

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 297

FINAL READING

Introduced by Speaker Scheer, 19; at the request of the Governor.

Read first time January 15, 2019

Committee: Appropriations

1 A BILL FOR AN ACT relating to appropriations; to define terms; to
2 appropriate funds for capital construction and property acquisition
3 as prescribed; to state intent; to require program statements and a
4 request for funding; to provide an operative date; and to declare an
5 emergency.

6 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 Sixth Legislature, First or Second Session, which
4 appropriates funds, FY2018-19 means the period July 1, 2018, through June
5 30, 2019, FY2019-20 means the period July 1, 2019, through June 30, 2020,
6 FY2020-21 means the period July 1, 2020, through June 30, 2021, FY2021-22
7 means the period July 1, 2021, through June 30, 2022, and FY2022-23 means
8 the period July 1, 2022, through June 30, 2023.

9 Sec. 2. APPROPRIATION LANGUAGE.

10 There are hereby appropriated, for FY2019-20 and FY2020-21, the sums
11 set forth in this act to each agency for each program from the respective
12 funds for capital construction projects, land acquisition, lease-purchase
13 arrangements, and major equipment acquisition, except as otherwise
14 appropriated.

15 Sec. 3. REAPPROPRIATION OF BALANCE, FY2019-20 to FY2020-21.

16 In addition to the appropriations set forth in this act, there are
17 hereby reappropriated all unexpended appropriation balances existing on
18 June 30, 2020, for FY2020-21 to the respective agencies, programs, and
19 funds listed in this act, except as otherwise provided in this act.

20 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

21 The definitions contained in the Nebraska Accounting System Manual,
22 and any amendments thereto, on file with the Clerk of the Legislature are
23 hereby adopted by the Legislature as the definitions for this act.

24 Sec. 5. DRAWING AND PAYING WARRANTS.

25 The Director of Administrative Services shall draw warrants upon the
26 proper fund in the state treasury for an amount not to exceed the
27 appropriations set forth in this act upon presentation of proper
28 documentation. The State Treasurer shall pay the warrants out of the
29 appropriate funds.

30 Sec. 6. It is the intent of the Legislature that the appropriations
31 for capital facilities follow an orderly and reasonable process based

1 upon defined and documented need and an analysis of the utilization of
2 existing facilities.

3 The biennial appropriations contained in this act covering FY2019-20
4 and FY2020-21, which have been designated for planning, require from the
5 agency a complete program statement prepared in accordance with the
6 Procedural Manual for Capital Construction as approved by the state
7 building division of the Department of Administrative Services. Projects
8 directly related to program continuation such as fire and life safety,
9 maintenance, utility improvements, handicapped access, and master
10 planning require a statement of needs prepared in accordance with the
11 manual. An appropriation for drawings and construction may be recommended
12 only after submission of an acceptable program statement or statement of
13 needs on or before September 15 to the state building division, the
14 budget division of the Department of Administrative Services, and the
15 Legislative Fiscal Analyst.

16 Program statements that have been submitted prior to FY2019-20 shall
17 be updated if necessary and resubmitted during the period July 1, 2019,
18 to September 1, 2019. Program statements that have been submitted prior
19 to FY2020-21 shall be updated if necessary and resubmitted during the
20 period July 1, 2020, to September 1, 2020, by agency priority. Such
21 priority shall be subject to final modification by the governing
22 authority of each agency on or before September 15, 2020.

23 Sec. 7. It is the intent of the Legislature that agencies should
24 construct or renovate facilities in such a manner as to provide the
25 greatest cost-effective energy savings possible. Design criteria
26 emphasizing efficiency, functionality, and energy conservation shall be
27 reflected in program statements, schematic design documents, design
28 development documents, and construction documents. The state building
29 division of the Department of Administrative Services and the Department
30 of Environment and Energy shall provide technical assistance to the state
31 agencies, upon request, to assist them in providing for energy-efficient

1 new or renovated facilities.

2 Sec. 8. AGENCY NO. 23 – DEPARTMENT OF LABOR

3 Program No. 903 - Department of Labor Administration Building HVAC

	FY2019-20	FY2020-21	FUTURE
4 CASH FUND	1,675,554	1,781,378	-0-
5 FEDERAL FUND est.	624,446	3,150,000	-0-
6 PROGRAM TOTAL	2,300,000	4,931,378	-0-

7
8 The Department of Labor is hereby authorized to proceed with the
9 design, planning, and construction related to facility renovation and
10 replacement of the heating, ventilating, and air conditioning systems at
11 the 550 Department of Labor Building in Lincoln, Nebraska.

12 Sec. 9. AGENCY NO. 27 – DEPARTMENT OF TRANSPORTATION

13 Program No. 901 - Facility Improvements

	FY2019-20	FY2020-21	FUTURE
14 CASH FUND	10,000,000	10,000,000	-0-
15 PROGRAM TOTAL	10,000,000	10,000,000	-0-

16
17 The Department of Transportation is hereby authorized to prepare
18 program statements on and design and build the following projects:

19 New maintenance facility – South Sioux City

20 New maintenance facility – Burwell

21 New maintenance facility – Valentine

22 Facility improvements – Atkinson

23 Facility improvements, small projects – Statewide

24 Sec. 10. AGENCY NO. 28 – DEPARTMENT OF VETERANS' AFFAIRS

25 Program No. 936 - Eastern Nebraska Veterans' Home Addition

	FY2019-20	FY2020-21	FUTURE
26 NEBRASKA CAPITAL			
27 CONSTRUCTION FUND	3,308,000	-0-	-0-
28 FEDERAL FUND est.	6,144,000	-0-	-0-
29 PROGRAM TOTAL	9,452,000	-0-	-0-

1 The Department of Veterans' Affairs is hereby authorized to proceed
2 with the design, planning, and construction of additional housing
3 capacity at the Eastern Nebraska Veterans' Home with the appropriation to
4 this program.

