

LEGISLATURE OF NEBRASKA
ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1413

Introduced by Speaker Arch, 14; at the request of the Governor.

Read first time January 18, 2024

Committee:

1 A BILL FOR AN ACT relating to funds; to amend sections 8-604, 29-2262.07,
2 37-323, 37-345, 37-431, 48-621, 48-622.01, 59-1608.04, and
3 81-1505.05, Reissue Revised Statutes of Nebraska, sections 61-405,
4 71-812, 79-810, 81-1201.21, 81-12,146, 81-1558, and 84-512, Revised
5 Statutes Cumulative Supplement, 2022, and sections 37-1804,
6 48-622.02, 61-224, 71-7611, 79-3501, 84-612, 85-2009, and 86-324,
7 Revised Statutes Supplement, 2023; to transfer and provide for the
8 transfer of funds; to create a fund; to change the use and
9 distribution of funds; to harmonize provisions; to repeal the
10 original sections; and to declare an emergency.
11 Be it enacted by the people of the State of Nebraska,

1 Section 1. The State Treasurer shall transfer \$7,500,000 from the
2 Probation Program Cash Fund to the General Fund on or after July 1, 2023,
3 but before June 30, 2024, on such dates and in such amounts as directed
4 by the budget administrator of the budget division of the Department of
5 Administrative Services.

6 Sec. 2. The State Treasurer shall transfer \$2,134,335 from the
7 General Fund to the Education Future Fund on or before June 30, 2024, on
8 such dates and in such amounts as directed by the budget administrator of
9 the budget division of the Department of Administrative Services.

10 Sec. 3. The State Treasurer shall transfer \$28,862,755 from the
11 General Fund to the Education Future Fund on or before June 30, 2025, on
12 such dates and in such amounts as directed by the budget administrator of
13 the budget division of the Department of Administrative Services.

14 Sec. 4. The State Treasurer shall transfer \$7,000,000 from the
15 Nebraska Education Improvement Fund to the Education Future Fund on or
16 before June 30, 2024, on such dates and in such amounts as directed by
17 the budget administrator of the budget division of the Department of
18 Administrative Services.

19 Sec. 5. The State Treasurer shall transfer \$5,000,000 from the
20 Nebraska Education Improvement Fund to the Education Future Fund on or
21 before June 30, 2025, on such dates and in such amounts as directed by
22 the budget administrator of the budget division of the Department of
23 Administrative Services.

24 Sec. 6. The State Treasurer shall transfer \$500,000 from the
25 Professional Practices Commission Fund to the Education Future Fund on or
26 before June 30, 2024, on such dates and in such amounts as directed by
27 the budget administrator of the budget division of the Department of
28 Administrative Services.

29 Sec. 7. The State Treasurer shall transfer \$3,000,000 from the
30 Community College Gap Assistance Program Fund to the Community College
31 Future Fund on or before June 30, 2024, on such dates and in such amounts

1 as directed by the budget administrator of the budget division of the
2 Department of Administrative Services.

3 Sec. 8. The State Treasurer shall transfer \$3,000,000 from the
4 Community College Gap Assistance Program Fund to the Community College
5 Future Fund on or before June 30, 2025, on such dates and in such amounts
6 as directed by the budget administrator of the budget division of the
7 Department of Administrative Services.

8 Sec. 9. The State Treasurer shall transfer the unexpended balance
9 from the Unemployment Insurance Admin Fund to the General Fund on or
10 before June 30, 2024, on such dates and in such amounts as directed by
11 the budget administrator of the budget division of the Department of
12 Administrative Services.

13 Sec. 10. The State Treasurer shall transfer the unexpended balance
14 from the Employment Security Administration Fund to the General Fund on
15 or before June 30, 2024, on such dates and in such amounts as directed by
16 the budget administrator of the budget division of the Department of
17 Administrative Services.

18 Sec. 11. The State Treasurer shall transfer \$3,000,000 from the
19 Records Management Cash Fund to the General Fund on or before June 30,
20 2024, on such dates and in such amounts as directed by the budget
21 administrator of the budget division of the Department of Administrative
22 Services.

