

LEGISLATURE OF NEBRASKA
ONE HUNDRED NINTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1106

Introduced by Prokop, 27.

Read first time January 16, 2026

Committee:

- 1 A BILL FOR AN ACT relating to funds transfers; to amend section 71-7611,
- 2 Revised Statutes Supplement, 2025; to provide for transfers of funds
- 3 from the Nebraska Health Care Cash Fund to the Patient Safety Cash
- 4 Fund; to harmonize provisions; to repeal the original section; and
- 5 to declare an emergency.
- 6 Be it enacted by the people of the State of Nebraska,

1 **Section 1.** Section 71-7611, Revised Statutes Supplement, 2025, is
2 amended to read:

3 71-7611 (1) The Nebraska Health Care Cash Fund is created. The State
4 Treasurer shall transfer (a) sixty million three hundred thousand dollars
5 on or before July 15, 2014, (b) sixty million three hundred fifty
6 thousand dollars on or before July 15, 2015, (c) sixty million three
7 hundred fifty thousand dollars on or before July 15, 2016, (d) sixty
8 million seven hundred thousand dollars on or before July 15, 2017, (e)
9 five hundred thousand dollars on or before May 15, 2018, (f) sixty-one
10 million six hundred thousand dollars on or before July 15, 2018, (g)
11 sixty-two million dollars on or before July 15, 2019, (h) sixty-one
12 million four hundred fifty thousand dollars on or before July 15, 2020,
13 (i) sixty-six million two hundred thousand dollars on or before July 15,
14 2022, (j) fifty-six million seven hundred thousand dollars on or before
15 July 15, 2023, (k) fifty-four million dollars on or before July 15, 2024,
16 (l) fifty-nine million one hundred fifty thousand dollars on or before
17 July 1, 2025, and (m) sixty million one hundred fifty thousand dollars on
18 or before every July 15 thereafter from the Nebraska Medicaid
19 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement Trust
20 Fund to the Nebraska Health Care Cash Fund, except that such amount shall
21 be reduced by the amount of the unobligated balance in the Nebraska
22 Health Care Cash Fund at the time the transfer is made. The state
23 investment officer shall advise the State Treasurer on the amounts to be
24 transferred first from the Nebraska Medicaid Intergovernmental Trust Fund
25 until the fund balance is depleted and from the Nebraska Tobacco
26 Settlement Trust Fund thereafter in order to sustain such transfers in
27 perpetuity. The state investment officer shall report electronically to
28 the Legislature on or before October 1 of every even-numbered year on the
29 sustainability of such transfers. The Nebraska Health Care Cash Fund
30 shall also include money received pursuant to section 77-2602. Except as
31 otherwise provided by law, no more than the amounts specified in this

1 subsection may be appropriated or transferred from the Nebraska Health
2 Care Cash Fund in any fiscal year.

3 ~~It Except as otherwise provided in subsections (5) and (6) of this~~
4 ~~section,~~ it is the intent of the Legislature that no additional programs
5 are funded through the Nebraska Health Care Cash Fund until funding for
6 all programs with an appropriation from the fund during FY2012-13 are
7 restored to their FY2012-13 levels.

8 (2) Any money in the Nebraska Health Care Cash Fund available for
9 investment shall be invested by the state investment officer pursuant to
10 the Nebraska Capital Expansion Act and the Nebraska State Funds
11 Investment Act.

12 (3) The University of Nebraska and postsecondary educational
13 institutions having colleges of medicine in Nebraska and their affiliated
14 research hospitals in Nebraska, as a condition of receiving any funds
15 appropriated or transferred from the Nebraska Health Care Cash Fund,
16 shall not discriminate against any person on the basis of sexual
17 orientation.

18 (4) The State Treasurer shall transfer fifteen million dollars from
19 the Nebraska Health Care Cash Fund on or after July 1, 2022, but before
20 June 30, 2023, to the Board of Regents of the University of Nebraska for
21 the University of Nebraska Medical Center for pancreatic cancer research
22 at the University of Nebraska Medical Center. Transfers from the Nebraska
23 Health Care Cash Fund in this subsection shall be contingent upon receipt
24 of any matching funds from private or other sources, up to fifteen
25 million dollars, certified by the budget administrator of the budget
26 division of the Department of Administrative Services. Upon receipt of
27 any matching funds certified by the budget administrator, the State
28 Treasurer shall transfer an equal amount of funds to the Board of Regents
29 of the University of Nebraska.

30 (5) The State Treasurer shall transfer three hundred thousand
31 dollars on or before July 15 of each fiscal year to the Patient Safety

1 Cash Fund.

2 **Sec. 2.** Original section 71-7611, Revised Statutes Supplement,
3 2025, is repealed.

4 **Sec. 3.** Since an emergency exists, this act takes effect when
5 passed and approved according to law.