5 Sec. 11. AGENCY NO. 31 – MILITARY DEPARTMENT

6 Program No. 913 - 1776 Readiness Center Remodel

	FY2019-20	FY2020-21	FUTURE
7			
8	NEBRASKA CAPITAL		
9	100,000	500,000	500,000
10	100,000	500,000	500,000
11	200,000	1,000,000	1,000,000

12 The Military Department is hereby authorized to proceed with the
13 design, planning, and construction related to remodeling the facility and
14 consolidating or replacing or both the HVAC systems at the 1776 Readiness
15 Center in Lincoln, Nebraska.

16 Sec. 12. AGENCY NO. 31 – MILITARY DEPARTMENT

17 Program No. 914 - Penterman Readiness Center Medical Addition

	FY2019-20	FY2020-21	FUTURE
18			
19	NEBRASKA CAPITAL		
20	687,500	-0-	-0-
21	2,062,500	-0-	-0-
22	2,750,000	-0-	-0-

23 The Military Department is hereby authorized to proceed with the
24 design, planning, and remodeling of existing facilities and construction
25 of a new medical detachment addition at the readiness center in
26 Penterman, Nebraska.

27 Sec. 13. AGENCY NO. 31 – MILITARY DEPARTMENT

28 Program No. 925 - Federal Construction Projects

	FY2019-20	FY2020-21	FUTURE
29			
30	-0-	8,994,000	1,871,000

1 PROGRAM TOTAL -0- 8,994,000 1,871,000

2 The Military Department is hereby authorized to proceed with the
3 design, planning, and construction of a new maintenance shop in North
4 Platte, Nebraska.

5 Sec. 14. AGENCY NO. 31 – MILITARY DEPARTMENT

6 Program No. 927 - Readiness Center Paving Projects

7		FY2019-20	FY2020-21	FUTURE
8	FEDERAL FUND est.	-0-	485,000	-0-
9	PROGRAM TOTAL	-0-	485,000	-0-

10 The Military Department is hereby authorized to proceed with the
11 design, planning, and resurface paving of readiness center parking lot
12 projects in Broken Bow, Scottsbluff, and Sidney, Nebraska.

13 Sec. 15. AGENCY NO. 31 – MILITARY DEPARTMENT

14 Program No. 990 - Bellevue Readiness Center

15		FY2019-20	FY2020-21	FUTURE
16	FEDERAL FUND est.	29,000,000	1,554,000	-0-
17	PROGRAM TOTAL	29,000,000	1,554,000	-0-

18 The Military Department is hereby authorized to proceed with the
19 planning and construction related to a new National Guard Readiness
20 Center at Offutt Air Force Base in Bellevue, Nebraska.

21 Sec. 16. AGENCY NO. 33 – GAME AND PARKS COMMISSION

22 Program No. 901 - State Parks Facilities Deferred Maintenance

23		FY2019-20	FY2020-21	FUTURE
24	CASH FUND	5,800,000	5,800,000	-0-
25	PROGRAM TOTAL	5,800,000	5,800,000	-0-

26 The Game and Parks Commission is hereby authorized to make deferred
27 repairs and maintenance improvements at facilities in the state park
28 system and replace and upgrade facilities in the state park system with
29 the appropriation to this program.

30 Sec. 17. AGENCY NO. 33 – GAME AND PARKS COMMISSION

1	Program No. 924 - Wildlife Land Acquisition and Improvement			
2		FY2019-20	FY2020-21	FUTURE
3	CASH FUND	1,000,000	1,000,000	-0-
4	PROGRAM TOTAL	1,000,000	1,000,000	-0-

5 The Game and Parks Commission is hereby authorized to acquire and
 6 develop wildlife lands and waters statewide with the appropriation to
 7 this program.

8 Sec. 18. AGENCY NO. 33 – GAME AND PARKS COMMISSION

9 Program No. 966 - State Recreational Trails

10		FY2019-20	FY2020-21	FUTURE
11	CASH FUND	100,000	100,000	-0-
12	PROGRAM TOTAL	100,000	100,000	-0-

13 The Game and Parks Commission is hereby authorized to maintain the
 14 trail and to repair bridge decking on the Cowboy Trail.

15 Sec. 19. AGENCY NO. 33 – GAME AND PARKS COMMISSION

16 Program No. 969 - Improvements to State Recreation Areas

17		FY2019-20	FY2020-21	FUTURE
18	CASH FUND	500,000	500,000	-0-
19	PROGRAM TOTAL	500,000	500,000	-0-

20 The Game and Parks Commission is hereby authorized to make state
 21 recreation area improvements statewide with the appropriation to this
 22 program.

23 It is intended that the following projects be undertaken with funds
 24 appropriated to this program for FY2019-20:

25 Area improvements to implement master plan – Lake McConaughy and
 26 Lake Ogallala State Recreation Areas - \$500,000

27 It is intended that the following projects be undertaken with funds
 28 appropriated to this program for FY2020-21:

29 Area improvements to implement master plan – Lake McConaughy and
 30 Lake Ogallala State Recreation Areas - \$500,000

31 Sec. 20. AGENCY NO. 33 – GAME AND PARKS COMMISSION

1 Program No. 973 - Fish Production

2		FY2019-20	FY2020-21	FUTURE
3	CASH FUND	1,800,000	-0-	-0-
4	PROGRAM TOTAL	1,800,000	-0-	-0-

5 The Game and Parks Commission is hereby authorized to make fisheries
6 improvements statewide, such as improvements to hatcheries and the
7 acquisition and development of fishing access facilities, with the
8 appropriation to this program.

9 Sec. 21. AGENCY NO. 33 – GAME AND PARKS COMMISSION

10 Program No. 975 - Emergency Repairs - Parks

11		FY2019-20	FY2020-21	FUTURE
12	CASH FUND	950,000	950,000	-0-
13	PROGRAM TOTAL	950,000	950,000	-0-

14 The Game and Parks Commission is hereby authorized to make emergency
15 repairs statewide to facilities in the state park system with the
16 appropriation to this program.