23 Sec. 12. The State Treasurer shall transfer \$3,000,000 from the
24 Records Management Cash Fund to the General Fund on or before June 30,
25 2025, on such dates and in such amounts as directed by the budget
26 administrator of the budget division of the Department of Administrative
27 Services.

28 Sec. 13. The State Treasurer shall transfer \$1,500,000 from the
29 Secretary of State Cash Fund to the General Fund on or before June 30,
30 2024, on such dates and in such amounts as directed by the budget
31 administrator of the budget division of the Department of Administrative

1 Services.

2 Sec. 14. The State Treasurer shall transfer \$2,500,000 from the
3 Employment Security Special Contingent Fund to the General Fund on or
4 before June 30, 2024, on such dates and in such amounts as directed by
5 the budget administrator of the budget division of the Department of
6 Administrative Services.

7 Sec. 15. The State Treasurer shall transfer \$2,500,000 from the
8 Employment Security Special Contingent Fund to the General Fund on or
9 before June 30, 2025, on such dates and in such amounts as directed by
10 the budget administrator of the budget division of the Department of
11 Administrative Services.

12 Sec. 16. The State Treasurer shall transfer \$25,000,000 from the
13 Affordable Housing Trust Fund to the Rural Workforce Housing Investment
14 Fund on or before June 30, 2025, on such dates and in such amounts as
15 directed by the budget administrator of the budget division of the
16 Department of Administrative Services.

17 Sec. 17. The State Treasurer shall transfer \$5,000,000 from the
18 Civic and Community Center Financing Fund to the General Fund on or
19 before June 30, 2025, on such dates and in such amounts as directed by
20 the budget administrator of the budget division of the Department of
21 Administrative Services.

22 Sec. 18. The State Treasurer shall transfer the remaining
23 unexpended balance of the Job Training Cash Fund to the General Fund on
24 or before June 30, 2025, on such dates and in such amounts as directed by
25 the budget administrator of the budget division of the Department of
26 Administrative Services.

27 Sec. 19. The State Treasurer shall transfer \$9,000,000 from the
28 Site and Building Development Fund to the General Fund on or before June
29 30, 2025, on such dates and in such amounts as directed by the budget
30 administrator of the budget division of the Department of Administrative
31 Services.

1 Sec. 20. The State Treasurer shall transfer \$11,250,000 from the
2 Nebraska Telecommunications Universal Service Fund to the General Fund on
3 or before June 30, 2024, on such dates and in such amounts as directed by
4 the budget administrator of the budget division of the Department of
5 Administrative Services.

6 Sec. 21. The State Treasurer shall transfer \$2,000,000 from the
7 Nebraska Telecommunications Universal Service Fund to the General Fund on
8 or before June 30, 2025, on such dates and in such amounts as directed by
9 the budget administrator of the budget division of the Department of
10 Administrative Services.

11 Sec. 22. The State Treasurer shall transfer \$1,166,542 from the
12 Department of Motor Vehicles Cash Fund to the General Fund on or before
13 June 30, 2024, on such dates and in such amounts as directed by the
14 budget administrator of the budget division of the Department of
15 Administrative Services.

16 Sec. 23. The State Treasurer shall transfer \$526,716 from the
17 Department of Motor Vehicles Cash Fund to the General Fund on or before
18 June 30, 2025, on such dates and in such amounts as directed by the
19 budget administrator of the budget division of the Department of
20 Administrative Services.

21 Sec. 24. The State Treasurer shall transfer \$500,000 from the Clean
22 Air Title V Cash Fund to the General Fund on or before June 30, 2024, on
23 such dates and in such amounts as directed by the budget administrator of
24 the budget division of the Department of Administrative Services.

25 Sec. 25. The State Treasurer shall transfer \$500,000 from the Clean
26 Air Title V Cash Fund to the General Fund on or before June 30, 2025, on
27 such dates and in such amounts as directed by the budget administrator of
28 the budget division of the Department of Administrative Services.

29 Sec. 26. The State Treasurer shall transfer \$500,000 from the Waste
30 Reduction and Recycling Incentive Fund to the General Fund on or before
31 June 30, 2024, on such dates and in such amounts as directed by the

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

3 Sec. 27. The State Treasurer shall transfer \$1,000,000 from the
4 Waste Reduction and Recycling Incentive Fund to the General Fund on or
5 before June 30, 2025, on such dates and in such amounts as directed by
6 the budget administrator of the budget division of the Department of
7 Administrative Services.

