

LEGISLATURE OF NEBRASKA  
ONE HUNDRED SIXTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 669**

Introduced by Kolterman, 24.

Read first time January 23, 2019

Committee: Appropriations

- 1 A BILL FOR AN ACT relating to the Nebraska Health Care Cash Fund; to
- 2 amend section 71-7611, Reissue Revised Statutes of Nebraska; to
- 3 provide for a transfer of funds; to state intent; and to repeal the
- 4 original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-7611, Reissue Revised Statutes of Nebraska, 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 seventy-six ~~sixty-one~~ million three hundred fifty thousand dollars on or  
12 before July 15, 2019, and (h) sixty million four hundred fifty thousand  
13 dollars on or before every July 15 thereafter from the Nebraska Medicaid  
14 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement Trust  
15 Fund to the Nebraska Health Care Cash Fund, except that such amount shall  
16 be reduced by the amount of the unobligated balance in the Nebraska  
17 Health Care Cash Fund at the time the transfer is made. The state  
18 investment officer shall advise the State Treasurer on the amounts to be  
19 transferred first from the Nebraska Medicaid Intergovernmental Trust Fund  
20 until the fund balance is depleted and from the Nebraska Tobacco  
21 Settlement Trust Fund thereafter in order to sustain such transfers in  
22 perpetuity. The state investment officer shall report electronically to  
23 the Legislature on or before October 1 of every even-numbered year on the  
24 sustainability of such transfers. The Nebraska Health Care Cash Fund  
25 shall also include money received pursuant to section 77-2602. Except as  
26 otherwise provided by law, no more than the amounts specified in this  
27 subsection may be appropriated or transferred from the Nebraska Health  
28 Care Cash Fund in any fiscal year.

29 The State Treasurer shall transfer ten million dollars from the  
30 Nebraska Medicaid Intergovernmental Trust Fund to the General Fund on  
31 June 28, 2018, and June 28, 2019.

1           It is the intent of the Legislature that no additional programs are  
2 funded through the Nebraska Health Care Cash Fund until funding for all  
3 programs with an appropriation from the fund during FY2012-13 are  
4 restored to their FY2012-13 levels.

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

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

15           (4) The State Treasurer shall transfer fifty thousand dollars on or  
16 before July 15, 2016, from the Nebraska Health Care Cash Fund to the  
17 Board of Regents of the University of Nebraska for the University of  
18 Nebraska Medical Center. It is the intent of the Legislature that these  
19 funds be used by the College of Public Health for workforce training.

20           (5) It is the intent of the Legislature to appropriate to the Board  
21 of Regents of the University of Nebraska, Program 781, for FY2019-20,  
22 fifteen million dollars from the Nebraska Health Care Cash Fund for  
23 pancreatic cancer research at the University of Nebraska Medical Center.  
24 The appropriation is to be matched with fifteen million dollars in  
25 private or other funds. The University of Nebraska shall certify to the  
26 budget administrator of the Department of Administrative Services the  
27 receipt of the fifteen million dollars in matching funds prior to  
28 receiving the fifteen million dollars from the Nebraska Health Care Cash  
29 Fund.

30           (6) (5) It is the intent of the Legislature that the cost of the  
31 staff and operating costs necessary to carry out the changes made by Laws

1 2018, LB439, and not covered by fees or federal funds shall be funded  
2 from the Nebraska Health Care Cash Fund for fiscal years 2018-19 and  
3 2019-20.

4 Sec. 2. Original section 71-7611, Reissue Revised Statutes of  
5 Nebraska, is repealed.