.	110,125,004	110,125,004
19 <u>PROGRAM TOTAL</u>	<u>207,673,031</u>	<u>200,679,047</u>
20 <del>PROGRAM TOTAL</del>	<del>207,673,031</del>	<del>208,679,047</del>

21 There is included in the appropriation to this program for FY2017-18  
22 \$93,988,027 General Funds, \$3,560,000 Cash Funds, and \$110,125,004  
23 Federal Funds estimate for state aid, which shall only be used for such  
24 purpose. There is included in the appropriation to this program for  
25 FY2018-19 \$86,994,043 ~~\$94,994,043~~ General Funds, \$3,560,000 Cash Funds,  
26 and \$110,125,004 Federal Funds estimate for state aid, which shall only  
27 be used for such purpose.

28 There is included in the amount shown as aid for this program for  
29 FY2017-18 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund to  
30 aid in carrying out the Nebraska Lifespan Respite Services Program and to

1 provide payment to caregivers to purchase services under the respite  
2 subsidy program. There is included in the amount shown as aid for this  
3 program for FY2018-19 \$810,000 Cash Funds from the Nebraska Health Care  
4 Cash Fund to aid in carrying out the Nebraska Lifespan Respite Services  
5 Program and to provide payment to caregivers to purchase services under  
6 the respite subsidy program.

7 Sec. 26. Laws 2018, LB944, section 69, is amended to read:

8 Sec. 69. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

9 Program No. 348 - Medical Assistance

	FY2017-18	FY2018-19
11 <u>GENERAL FUND</u>	<u>835,565,260</u>	<u>869,012,184</u>
12 <del>GENERAL FUND</del>	<del>835,565,260</del>	<del>850,012,184</del>
13 CASH FUND	46,851,581	46,851,581
14 FEDERAL FUND est.	1,143,123,143	1,174,464,419
15 <u>PROGRAM TOTAL</u>	<u>2,025,539,984</u>	<u>2,090,328,184</u>
16 <del>PROGRAM TOTAL</del>	<del>2,025,539,984</del>	<del>2,071,328,184</del>

17 There is included in the appropriation to this program for FY2017-18  
18 \$835,565,260 General Funds, \$46,851,581 Cash Funds, and \$1,143,123,143  
19 Federal Funds estimate for state aid, which shall only be used for such  
20 purpose. There is included in the appropriation to this program for  
21 FY2018-19 \$869,012,184 ~~\$850,012,184~~ General Funds, \$46,851,581 Cash  
22 Funds, and \$1,174,464,419 Federal Funds estimate for state aid, which  
23 shall only be used for such purpose.

24 There is included in the amount shown as aid for this program for  
25 FY2017-18 \$4,765,896 Cash Funds for the continuation of the behavioral  
26 health provider rate increase and behavioral health provider rate  
27 increase for managed care, inpatient services, and residential treatment  
28 services provided with funds from the Nebraska Health Care Cash Fund.  
29 There is included in the amount shown as aid for this program for  
30 FY2018-19 \$4,765,896 Cash Funds for the continuation of the behavioral

1 health provider rate increase and behavioral health provider rate  
2 increase for managed care, inpatient services, and residential treatment  
3 services provided with funds from the Nebraska Health Care Cash Fund.

4 There is included in the amount shown as aid for this program for  
5 FY2017-18 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for  
6 a state plan amendment covering tobacco-use cessation in compliance with  
7 Title XIX of the federal Social Security Act. There is included in the  
8 amount shown as aid for this program for FY2018-19 \$450,000 Cash Funds  
9 from the Nebraska Health Care Cash Fund for a state plan amendment  
10 covering tobacco-use cessation in compliance with Title XIX of the  
11 federal Social Security Act. The smoking cessation funding for FY2017-18  
12 and FY2018-19 is for the costs of tobacco-use cessation counseling and  
13 tobacco-use cessation pharmaceuticals approved by the federal Food and  
14 Drug Administration for such purpose.

15 There is included in the appropriation to this program for FY2017-18  
16 \$5,067,237 Cash Funds from funds transferred from the University of  
17 Nebraska Medical Center and an estimated \$5,456,619 Federal Funds for  
18 supplemental payments to Nebraska Medicine. There is included in the  
19 appropriation to this program for FY2018-19 \$5,549,744 Cash Funds from  
20 funds transferred from the University of Nebraska Medical Center and an  
21 estimated \$6,083,888 Federal Funds for supplemental payments to Nebraska  
22 Medicine, for payments as allowed and approved by the Medicaid State Plan  
23 Amendment by the Centers for Medicare and Medicaid Services.

24 There is included in the appropriation to this program for FY2017-18  
25 \$2,600,000 General Funds and \$2,859,891 Federal Funds for rebasing rates  
26 by three percent for hospitals paid under the prospective payment system.  
27 There is included in the appropriation to this program for FY2018-19  
28 \$2,600,000 General Funds and \$2,962,687 Federal Funds for rebasing rates  
29 by three percent for hospitals paid under the prospective payment system.