8 Sec. 28. The State Treasurer shall transfer \$500,000 from the
9 Nebraska Litter Reduction and Recycling Fund to the General Fund on or
10 before June 30, 2024, on such dates and in such amounts as directed by
11 the budget administrator of the budget division of the Department of
12 Administrative Services.

13 Sec. 29. The State Treasurer shall transfer \$1,000,000 from the
14 Nebraska Litter Reduction and Recycling Fund to the General Fund on or
15 before June 30, 2025, on such dates and in such amounts as directed by
16 the budget administrator of the budget division of the Department of
17 Administrative Services.

18 Sec. 30. The State Treasurer shall transfer \$7,000,000 from the
19 State Game Fund to the General Fund on or before June 30, 2024, on such
20 dates and in such amounts as directed by the budget administrator of the
21 budget division of the Department of Administrative Services.

22 Sec. 31. The State Treasurer shall transfer \$2,500,000 from the
23 Nebraska Habitat Fund to the General Fund on or before June 30, 2024, on
24 such dates and in such amounts as directed by the budget administrator of
25 the budget division of the Department of Administrative Services.

26 Sec. 32. The State Treasurer shall transfer \$2,500,000 from the
27 State Park Cash Revolving Fund to the General Fund on or before June 30,
28 2024, on such dates and in such amounts as directed by the budget
29 administrator of the budget division of the Department of Administrative
30 Services.

31 Sec. 33. The State Treasurer shall transfer \$6,500,000 from the

1 Water Recreation Enhancement Fund to the General Fund on or before June
2 30, 2024, on such dates and in such amounts as directed by the budget
3 administrator of the budget division of the Department of Administrative
4 Services.

5 Sec. 34. The State Treasurer shall transfer \$4,000,000 from the
6 Department of Revenue Enforcement Fund to the General Fund on or before
7 June 30, 2024, on such dates and in such amounts as directed by the
8 budget administrator of the budget division of the Department of
9 Administrative Services.

10 Sec. 35. The State Treasurer shall transfer \$1,000,000 from the
11 Department of Revenue Enforcement Fund to the General Fund on or before
12 June 30, 2025, on such dates and in such amounts as directed by the
13 budget administrator of the budget division of the Department of
14 Administrative Services.

15 Sec. 36. The State Treasurer shall transfer \$7,000,000 from the
16 Charitable Gaming Operations Fund to the General Fund on or before June
17 30, 2024, on such dates and in such amounts as directed by the budget
18 administrator of the budget division of the Department of Administrative
19 Services.

20 Sec. 37. The State Treasurer shall transfer \$1,500,000 from the
21 Charitable Gaming Operations Fund to the General Fund on or before June
22 30, 2025, on such dates and in such amounts as directed by the budget
23 administrator of the budget division of the Department of Administrative
24 Services.

25 Sec. 38. The State Treasurer shall transfer \$2,000,000 from the
26 Financial Institution Assessment Cash Fund to the General Fund on or
27 before June 30, 2024, on such dates and in such amounts as directed by
28 the budget administrator of the budget division of the Department of
29 Administrative Services.

30 Sec. 39. The State Treasurer shall transfer \$2,000,000 from the
31 Financial Institution Assessment Cash Fund to the General Fund on or

1 before June 30, 2025, on such dates and in such amounts as directed by
2 the budget administrator of the budget division of the Department of
3 Administrative Services.

4 Sec. 40. The State Treasurer shall transfer \$7,000,000 from the
5 Professional and Occupational Credentialing Cash Fund to the General Fund
6 on or before June 30, 2024, on such dates and in such amounts as directed
7 by the budget administrator of the budget division of the Department of
8 Administrative Services.

9 Sec. 41. The State Treasurer shall transfer \$11,000,000 from the
10 Behavioral Health Services Fund to the General Fund on or before June 30,
11 2024, on such dates and in such amounts as directed by the budget
12 administrator of the budget division of the Department of Administrative
13 Services.

14 Sec. 42. The State Treasurer shall transfer \$4,000,000 from the
15 Behavioral Health Services Fund to the General Fund on or before June 30,
16 2025, on such dates and in such amounts as directed by the budget
17 administrator of the budget division of the Department of Administrative
18 Services.