17 Sec. 22. AGENCY NO. 33 – GAME AND PARKS COMMISSION

18 Program No. 976 - Emergency Repairs - Wildlife Areas

19		FY2019-20	FY2020-21	FUTURE
20	CASH FUND	300,000	300,000	-0-
21	PROGRAM TOTAL	300,000	300,000	-0-

22 The Game and Parks Commission is hereby authorized to make emergency
23 repairs statewide to wildlife areas with the appropriation to this
24 program.

25 Sec. 23. AGENCY NO. 33 – GAME AND PARKS COMMISSION

26 Program No. 979 - Cowboy Trail Emergency Repairs

27		FY2019-20	FY2020-21	FUTURE
28	CASH FUND	100,000	-0-	-0-
29	PROGRAM TOTAL	100,000	-0-	-0-

30 The Game and Parks Commission is hereby authorized to make repairs

1 to the Cowboy Trail with the appropriation to this program.

2 Sec. 24. AGENCY NO. 33 – GAME AND PARKS COMMISSION

3 Program No. 981 - Aquatic Habitat Enhancement and Restoration

	FY2019-20	FY2020-21	FUTURE
4 CASH FUND	3,000,000	2,500,000	-0-
6 PROGRAM TOTAL	3,000,000	2,500,000	-0-

7 The Game and Parks Commission is hereby authorized to enhance and
8 rehabilitate aquatic habitat statewide with the appropriation to this
9 program.

10 Sec. 25. AGENCY NO. 33 – GAME AND PARKS COMMISSION

11 It is the intent of the Legislature that the Game and Parks
12 Commission shall apply for and make maximum use of federal funding on all
13 capital construction projects which are eligible for such assistance. It
14 is the intent of the Legislature that all funds appropriated to the Game
15 and Parks Commission for capital construction projects shall only be
16 spent for the purpose of the original appropriation.

17 Sec. 26. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

18 Program No. 906 - RTC High Security Expansion

	FY2019-20	FY2020-21	FUTURE
19 NEBRASKA CAPITAL			
21 CONSTRUCTION FUND	2,080,000	31,989,000	14,891,000
22 PROGRAM TOTAL	2,080,000	31,989,000	14,891,000

23 The Department of Correctional Services is hereby authorized to
24 plan, design, and construct two new high security housing units with
25 design capacity up to three hundred eighty-four new beds, as well as
26 counseling and educational space and adjoining outdoor recreation areas
27 at the Reception and Treatment Center (Lincoln Corrections Center).

28 Sec. 27. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

29 Program No. 913 - Security System Upgrades

	FY2019-20	FY2020-21	FUTURE
30 NEBRASKA CAPITAL			

1	CONSTRUCTION FUND	1,250,000	1,250,000	-0-
2	PROGRAM TOTAL	1,250,000	1,250,000	-0-

3 The Department of Correctional Services is hereby authorized to
 4 upgrade security system components at various Department of Correctional
 5 Services facilities statewide, including, but not limited to: Upgrades at
 6 various facilities including replacement of perimeter detection systems
 7 at Nebraska State Penitentiary, Omaha Correctional Center, and Tecumseh
 8 State Correctional Institution; door control upgrades at the Nebraska
 9 Center for Women and Omaha Correctional Center; and numerous camera and
 10 recording upgrades at all facilities.

11 Sec. 28. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

12 Program No. 914 - Infrastructure and Maintenance

13		FY2019-20	FY2020-21	FUTURE
14	NEBRASKA CAPITAL			
15	CONSTRUCTION FUND	2,000,000	2,000,000	-0-
16	PROGRAM TOTAL	2,000,000	2,000,000	-0-

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

22 Sec. 29. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

23 Program No. 928 - Reception and Treatment Center

24		FY2019-20	FY2020-21	FUTURE
25	NEBRASKA CAPITAL			
26	CONSTRUCTION FUND	34,882,173	-0-	-0-
27	PROGRAM TOTAL	34,882,173	-0-	-0-

28 The Department of Correctional Services is hereby authorized to
 29 plan, design, renovate, and consolidate the Lincoln Correctional Center
 30 and the Diagnostic and Evaluation Center facilities, as well as plan,
 31 design, and construct up to three hundred new beds for behavioral health,

1 geriatric, and long-term medical needs for the purpose of creating a new
2 Reception and Treatment Center.

3 Sec. 30. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
4 COMMISSION

5 Program No. 905 - KLNE Lexington Transmitter

	FY2019-20	FY2020-21	FUTURE
6 NEBRASKA CAPITAL			
8 CONSTRUCTION FUND	480,000	-0-	-0-
9 PROGRAM TOTAL	480,000	-0-	-0-

10 The Nebraska Educational Telecommunications Commission is hereby
11 authorized to replace the transmitter at KLNE Lexington.

12 Sec. 31. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
13 COMMISSION

14 Program No. 908 - Tower Lighting Project

	FY2019-20	FY2020-21	FUTURE
15 GENERAL FUND	135,000	28,000	-0-
17 NEBRASKA CAPITAL			
18 CONSTRUCTION FUND	135,000	140,000	-0-
19 PROGRAM TOTAL	270,000	168,000	-0-

20 The Nebraska Educational Telecommunications Commission is hereby
21 authorized to replace the tower lighting system at KTNE Alliance and KUON
22 Ithaca.

23 Sec. 32. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
24 COMMISSION

25 Program No. 918 - KXNE Norfolk Transmitter

	FY2019-20	FY2020-21	FUTURE
26 NEBRASKA CAPITAL			
28 CONSTRUCTION FUND	-0-	427,000	-0-
29 PROGRAM TOTAL	-0-	427,000	-0-

30 The Nebraska Educational Telecommunications Commission is hereby

1 authorized to replace the transmitter at KXNE Norfolk.