30 It is the intent of the Legislature that phased-down state  
31 contributions to the federal government as defined and required by the

1 federal Medicare Prescription Drug, Improvement, and Modernization Act of  
2 2003 may be made from appropriations to this program.

3 The chief executive officer of the Department of Health and Human  
4 Services may certify to the budget administrator of the budget division  
5 of the Department of Administrative Services FY2017-18 and FY2018-19  
6 unexpended appropriation balances for Medical Assistance, Program No.  
7 348, available to transfer to Developmental Disabilities Aid, Program No.  
8 424, to be used only to maintain individuals with an intellectual or  
9 developmental disability in a medicaid program that best serves their  
10 needs at a cost that does not exceed the cost of services provided in an  
11 institution. The budget administrator of the budget division of the  
12 Department of Administrative Services shall administratively transfer  
13 during FY2017-18 and FY2018-19 available appropriations as certified by  
14 the chief executive officer of the Department of Health and Human  
15 Services from Medical Assistance, Program No. 348, to Developmental  
16 Disabilities Aid, Program No. 424.

17 It is the intent of the Legislature that the Division of  
18 Rehabilitation Services in the State Department of Education and the  
19 Division of Developmental Disabilities of the Department of Health and  
20 Human Services work collaboratively to focus on employment for  
21 individuals with disabilities and to maximize federal matching funds in  
22 compliance with the federal Workforce Innovation and Opportunity Act and  
23 the federal Home and Community-Based Services Final Rule.

24 Sec. 27. Laws 2018, LB944, section 70, is amended to read:

25 Sec. 70. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

26 Program No. 354 - Child Welfare Aid

27	FY2017-18	FY2018-19
28 <u>GENERAL FUND</u>	<u>190,749,126</u>	<u>189,071,388</u>
29 <del>GENERAL FUND</del>	<del>190,749,126</del>	<del>197,071,388</del>
30 CASH FUND	2,734,444	2,734,444

1	FEDERAL FUND est.	29,352,073	29,352,073
2	<u>PROGRAM TOTAL</u>	<u>222,835,643</u>	<u>221,157,905</u>
3	<del>PROGRAM TOTAL</del>	<del>222,835,643</del>	<del>229,157,905</del>

4 There is included in the appropriation to this program for FY2017-18  
 5 \$190,749,126 General Funds, \$2,734,444 Cash Funds, and \$29,352,073  
 6 Federal Funds estimate for state aid, which shall only be used for such  
 7 purpose. There is included in the appropriation to this program for  
 8 FY2018-19 ~~\$189,071,388~~ ~~\$197,071,388~~ General Funds, \$2,734,444 Cash Funds,  
 9 and \$29,352,073 Federal Funds estimate for state aid, which shall only be  
 10 used for such purpose.

11 There is included in the amount shown as aid for this program for  
 12 FY2017-18 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund  
 13 for the continuation of the behavioral health provider rate increase.  
 14 There is included in the amount shown as aid for this program for  
 15 FY2018-19 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund  
 16 for the continuation of the behavioral health provider rate increase.

17 Sec. 28. Laws 2018, LB944, section 94, is amended to read:

18 Sec. 94. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

19 Program No. 200 - Operations

	FY2017-18	FY2018-19	
20			
21	GENERAL FUND	206,213,457	210,210,525
22	CASH FUND	3,126,000	2,126,000
23	FEDERAL FUND est.	1,762,858	1,762,858
24	REVOLVING FUND est.	19,797,665	19,949,835
25	PROGRAM TOTAL	230,899,980	234,049,218
26	SALARY LIMIT	114,993,233	119,739,653

27 The unexpended General Fund appropriation balance existing on June  
 28 30, ~~2018~~ ~~2017~~, less ~~\$12,000,000~~ ~~\$238,195~~, is hereby reappropriated.

29 Included in the salary limitations provided by this section is  
 30 \$4,033,364 for FY2017-18 and \$4,033,364 for FY2018-19 for Revolving Fund

1 salaries for program classifications 390 and 563, that shall not be  
2 limited to the amounts shown.

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

- 6 No. 260 - Nebraska Correctional Youth Facility
- 7 No. 300 - Tecumseh Correctional Center
- 8 No. 368 - Lincoln Community Corrections Center
- 9 No. 369 - Omaha Community Corrections Center
- 10 No. 370 - Central Office
- 11 No. 372 - Nebraska State Penitentiary
- 12 No. 373 - Nebraska Center for Women - York
- 13 No. 375 - Diagnostic and Evaluation Center
- 14 No. 376 - Lincoln Correctional Center
- 15 No. 377 - Omaha Correctional Center
- 16 No. 386 - McCook Incarceration Work Camp
- 17 No. 390 - Federal Surplus Property
- 18 No. 495 - Department Central Warehouse
- 19 No. 563 - Correctional Industries

20 Revolving Fund expenditures shall not be limited to the amounts  
21 shown.

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

24 There is included in the appropriation to this program a salary  
25 limit increase of \$100,000 to fund the position of Justice Reinvestment  
26 Implementation Coordinator in the department who reports directly to the  
27 Director of Correctional Services. It is the intent of the Legislature  
28 for the coordinator to assist state agencies and committees, including,  
29 but not limited to, the Board of Parole, the Office of Probation  
30 Administration, the Nebraska Commission on Law Enforcement and Criminal  
31 Justice, the Justice Reinvestment Implementation Coordinating Committee,



1 and the Committee on Justice Reinvestment Oversight, in developing  
2 relevant implementation policies, procedures, manuals, and training  
3 curricula that utilize identified best practices. The coordinator shall  
4 also act as a liaison between the Governor, members of the Legislature,  
5 and any other relevant state agencies, bodies, or groups. The coordinator  
6 shall provide verbal and written progress reports, data, and information  
7 as requested to the Justice Reinvestment Implementation Coordinating  
8 Committee and the Committee on Justice Reinvestment Oversight.