19 Sec. 43. The State Treasurer shall transfer \$17,000,000 from the
20 Health and Human Services Cash Fund to the General Fund on or before June
21 30, 2024, on such dates and in such amounts as directed by the budget
22 administrator of the budget division of the Department of Administrative
23 Services.

24 Sec. 44. The State Treasurer shall transfer \$1,750,000 from the
25 Health and Human Services Cash Fund to the General Fund on or before June
26 30, 2025, on such dates and in such amounts as directed by the budget
27 administrator of the budget division of the Department of Administrative
28 Services.

29 Sec. 45. The State Treasurer shall transfer \$1,000,000 from the
30 Contractor and Professional Employer Organization Registration Cash Fund
31 to the General Fund on or before June 30, 2024, on such dates and in such

1 amounts as directed by the budget administrator of the budget division of
2 the Department of Administrative Services.

3 Sec. 46. The State Treasurer shall transfer \$1,000,000 from the
4 Nebraska Training and Support Cash Fund to the General Fund on or before
5 June 30, 2024, on such dates and in such amounts as directed by the
6 budget administrator of the budget division of the Department of
7 Administrative Services.

8 Sec. 47. The State Treasurer shall transfer \$60,000,000 from the
9 State Unemployment Insurance Trust Fund to the General Fund on or before
10 June 30, 2024, on such dates and in such amounts as directed by the
11 budget administrator of the budget division of the Department of
12 Administrative Services.

13 Sec. 48. The State Treasurer shall transfer \$50,000,000 from the
14 Jobs and Economic Development Initiative Fund to the Critical
15 Infrastructure Facilities Fund on or before June 30, 2024, on such dates
16 and in such amounts as directed by the budget administrator of the budget
17 division of the Department of Administrative Services.

18 Sec. 49. The Commission on African American Affairs Cash Fund is
19 hereby created. The fund shall be administered by the Commission on
20 African American Affairs. The fund shall consist of money from contracts,
21 fees, gifts, grants, or bequests from nonfederal sources received by the
22 state and any investment income earned on the fund. The fund may be used
23 to support the commission's operations pursuant to sections 81-2601 to
24 81-2607. Any money in the fund available for investment shall be invested
25 by the state investment officer pursuant to the Nebraska Capital
26 Expansion Act and the Nebraska State Funds Investment Act.

27 Sec. 50. Section 8-604, Reissue Revised Statutes of Nebraska, is
28 amended to read:

29 8-604 (1) The Financial Institution Assessment Cash Fund is hereby
30 created. The fund shall be used solely for the purposes of administering
31 and enforcing the laws specified in section 8-601. Transfers may be made

1 from the fund to the General Fund at the direction of the Legislature.

2 (2) Any money in the Financial Institution Assessment Cash Fund fund
3 available for investment shall be invested by the state investment
4 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
5 State Funds Investment Act.

6 Sec. 51. Section 29-2262.07, Reissue Revised Statutes of Nebraska,
7 is amended to read:

8 29-2262.07 The Probation Program Cash Fund is created. All funds
9 collected pursuant to section 29-2262.06 shall be remitted to the State
10 Treasurer for credit to the fund. Except as otherwise directed by the
11 Supreme Court during the period from November 21, 2009, until June 30,
12 2013, the fund shall be utilized by the administrator for the purposes
13 stated in subdivisions (14) and (17) of section 29-2252, except that the
14 State Treasurer shall, on or before June 30, 2011, on such date as
15 directed by the budget administrator of the budget division of the
16 Department of Administrative Services, transfer the amount set forth in
17 Laws 2009, LB1, One Hundred First Legislature, First Special Session.
18 Transfers may be made from the fund to the General Fund at the direction
19 of the Legislature. Any money in the Probation Program Cash Fund fund
20 available for investment shall be invested by the state investment
21 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
22 State Funds Investment Act.

23 On July 15, 2010, the State Treasurer shall transfer three hundred
24 fifty thousand dollars from the Probation Program Cash Fund to the
25 Violence Prevention Cash Fund. The Office of Violence Prevention shall
26 distribute such funds as soon as practicable after July 15, 2010, to
27 organizations or governmental entities that have submitted violence
28 prevention plans and that best meet the intent of reducing street and
29 gang violence and reducing homicides and injuries caused by firearms.