2 Sec. 33. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
3 COMMISSION

4 Program No. 928 - Radio Transmission Equipment Replacement

	FY2019-20	FY2020-21	FUTURE
5 NEBRASKA CAPITAL			
6 CONSTRUCTION FUND	270,000	120,000	-0-
7 PROGRAM TOTAL	270,000	120,000	-0-

9 The Nebraska Educational Telecommunications Commission is hereby
10 authorized to replace the radio transmission equipment at KTNE Alliance
11 and KRNE Merriman.

12 Sec. 34. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
13 COLLEGES

14 Program No. 903 - State College Facilities - Sports Facilities
15 Projects

	FY2019-20	FY2020-21	FUTURE
16 CASH FUND	300,000	300,000	3,000,000
17 PROGRAM TOTAL	300,000	300,000	3,000,000

19 The Board of Trustees of the Nebraska State Colleges is hereby
20 authorized to renovate and construct or improve facilities for
21 intercollegiate athletics and student fitness, recreation, and sport
22 activities at the Nebraska State Colleges.

23 Sec. 35. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
24 COLLEGES

25 Program No. 919 - State College Facilities Program of 2006

	FY2019-20	FY2020-21	FUTURE
26 GENERAL FUND	1,125,000	1,125,000	10,125,000
27 REVOLVING FUND est.	1,200,000	1,440,000	12,960,000
28 PROGRAM TOTAL	2,325,000	2,565,000	23,085,000

30 The Legislature hereby acknowledges and reaffirms the directive made
31 by sections 85-423, 85-424, and 85-425, which authorizes the Board of

1 Trustees of the Nebraska State Colleges to make expenditures from the
2 State College Facilities Program of 2006 exclusively for projects
3 outlined in section 85-424.

4 Sec. 36. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
5 COLLEGES

6 Program No. 920 - Board Facilities Fee Fund Projects

	FY2019-20	FY2020-21	FUTURE
8 REVOLVING FUND est.	900,000	660,000	6,600,000
9 PROGRAM TOTAL	900,000	660,000	6,600,000

10 The Legislature hereby acknowledges and reaffirms provisions of
11 section 85-328 which authorize amounts accumulated in the State College
12 Facility Fee Fund to be expended for the purpose of paying the cost of
13 capital improvement projects approved by the Board of Trustees of the
14 Nebraska State Colleges for facilities on campuses or lands owned or
15 controlled by the board.

16 Sec. 37. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
17 COLLEGES

18 Program No. 933 - Chadron State College Rangeland Center, Wayne
19 State College U.S. Conn Library, and Chadron State College Math Science
20 Building

	FY2019-20	FY2020-21	FUTURE
22 GENERAL FUND	2,216,000	2,216,000	31,024,000
23 PROGRAM TOTAL	2,216,000	2,216,000	31,024,000

24 The Board of Trustees of the Nebraska State Colleges is hereby
25 authorized to construct laboratory, classroom, office, and herbarium
26 space for a Rangeland Center at Chadron State College. The amount of
27 Rangeland Center project costs to be met by appropriations pursuant to
28 this section is estimated at \$3,696,470. The board is also authorized to
29 renovate the U.S. Conn Library at Wayne State College. The amount of U.S.
30 Conn Library project costs to be met by appropriations pursuant to this
31 section is estimated at \$12,000,000. The board is also authorized to

1 renovate and construct an addition to the Math Science Building at
2 Chadron State College. The amount of project costs to be met by
3 appropriations pursuant to this section is estimated at \$24,094,000. The
4 board is further authorized to expend such other amounts as it may secure
5 from other sources for completion of the projects.

6 Beginning with the fiscal year commencing July 1, 2013, and
7 continuing through the fiscal year ending June 30, 2035, the Legislature
8 shall appropriate each fiscal year from the General Fund an amount not
9 less than \$2,216,000 to be used by the board to pay the costs of
10 constructing a Rangeland Center at Chadron State College, renovating the
11 U.S. Conn Library at Wayne State College, and renovating and constructing
12 an addition to the Math Science Building at Chadron State College. The
13 board may enter into long-term financing contracts with any person, firm,
14 or corporation for the Rangeland Center, U.S. Conn Library, and Math
15 Science Building projects. The payments of the costs of the projects may
16 occur over a contract period not to extend beyond June 30, 2035.

17 The board shall not pledge the credit of the State of Nebraska for
18 the payment of any sum owing on account of such contract, except that
19 there may be pledged for the payment of any such contract any
20 appropriations made by the Legislature for such purpose. No contract
21 shall be entered into pursuant to this section without prior approval by
22 resolution by the board. The board may also convey, lease, or lease back
23 all or any part of the Rangeland Center, U.S. Conn Library, and Math
24 Science Building projects and the land on which such projects are
25 situated to such person, firm, or corporation as the board may contract
26 with pursuant to this section to facilitate the long-term payment of the
27 costs of the Rangeland Center, U.S. Conn Library, and Math Science
28 Building projects. Any such conveyance or lease shall provide that when
29 the costs of the Rangeland Center, U.S. Conn Library, and Math Science
30 Building projects have been paid, together with interest and other costs
31 thereon, the Rangeland Center, U.S. Conn Library, and Math Science

1 Building projects and the land on which such projects are located shall
2 become the property of the board. The board may schedule contractual
3 payments on a monthly, quarterly, or semiannual basis consistent with the
4 state fiscal year. On or before August 31, 2035, any funds appropriated
5 from the General Fund for the projects held in the state treasury and
6 held by any trustee which are not necessary to meet the terms of any
7 long-term financing agreements entered into pursuant to this section
8 shall be transferred to the General Fund.

9 The Legislature finds and determines that the Rangeland Center, U.S.
10 Conn Library, and Math Science Building projects are of critical
11 importance to the State of Nebraska. It is the intent of the Legislature
12 that the appropriations for the Rangeland Center, U.S. Conn Library, and
13 Math Science Building projects shall not be reduced until all contracts
14 and securities relating to the construction and financing of the
15 Rangeland Center, U.S. Conn Library, and Math Science Building projects
16 are completed or paid but in no case shall such appropriations extend
17 beyond the fiscal year ending June 30, 2035.