9 Sec. 29. Laws 2018, LB944, section 109, is amended to read:

10 Sec. 109. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES  
11 Program No. 101 - Chief Information Officer

	FY2017-18	FY2018-19
12 GENERAL FUND	339,086	342,507
13 CASH FUND	-0-	<u>25,000</u>
14 PROGRAM TOTAL	<u>339,086</u>	<u>367,507</u>
15 PROGRAM TOTAL	<del>339,086</del>	<del>342,507</del>
16 SALARY LIMIT	224,051	226,036

17  
18 Sec. 30. Section 48-1,116, Revised Statutes Cumulative Supplement,  
19 2018, is amended to read:

20 48-1,116 The Compensation Court Cash Fund is hereby created. The  
21 fund shall be used to aid in providing for the expense of administering  
22 the Nebraska Workers' Compensation Act and the payment of the salaries  
23 and expenses of the personnel of the Nebraska Workers' Compensation  
24 Court.

25 ~~The State Treasurer shall transfer one million five hundred thousand~~  
26 ~~dollars from the Compensation Court Cash Fund to the General Fund after~~  
27 ~~June 15, 2019, and before June 30, 2019, on such dates as directed by the~~  
28 ~~budget administrator of the budget division of the Department of~~  
29 ~~Administrative Services.~~

30 All fees received pursuant to sections 48-120, 48-120.02, 48-138,

1 48-139, 48-145.04, and 48-165 shall be remitted to the State Treasurer  
2 for credit to the Compensation Court Cash Fund. The fund shall also  
3 consist of amounts credited to the fund pursuant to sections 48-1,113,  
4 48-1,114, and 77-912. The State Treasurer may receive and credit to the  
5 fund any money which may at any time be contributed to the state or the  
6 fund by the federal government or any agency thereof to which the state  
7 may be or become entitled under any act of Congress or otherwise by  
8 reason of any payment made from the fund.

9 Any money in the fund available for investment shall be invested by  
10 the state investment officer pursuant to the Nebraska Capital Expansion  
11 Act and the Nebraska State Funds Investment Act.

12 Sec. 31. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

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

24 (2) Total expenditures for permanent and temporary salaries and per  
25 diems shall be limited to the amount shown except when federal funds in  
26 excess of the amount shown are available and approved by the Governor.  
27 Expenditures for permanent and temporary salaries and per diems from such  
28 grants shall be in addition to the limitation on permanent and temporary  
29 salaries and per diems otherwise shown in this act. No agency shall  
30 request any state funds for continuation or replacement of any such  
31 personnel or activities in future budget requests. To the extent

1 feasible, requests for increases in the limitation on permanent and  
2 temporary salaries and per diems shall be addressed to the Appropriations  
3 Committee of the Legislature when the Legislature is in session.

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

8 (4) The limitation on expenditures for permanent and temporary  
9 salaries and per diems for FY2018-19 as enumerated in this act shall be  
10 the basis for continuation funding for each fiscal year of the succeeding  
11 biennium.

12 (5) The limitation on expenditures for permanent and temporary  
13 salaries and per diems for FY2017-18 shall be increased by certified  
14 encumbrance amounts from FY2016-17 for permanent and temporary salaries  
15 and per diems. The limitation on expenditures for permanent and temporary  
16 salaries and per diems for FY2018-19 shall be increased by certified  
17 encumbrance amounts from FY2017-18 for permanent and temporary salaries  
18 and per diems. Encumbered amounts shall be calculated in accordance with  
19 section 81-138.01.

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

24 (7) The budget administrator of the budget division of the  
25 Department of Administrative Services may administratively increase the  
26 limitation on expenditures for permanent and temporary salaries and per  
27 diems upon receipt of a request for such increase from the director of a  
28 state agency certifying the actual amount of the payment to a former  
29 employee of such agency, or his or her beneficiary upon the death of the  
30 employee, of accumulated vacation and sick leave pursuant to section  
31 81-1325 and the rules and regulations of the State Personnel System

1 governing such payments.

2       Sec. 32. Original Laws 2018, LB944, sections 27, 43, 53, 66, 67,  
3 68, 69, 70, 94, and 109; and section 48-1,116, Revised Statutes  
4 Cumulative Supplement, 2018, are repealed.

5       Sec. 33. Since an emergency exists, this act takes effect when  
6 passed and approved according to law.