30 Sec. 52. Section 37-323, Reissue Revised Statutes of Nebraska, is
31 amended to read:

1 37-323 The secretary of the commission shall remit to the State
2 Treasurer all tax money and other funds received by him or her and shall
3 take the receipt of the treasurer therefor. The State Treasurer shall
4 credit such funds to the State Game Fund except as otherwise provided in
5 the Game Law.

6 The State Game Fund is created. Transfers may be made from the fund
7 to the General Fund at the direction of the Legislature. Any money in the
8 State Game Fund available for investment shall be invested by the state
9 investment officer pursuant to the Nebraska Capital Expansion Act and the
10 Nebraska State Funds Investment Act.

11 County clerks, other county officials, and the secretary of the
12 commission shall be liable upon their official bonds for failure to pay
13 over any of such funds coming into their hands. Any other agent who
14 receives permit fees under the Game Law or the rules and regulations of
15 the commission and who fails to remit the fees to the commission within a
16 reasonable time after demand by the commission shall be liable to the
17 commission in damages for double the amount of the funds wrongfully
18 withheld. Any agent who purposefully fails to remit such fees with the
19 intention of converting them is guilty of theft. The penalty for such
20 violation shall be determined by the amount converted as specified in
21 section 28-518.

22 Sec. 53. Section 37-345, Reissue Revised Statutes of Nebraska, is
23 amended to read:

24 37-345 (1) The commission may establish and collect reasonable fees
25 for the use of state park-operated facilities of a personal-service
26 nature, such as cabins, camps, swimming facilities, boats, and other
27 equipment or services of a similar nature. The commission, in its sole
28 discretion, may grant concessions in state park areas for the provisions
29 of certain appropriate services to the public, may grant permits for
30 certain land or other resource utilization commensurate with the purposes
31 of sections 37-337 to 37-348, and may prescribe and collect appropriate

1 fees or rentals therefor.

2 (2) The proceeds of all such fees, rentals, or other revenue from
3 operated facilities, concessions, or permits shall be credited to the
4 State Park Cash Revolving Fund, which fund is hereby created in the state
5 treasury, and shall be used by the commission solely for the improvement,
6 maintenance, and operation of the state parks. Transfers may be made from
7 the fund to the General Fund at the direction of the Legislature. Any
8 money in the State Park Cash Revolving Fund ~~fund~~ available for investment
9 shall be invested by the state investment officer pursuant to the
10 Nebraska Capital Expansion Act and the Nebraska State Funds Investment
11 Act.

12 Sec. 54. Section 37-431, Reissue Revised Statutes of Nebraska, is
13 amended to read:

14 37-431 (1)(a) The Nebraska Habitat Fund is created. The commission
15 shall remit fees received for annual and multiple-year habitat stamps and
16 annual and multiple-year Nebraska migratory waterfowl stamps to the State
17 Treasurer for credit to the Nebraska Habitat Fund. Any money in the fund
18 available for investment shall be invested by the state investment
19 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
20 State Funds Investment Act. Up to twenty-five percent of the annual
21 receipts of the fund may be spent by the commission to provide access to
22 private wildlife lands and habitat areas, and the remainder of the fund
23 shall not be spent until the commission has presented a habitat plan to
24 the Committee on Appropriations of the Legislature for its approval.

25 (b) Fees received for lifetime habitat stamps and lifetime Nebraska
26 migratory waterfowl stamps under the Game Law shall be credited to the
27 Nebraska Habitat Fund. Twenty-five percent of the fees for such stamps
28 shall not be expended but may be invested by the state investment officer
29 pursuant to the Nebraska Capital Expansion Act and the Nebraska State
30 Funds Investment Act. Income from such investments may be expended by the
31 commission pursuant to section 37-432.