18 No amount appropriated pursuant to this section may be applied by
19 the board to a project or financing to complete renovation of and
20 construction of an addition to the Math Science Building until existing
21 financing contracts of the board related to the Rangeland Center and U.S.
22 Conn Library projects have been provided for or paid.

23 Sec. 38. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA
24 Program No. 906 - NU Facilities Renewal

25 It is the intent of the Legislature that after the terms of any
26 long-term financing agreements have been met for the Nebraska College of
27 Technical Agriculture at Curtis Education Center, the annual \$820,000
28 General Fund appropriation as contained in Laws 2017, LB 330, section 35,
29 be continued through 2050. The annual \$820,000 General Fund appropriation
30 shall be used for renewal, renovations, or repair of existing university
31 facilities.

1 It is the intent of the Legislature that after the terms of any
2 long-term financing agreements have been met for the Veterinary
3 Diagnostic Center, the annual \$5,101,000 General Fund appropriation as
4 contained in Laws 2017, LB 330, section 36, be continued not to exceed
5 \$2,165,928 through 2050. The annual \$2,165,928 General Fund appropriation
6 shall be used for renewal, renovations, or repair of existing university
7 facilities.

8 It is the intent of the Legislature that after the terms of any
9 long-term financing agreements have been met for the College of Nursing
10 Building - Lincoln Division, the annual \$1,477,000 General Fund
11 appropriation as contained in Laws 2017, LB 330, section 37, be continued
12 through 2050. The annual \$1,477,000 General Fund appropriation shall be
13 used for renewal, renovations, or repair of existing university
14 facilities.

15 The Board of Regents of the University of Nebraska may enter into
16 long-term financing contracts with any person, firm, or corporation to
17 finance university facilities. The Board of Regents may also convey,
18 lease, or lease back all or any part of the university facilities and the
19 land on which any such facility is situated to such person, firm, or
20 corporation as the Board of Regents may contract with pursuant to this
21 section to facilitate the long-term payment of the cost of the
22 facilities. Any such conveyance or lease shall provide that when the cost
23 of the facility has been paid, together with interest and other costs
24 thereon, the facility and the land on which such facility is located
25 shall become the property of the Board of Regents. The Board of Regents
26 may schedule contractual payments on a monthly, quarterly, or semiannual
27 basis consistent with the state fiscal year.

28 Payment of the costs of the renewal, renovation, or repair of
29 existing university facilities for which the General Fund appropriations
30 described in this section are identified as a repayment source may occur
31 over a contract period not to extend beyond June 30, 2050. The Board of

1 Regents shall not pledge the credit of the State of Nebraska for any such
2 contract, except that there may be pledged for payment of any such
3 contract any appropriations made by the Legislature for such purpose.

4 It is the intent of the Legislature that the appropriations
5 described in this section shall not be reduced until all contracts and
6 securities relating to the construction and financing of the facilities
7 are completed or paid but in no case shall such appropriations extend
8 beyond the fiscal year ending June 30, 2050.

9 Sec. 39. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

11		FY2019-20	FY2020-21	FUTURE
12	GENERAL FUND	11,000,000	11,000,000	99,000,000
13	CASH FUND est.	11,000,000	11,000,000	89,025,950
14	PROGRAM TOTAL	22,000,000	22,000,000	188,025,950

15 The Legislature hereby acknowledges and reaffirms the directive made
16 by sections 85-420, 85-421, and 85-422, which authorizes the Board of
17 Regents to make expenditures from appropriated funds for the University
18 of Nebraska Facilities Program of 2006 exclusively for projects as
19 outlined in section 85-421.

20 Sec. 40. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

21 Program No. 930 - Nebraska College of Technical Agriculture at
22 Curtis Education Center

23		FY2019-20	FY2020-21	FUTURE
24	GENERAL FUND	820,000	820,000	1,402,000
25	PROGRAM TOTAL	820,000	820,000	1,402,000

26 The Board of Regents of the University of Nebraska is hereby
27 authorized to design and construct an Education Center at the Nebraska
28 College of Technical Agriculture at Curtis. The total project cost to be
29 supported from state funds is \$8,762,000. Nonstate tax funds of
30 \$1,000,000 shall be used to supplement the project.

31 The Board of Regents may enter into long-term financing contracts

1 with any person, firm, or corporation for the Education Center project.
 2 The payments of the costs of the project may occur over a contract period
 3 not to extend beyond June 30, 2025. The Board of Regents shall not pledge
 4 the credit of the State of Nebraska for the payment of any sum owing on
 5 account of such contracts, except that there may be pledged for payment
 6 of any such contracts any appropriations made by the Legislature for such
 7 purpose. No contracts shall be entered into pursuant to this section
 8 without prior approval by resolution of the Board of Regents. The Board
 9 of Regents may schedule contractual payments on a monthly, quarterly, or
 10 semiannual basis consistent with the state fiscal year. On or before
 11 August 31, 2025, any funds appropriated from the Nebraska Capital
 12 Construction Fund and the General Fund for the project held in the state
 13 treasury and held by any trustee which are not necessary to meet the
 14 terms of any long-term financing agreements entered into pursuant to this
 15 section shall be transferred to the General Fund.

16 Sec. 41. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

17 Program No. 939 - Veterinary Diagnostic Center

18		FY2019-20	FY2020-21	FUTURE
19	GENERAL FUND	5,101,000	2,733,600	-0-
20	PROGRAM TOTAL	5,101,000	2,733,600	-0-

21 Subject to the provisions of section 85-1414, the Board of Regents
 22 of the University of Nebraska is hereby authorized to design and
 23 construct a Veterinary Diagnostic Center at the University of Nebraska
 24 Institute of Agriculture and Natural Resources. The total project cost is
 25 estimated at \$45,644,000 of which \$4,150,000 is private or other funds.

26 Beginning with the fiscal year commencing July 1, 2016, and
 27 continuing through the fiscal year ending June 30, 2020, the Legislature
 28 shall appropriate each fiscal year from the General Fund an amount not
 29 less than \$5,101,000 to be used by the Board of Regents of the University
 30 of Nebraska to pay the costs of constructing a Veterinary Diagnostic
 31 Center. Beginning with the fiscal year commencing July 1, 2020, and

1 continuing through the fiscal year ending June 30, 2021, the Legislature
2 shall appropriate from the General Fund an amount not less than
3 \$2,165,928 to be used by the Board of Regents of the University of
4 Nebraska to pay the costs of constructing a Veterinary Diagnostic Center.
5 The board may enter into long-term financing contracts with any person,
6 firm, or corporation for the Veterinary Diagnostic Center project. The
7 board may not enter into long-term financing contracts until evidence is
8 provided to the budget administrator of the budget division of the
9 Department of Administrative Services that \$4,150,000 in private or other
10 funds have been received for this project. The payments of the costs of
11 the project may occur over a contract period not to extend beyond June
12 30, 2024. The board shall not pledge the credit of the State of Nebraska
13 for the payment of any sum owing on account of such contract, except that
14 there may be pledged for the payment of any such contract any
15 appropriations made by the Legislature for such purpose. No contract
16 shall be entered into pursuant to this section without prior approval by
17 resolution by the board. The board may also convey, lease, or lease back
18 all or any part of the Veterinary Diagnostic Center project and the land
19 on which such project is situated to such person, firm, or corporation as
20 the board may contract with pursuant to this section to facilitate the
21 long-term payment of the cost of the Veterinary Diagnostic Center
22 project. Any such conveyance or lease shall provide that when the cost of
23 the Veterinary Diagnostic Center project has been paid, together with
24 interest and other costs thereon, the Veterinary Diagnostic Center
25 project and the land on which such project is located shall become the
26 property of the board. The board may schedule contractual payments on a
27 monthly, quarterly, or semiannual basis consistent with the state fiscal
28 year. On or before August 31, 2024, any funds appropriated from the
29 General Fund for the project held in the state treasury and held by any
30 trustee which are not necessary to meet the terms of any long-term
31 financing agreements entered into pursuant to this section shall be

1 transferred to the General Fund. The Legislature finds and determines
 2 that the Veterinary Diagnostic Center project is of critical importance
 3 to the State of Nebraska. It is the intent of the Legislature that the
 4 appropriations for the Veterinary Diagnostic Center project shall not be
 5 reduced until all contracts and securities relating to the construction
 6 and financing of the Veterinary Diagnostic Center project are completed
 7 or paid but in no case shall such appropriations extend beyond the fiscal
 8 year ending June 30, 2024.

9 Sec. 42. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

10 Program No. 976 - College of Nursing Building - Lincoln Division

11		FY2019-20	FY2020-21	FUTURE
12	GENERAL FUND	1,477,000	1,477,000	1,580,327
13	PROGRAM TOTAL	1,477,000	1,477,000	1,580,327

14 The Board of Regents of the University of Nebraska is hereby
 15 authorized to design and construct a College of Nursing Building at the
 16 University of Nebraska-Lincoln. The total project cost is estimated at
 17 \$17,650,000 of which \$5,650,000 is private or other funds. Beginning with
 18 the fiscal year commencing July 1, 2013, and continuing through the
 19 fiscal year ending June 30, 2023, the Legislature shall appropriate each
 20 fiscal year from the General Fund an amount not less than \$1,477,000 to
 21 be used by the Board of Regents of the University of Nebraska to pay the
 22 costs of constructing a College of Nursing Building. The board may enter
 23 into long-term financing contracts with any person, firm, or corporation
 24 for the College of Nursing Building project. The board may not enter into
 25 long-term financing contracts until evidence is provided to the budget
 26 administrator of the budget division of the Department of Administrative
 27 Services that \$5,650,000 in private or other funds have been received for
 28 this project. The payments of the costs of the project may occur over a
 29 contract period not to extend beyond June 30, 2023. The board shall not
 30 pledge the credit of the State of Nebraska for the payment of any sum
 31 owing on account of such contract, except that there may be pledged for

1 the payment of any such contract any appropriations made by the
 2 Legislature for such purpose. No contract shall be entered into pursuant
 3 to this section without prior approval by resolution by the board. The
 4 board may also convey, lease, or lease back all or any part of the
 5 College of Nursing Building project and the land on which such project is
 6 situated to such person, firm, or corporation as the board may contract
 7 with pursuant to this section to facilitate the long-term payment of the
 8 costs of the College of Nursing Building project. Any such conveyance or
 9 lease shall provide that when the cost of the College of Nursing Building
 10 project has been paid, together with interest and other costs thereon,
 11 the College of Nursing Building project and the land on which such
 12 project is located shall become the property of the board. The board may
 13 schedule contractual payments on a monthly, quarterly, or semiannual
 14 basis consistent with the state fiscal year. On or before August 31,
 15 2023, any funds appropriated from the General Fund for the project held
 16 in the state treasury and held by any trustee which are not necessary to
 17 meet the terms of any long-term financing agreements entered into
 18 pursuant to this section shall be transferred to the General Fund.

19 The Legislature finds and determines that the College of Nursing
 20 Building project is of critical importance to the State of Nebraska. It
 21 is the intent of the Legislature that the appropriations for the College
 22 of Nursing Building project shall not be reduced until all contracts and
 23 securities relating to the construction and financing of the College of
 24 Nursing Building project are completed or paid but in no case shall such
 25 appropriations extend beyond the fiscal year ending June 30, 2023.