1 (2)(a) The Nebraska Aquatic Habitat Fund is created. The commission
2 shall remit fees received for annual and multiple-year aquatic habitat
3 stamps and one dollar of the one-day fishing permit fee as provided in
4 section 37-426 to the State Treasurer for credit to the Nebraska Aquatic
5 Habitat Fund. Transfers may be made from the fund to the General Fund at
6 the direction of the Legislature. Any money in the Nebraska Aquatic
7 Habitat Fund fund available for investment shall be invested by the state
8 investment officer pursuant to the Nebraska Capital Expansion Act and the
9 Nebraska State Funds Investment Act. Up to thirty percent of the annual
10 receipts of the fund may be spent by the commission to provide public
11 waters angler access enhancements and to provide funding for the
12 administration of programs related to aquatic habitat and public waters
13 angler access enhancements, and the remainder of the fund shall not be
14 spent until the commission has presented a habitat plan to the Committee
15 on Appropriations and the Committee on Natural Resources of the
16 Legislature for their approval.

17 (b) Fees received for lifetime aquatic habitat stamps shall be
18 credited to the Nebraska Aquatic Habitat Fund and shall not be expended
19 but may be invested by the state investment officer pursuant to the
20 Nebraska Capital Expansion Act and the Nebraska State Funds Investment
21 Act. Income from such investments may be expended by the commission
22 pursuant to section 37-432.

23 (3) The secretary of the commission and any county clerk or public
24 official designated to sell habitat stamps, aquatic habitat stamps, or
25 Nebraska migratory waterfowl stamps shall be liable upon their official
26 bonds or equivalent commercial insurance policy for failure to remit the
27 money from the sale of the stamps, as required by sections 37-426 to
28 37-433, coming into their hands. Any agent who receives stamp fees and
29 who fails to remit the fees to the commission within a reasonable time
30 after demand by the commission shall be liable to the commission in
31 damages for double the amount of the funds wrongfully withheld. Any agent

1 who purposefully fails to remit such fees with the intention of
2 converting them is guilty of theft. The penalty for such violation shall
3 be determined by the amount converted as specified in section 28-518.

4 Sec. 55. Section 37-1804, Revised Statutes Supplement, 2023, is
5 amended to read:

6 37-1804 (1) The Water Recreation Enhancement Fund is created. The
7 fund shall be administered by the Game and Parks Commission. The State
8 Treasurer shall credit to the fund any money transferred to the fund by
9 the Legislature and such donations, gifts, bequests, or other money
10 received from any federal or state agency or public or private source.
11 Except as otherwise provided in subsections (2) and (3) of this section,
12 the fund shall be used for water and recreational projects pursuant to
13 the Water Recreation Enhancement Act. Transfers may be made from the fund
14 to the General Fund. Any money in the Water Recreation Enhancement Fund
15 ~~fund~~ available for investment shall be invested by the state investment
16 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
17 State Funds Investment Act. Any investment earnings from investment of
18 money in the fund shall be credited to the fund.

19 (2) For any amount credited to the fund from a source other than a
20 transfer authorized by the Legislature, the State Treasurer shall
21 transfer an equal amount from the Water Recreation Enhancement Fund to
22 the Jobs and Economic Development Initiative Fund at the end of the
23 fiscal year in which such funds were credited, on such dates as directed
24 by the budget administrator of the budget division of the Department of
25 Administrative Services to be used pursuant to section 61-405.

26 (3) Transfers may be made from the investment earnings in the Water
27 Recreation Enhancement Fund to the Panhandle Improvement Project Cash
28 Fund at the direction of the Legislature. The State Treasurer shall
29 transfer one million dollars on July 1, 2023, or as soon thereafter as
30 administratively possible, from the Water Recreation Enhancement Fund to
31 the Panhandle Improvement Project Cash Fund.

1 Sec. 56. Section 48-621, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 48-621 (1) The administrative fund shall consist of the Employment
4 Security Administration Fund and the Employment Security Special
5 Contingent Fund. Each fund shall be maintained as a separate and distinct
6 account in all respects, as follows:

7 (a) There is hereby created in the state treasury a special fund to
8 be known as the Employment Security Administration Fund. All money
9 credited to this fund is hereby appropriated and made available to the
10 Commissioner of Labor. All money in this fund shall be expended solely
11 for the purposes and in the amounts found necessary as defined by the
12 specific federal programs, state statutes, and contract obligations for
13 the proper and efficient administration of all programs of the Department
14 of Labor. The fund shall consist of all money appropriated by this state
15 and all money received from the United States of America or any agency
16 thereof, including the Department of Labor and the Railroad Retirement
17 Board, or from any other source for such purpose. Money received from any
18 agency of the United States or any other state as compensation for
19 services or facilities supplied to such agency, any amounts received
20 pursuant to any surety bond or insurance policy for losses sustained by
21 the Employment Security Administration Fund or by reason of damage to
22 equipment or supplies purchased from money in such fund, and any proceeds
23 realized from the sale or disposition of any equipment or supplies which
24 may no longer be necessary for the proper administration of such programs
25 shall also be credited to this fund. All money in the Employment Security
26 Administration Fund shall be deposited, administered, and disbursed in
27 the same manner and under the same conditions and requirements as
28 provided by law for other special funds in the state treasury. Any
29 balances in this fund, except balances of money therein appropriated from
30 the General Fund of this state, shall not lapse at any time. Fund
31 balances shall be continuously available to the commissioner for

1 expenditure consistent with the Employment Security Law. Transfers may be
2 made from the Employment Security Administration Fund to the General Fund
3 at the direction of the Legislature. Any money in the Employment Security
4 Administration Fund available for investment shall be invested by the
5 state investment officer pursuant to the Nebraska Capital Expansion Act
6 and the Nebraska State Funds Investment Act; and

7 (b) There is hereby created in the state treasury a special fund to
8 be known as the Employment Security Special Contingent Fund. Transfers
9 may be made from the fund to the General Fund at the direction of the
10 Legislature. Any money in the Employment Security Special Contingent Fund
11 available for investment shall be invested by the state investment
12 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
13 State Funds Investment Act. All money collected under section 48-655 as
14 interest on delinquent contributions, less refunds, shall be credited to
15 this fund from the clearing account of the Unemployment Compensation Fund
16 at the end of each calendar quarter. Such money shall not be expended or
17 available for expenditure in any manner to permit substitution for, or a
18 corresponding reduction in, federal funds which, in the absence of such
19 money, would be available to finance expenditures for the administration
20 of the unemployment insurance law. However, nothing in this section shall
21 prevent the money in the Employment Security Special Contingent Fund from
22 being used as a revolving fund to cover necessary and proper expenditures
23 under the law for which federal, state, or contractual funds are owed but
24 have not yet been received. Upon receipt of such funds, covered
25 expenditures shall be charged against such funds. Money in the Employment
26 Security Special Contingent Fund may only be used by the Commissioner of
27 Labor as follows:

28 (i) To replace within a reasonable time any money received by this
29 state pursuant to section 302 of the federal Social Security Act, as
30 amended, and required to be paid under section 48-622;

31 (ii) To meet special extraordinary and contingent expenses which are

1 deemed essential for good administration but which are not provided in
2 grants from the Secretary of Labor of the United States. No expenditures
3 shall be made from this fund for this purpose except on written
4 authorization by the Governor at the request of the Commissioner of
5 Labor; and

6 (iii) To be transferred to the Job Training Cash Fund.

7 (2)(a) Money credited to the account of this state in the
8 Unemployment Trust Fund by the United States Secretary of the Treasury
9 pursuant to section 903 of the Social Security Act may not be
10 requisitioned from this state's account or used except:

11 (i) For the payment of benefits pursuant to section 48-619; and

12 (ii) For the payment of expenses incurred for the administration of
13 the Employment Security Law and public employment offices. Money
14 requisitioned or used for this purpose must be pursuant to a specific
15 appropriation by the Legislature. Any such appropriation law shall
16 specify the amount and purposes for which the money is appropriated and
17 must be enacted before expenses may be incurred and money may be
18 requisitioned. Such appropriation is subject to the following conditions:

19 (A) Money may be obligated for a limited period ending not more than
20 two years after the effective date of the appropriation law; and

21 (B) An obligated amount shall not exceed the aggregate amounts
22 transferred to the account of this state pursuant to section 903 of the
23 Social Security Act less the aggregate of amounts used by this state
24 pursuant to the Employment Security Law and amounts charged against the
25 amounts transferred to the account of this state.

26 (b) For purposes of subdivision (2)(a)(ii)(B) of this section,
27 amounts appropriated for administrative purposes shall be charged against
28 transferred amounts when the obligation is entered into.