26 Sec. 43. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

27 Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning
 28 Systems Replacement

29		FY2019-20	FY2020-21	FUTURE
30	GENERAL FUND	16,391,811	8,089,861	41,374,174
31	PROGRAM TOTAL	16,391,811	8,089,861	41,374,174

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. The Legislature hereby acknowledges and reaffirms its intent to
 9 appropriate future amounts from the General Fund for completion of the
 10 project as follows: \$14,500,000 for FY2021-22; \$11,500,000 for FY2022-23;
 11 \$11,300,000 for FY2023-24; and \$4,074,174 for FY2024-25. The total
 12 project cost, including the appropriation in Program number 685 for the
 13 Capitol Heating, Ventilating, and Air Conditioning Systems Replacement
 14 project manager, shall not exceed \$106,008,106.

15 Sec. 44. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

16 Program No. 940 - Task Force for Building Renewal

17		FY2019-20	FY2020-21	FUTURE
18	CASH FUND	21,273,930	21,273,930	42,547,860
19	PROGRAM TOTAL	21,273,930	21,273,930	42,547,860

20 The Legislature hereby acknowledges and reaffirms the directive made
 21 by section 77-2602, which is to place amounts from the special privilege
 22 tax on cigarettes in the Building Renewal Allocation Fund for FY1997-98
 23 and continuing each fiscal year until all the purposes of the Deferred
 24 Building Renewal Act have been fulfilled. The Legislature hereby further
 25 acknowledges and reaffirms directives made by sections 81-188.01,
 26 81-188.03, and 81-188.05 to utilize amounts from certain depreciation
 27 charges credited to the State Building Renewal Assessment Fund,
 28 University Building Renewal Assessment Fund, and State College Building
 29 Renewal Assessment Fund for purposes as provided in the Deferred Building
 30 Renewal Act.

31 The appropriation to this program is for the purpose of carrying out

1 the provisions of the Deferred Building Renewal Act which includes
 2 deferred repair, fire and life safety projects, and compliance with the
 3 federal Americans with Disabilities Act (ADA) of 1990. Funds may also be
 4 spent on projects related to energy conservation. There is hereby
 5 appropriated any available federal funds, plus investment income thereon,
 6 for this program for FY2019-20 and FY2020-21. There is included in the
 7 appropriation to this program for FY2019-20 an amount not to exceed
 8 \$200,000 cash funds and for FY2020-21 an amount not to exceed \$200,000
 9 cash funds for building maintenance and renewal training, roof scans and
 10 other testing procedures, and consulting work.

11 The funds appropriated in this section for actual deferred repair,
 12 fire and life safety, compliance with the federal Americans with
 13 Disabilities Act of 1990, and energy conservation shall be matched by
 14 federal, private, and agency General, Cash, and Revolving Funds as
 15 determined by the Task Force for Building Renewal.

16 None of the funds appropriated to this program shall be used for
 17 operating budget compliance with the federal Americans with Disabilities
 18 Act of 1990. Expenditures for deferred repair, fire and life safety
 19 projects, and compliance with the federal Americans with Disabilities Act
 20 of 1990 may be made through the same program on the Allotment Status
 21 Report in the Nebraska Information System, except that expenditures for
 22 deferred repair, fire and life safety projects, and compliance with the
 23 federal Americans with Disabilities Act of 1990 shall each be kept
 24 separate by subprogram on the Budget Status Report in the Nebraska
 25 Information System or through the use of the Grant Project Status Report
 26 or some other accounting mechanism.

27 Sec. 45. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
 28 Program No. 984 - Planning Funds for Office/Parking Structure at
 29 Geothermal Well Field Site

	FY2019-20	FY2020-21	FUTURE
30			
31 REVOLVING FUND	4,000,000	-0-	-0-

1	PROGRAM TOTAL	4,000,000	-0-	-0-
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2 There is included in the appropriation to this program \$4,000,000
3 from the State Building Revolving Fund for FY2019-20 to aid in carrying
4 out the provisions of this section. The Department of Administrative
5 Services is authorized to undertake and complete all phases of project
6 planning for construction of a structure at the City of Lincoln block
7 bounded by 17th, 18th, K, and L Streets to accommodate state offices as
8 well as vehicle parking. The Director of Administrative Services shall
9 notify the Chairperson of the Appropriations Committee of the Legislature
10 upon completion of the schematic design phase of project planning for the
11 structure. Upon such notification, the chairperson shall schedule a
12 hearing of the Appropriations Committee at which the director shall
13 appear and provide a summary of the contents of the schematic design
14 planning document for the project, a timeline for subsequent planning
15 phases for the project, a timeline for construction of the structure, and
16 an update with respect to plans for financing construction and other
17 costs as may be associated with completion of the proposed project. The
18 department shall not proceed beyond the schematic design planning phase
19 for the project prior to the hearing as provided for in this section.

20 Sec. 46. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

21 Program No. 985 - Existing and Future Capitol Area Parking Needs
22 Analysis

		FY2019-20	FY2020-21	FUTURE
23				
24	REVOLVING FUND	150,000	-0-	-0-
25	PROGRAM TOTAL	150,000	-0-	-0-

26 There is included in the appropriation to this program \$150,000 from
27 the Capitol Buildings Parking Revolving Fund for FY2019-20 to aid in
28 carrying out the provisions of this section. The Department of
29 Administrative Services shall enter into a contract with a parking
30 consultant for professional analysis of existing parking and future
31 parking needs in the vicinity of the Capitol. Such analysis shall

1 include, but is not intended to be limited to, identification of existing
2 Capitol vicinity parking facilities, the capacity of such facilities,
3 parking needs as such relate to state employees assigned to the Capitol
4 and other Capitol vicinity locations, parking needs as such relate to
5 those visiting and conducting state-related business at the Capitol or
6 Capitol vicinity locations, and identification of best practices for a
7 parking system to meet related needs. The analysis shall also include
8 identification and prioritization of prospective sites for parking
9 facilities to meet identified parking needs and suggestions regarding
10 multi-use opportunities and possibilities for public-private and
11 intergovernmental partnerships to address state, city, and neighborhood
12 parking needs. The analysis shall be completed no later than January 1,
13 2020, and shall be submitted electronically to the Governor, the
14 Chairperson of the Executive Board of the Legislative Council, and the
15 Chairperson of the Appropriations Committee of the Legislature.

16 Sec. 47. There is hereby appropriated, unless otherwise specified,
17 for FY2019-20 and for FY2020-21 from undisbursed balances existing on
18 June 30, 2019, and on June 30, 2020, respectively, to each agency for
19 each program from the respective funds for capital construction as
20 follows:

21 (1) Agency No. 23 – Department of Labor

22 Program No. 903.

23 (2) Agency No. 25 – Department of Health and Human Services

24 Program No. 919.

25 (3) Agency No. 27 – Department of Transportation

26 Program No. 901, except that the unobligated biennium appropriation
27 balance shall lapse once all projects funded in that biennium are
28 completed, postponed to a future biennium, or indefinitely postponed.

29 (4) Agency No. 28 - Department of Veterans' Affairs

30 Program No. 904.

31 (5) Agency No. 31 – Military Department

1 Program Nos. 913, 914, 925, 927, and 990.

2 (6) Agency No. 33 – Game and Parks Commission

3 Program Nos. 900, 901, 902, 919, 924, 955, 960, 966, 967, 968, 969,
4 971, 972, 973, 975, 976, 977, 979, 981, and 987.

5 (7) Agency No. 46 – Department of Correctional Services

6 Program Nos. 906, 913, 914, 921, 927, 928, and 929.

7 (8) Agency No. 47 – Nebraska Educational Telecommunications
8 Commission

9 Program Nos. 905, 908, 918, and 928.

10 (9) Agency No. 50 – Board of Trustees of the Nebraska State Colleges

11 Program Nos. 901, 903, 904, 905, 906, 912, 919, 920, 921, 933, 954,
12 955, 994, and 997, and any additional construction programs
13 administratively created relating to the Board of Trustees of the
14 Nebraska State Colleges and its campuses which are funded through cash
15 funds, federal funds, revolving funds, or private gifts or donations.

16 (10) Agency No. 51 – University of Nebraska

17 Program Nos. 901, 902, 903, 906, 907, 909, 911, 914, 915, 917, 918,
18 919, 920, 921, 924, 926, 927, 930, 936, 937, 939, 942, 943, 944, 948,
19 950, 954, 956, 958, 961, 963, 964, 965, 967, 969, 974, 975, 976, 978,
20 981, 983, 984, 986, 987, 990, 992, 994, 996, and 998, and any additional
21 construction programs administratively created relating to the University
22 of Nebraska-Lincoln, the University of Nebraska at Omaha, the University
23 of Nebraska Medical Center, the University of Nebraska at Kearney, the
24 Nebraska College of Technical Agriculture at Curtis, and the University
25 of Nebraska Central Administration which are funded through cash funds,
26 federal funds, revolving funds, or private gifts or donations.

27 (11) Agency No. 65 – Department of Administrative Services

28 Program Nos. 901, 917, 922, 980, and 986.

29 Appropriations to program numbers pertaining to funding for the
30 Deferred Building Renewal Act other than Program number 940 are hereby
31 reappropriated.

1 Sec. 48. FEDERAL FUNDS.

2 Any federal funds not otherwise appropriated, any additional federal
3 funds made available to the credit of the State Treasurer, and any
4 unexpended balances in federal funds on the operative date of this act
5 are hereby appropriated and reappropriated to the agency and project for
6 which the funds were allocated by the federal government.

7 Sec. 49. GIFTS, BEQUESTS, AND DEVISES.

8 Any gift, bequest, or devise made available to the State of Nebraska
9 for any purpose or purposes, together with the income thereof, shall be
10 allocated to the expending agency designated by such donor or, if none is
11 designated by such donor, by the Governor.

12 Acceptance of a gift, bequest, or devise shall be subject to
13 approval by the expending agency and the following restrictions:

14 (1) No matching of state funds shall be required as a condition of
15 acceptance;

16 (2) Any gift or bequest of personal property in excess of \$10,000
17 shall be approved by the Governor before acceptance;

18 (3) Any gift or devise of real property in excess of \$10,000 shall
19 be approved by the Governor and the Legislature before acceptance
20 pursuant to sections 81-176 and 81-1108.33; and

21 (4) Sections 81-176 and 81-1108.33 shall govern the acquisition of
22 real property and structures with the proceeds of a gift, bequest, or
23 devise.

24 For purposes of this section, gifts, bequests, and devises shall
25 include, but not be limited to, donations, gifts, bequests, devises, and
26 grants from individuals, organizations, corporations, and similar
27 entities and from nonfederal governmental agencies.

28 At the discretion of the budget administrator of the budget division
29 of the Department of Administrative Services and the Accounting
30 Administrator of the Department of Administrative Services, expenditures
31 of funds from any gift, bequest, or devise may be expended through any

1 existing or administratively created cash fund account, revolving fund
2 account, or trust fund account, in which case the actual amount of the
3 gift, bequest, or devise is hereby appropriated to the expending agency,
4 for the purpose or purposes designated by the donor, in addition to the
5 amounts appropriated in this act. If no such cash fund account, revolving
6 fund account, or trust fund account exists, the Accounting Administrator
7 may create such fund account as is necessary to properly and separately
8 account for the gift, bequest, or devise, in which case the actual amount
9 of the gift, bequest, or devise is hereby appropriated to the expending
10 agency, for the purpose or purposes designated by the donor, in addition
11 to the amounts appropriated in this act.

12 This section shall not apply to the University of Nebraska.

13 Sec. 50. The One Hundred Sixth Legislature acknowledges that
14 Article III, section 22, of the Constitution of Nebraska provides that
15 each Legislature shall make appropriations for the expenses of the
16 government. Consistent with this provision, any appropriations enacted by
17 prior Legislatures for fiscal years beginning after June 30, 2019, are
18 null and void unless specifically reaffirmed by this Legislature.

19 Sec. 51. This act becomes operative on July 1, 2019.

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