29 (c) The appropriation, obligation, and expenditure or other
30 disposition of money appropriated under this subsection shall be
31 accounted for in accordance with standards established by the United

1 States Secretary of Labor.

2 (d) Money appropriated as provided in this subsection for the
3 payment of administration expenses shall be requisitioned as needed for
4 the payment of obligations incurred under such appropriation. Upon
5 requisition, administration expenses shall be credited to the Employment
6 Security Administration Fund from which such payments shall be made.
7 Money so credited shall, until expended, remain a part of the Employment
8 Security Administration Fund. If not immediately expended, credited money
9 shall be returned promptly to the account of this state in the
10 Unemployment Trust Fund.

11 (e) Notwithstanding subdivision (2)(a) of this section, money
12 credited with respect to federal fiscal years 1999, 2000, and 2001 shall
13 be used solely for the administration of the unemployment compensation
14 program and are not subject to appropriation by the Legislature.

15 Sec. 57. Section 48-622.01, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 48-622.01 (1) There is hereby created in the state treasury a
18 special fund to be known as the State Unemployment Insurance Trust Fund.
19 All state unemployment insurance tax collected under sections 48-648 to
20 48-661, less refunds, shall be paid into the fund. Such money shall be
21 held in trust for payment of unemployment insurance benefits. Transfers
22 may be made from the fund to the General Fund at the direction of the
23 Legislature. Any money in the State Unemployment Insurance Trust Fund
24 ~~fund~~ available for investment shall be invested by the state investment
25 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
26 State Funds Investment Act, except that interest earned on money in the
27 fund shall be credited to the Nebraska Training and Support Cash Fund at
28 the end of each calendar quarter.

29 (2) The commissioner shall have the authority to determine when and
30 in what amounts withdrawals from the State Unemployment Insurance Trust
31 Fund for payment of benefits are necessary. Amounts withdrawn for payment

1 of benefits shall be immediately forwarded to the Secretary of the
2 Treasury of the United States of America to the credit of the state's
3 account in the Unemployment Trust Fund, any provision of law in this
4 state relating to the deposit, administration, release, or disbursement
5 of money in the possession or custody of this state to the contrary
6 notwithstanding.

7 (3) If and when the state unemployment insurance tax ceases to exist
8 as determined by the Governor, all money then in the State Unemployment
9 Insurance Trust Fund less accrued interest shall be immediately
10 transferred to the credit of the state's account in the Unemployment
11 Trust Fund, any provision of law in this state relating to the deposit,
12 administration, release, or disbursement of money in the possession or
13 custody of this state to the contrary notwithstanding. The determination
14 to eliminate the state unemployment insurance tax shall be based on the
15 solvency of the state's account in the Unemployment Trust Fund and the
16 need for training of Nebraska workers. Accrued interest in the State
17 Unemployment Insurance Trust Fund shall be credited to the Nebraska
18 Training and Support Cash Fund.

19 Sec. 58. Section 48-622.02, Revised Statutes Supplement, 2023, is
20 amended to read:

21 48-622.02 (1) The Nebraska Training and Support Cash Fund is
22 created. Any money in the fund available for investment shall be invested
23 by the state investment officer pursuant to the Nebraska Capital
24 Expansion Act and the Nebraska State Funds Investment Act. No
25 expenditures shall be made from the Nebraska Training and Support Cash
26 Fund without the written authorization of the Governor upon the
27 recommendation of the commissioner. Transfers may be made from the fund
28 to the General Fund at the direction of the Legislature. Any interest
29 earned on money in the State Unemployment Insurance Trust Fund shall be
30 credited to the Nebraska Training and Support Cash Fund.

31 (2) Money in the Nebraska Training and Support Cash Fund shall be

1 used for (a) administrative costs of establishing, assessing, collecting,
2 and maintaining state unemployment insurance tax liability and payments,
3 (b) administrative costs of creating, operating, maintaining, and
4 dissolving the State Unemployment Insurance Trust Fund and the Nebraska
5 Training and Support Cash Fund, (c) support of public and private job
6 training programs designed to train, retrain, or upgrade work skills of
7 existing Nebraska workers of for-profit and not-for-profit businesses,
8 (d) recruitment of workers to Nebraska, (e) training new employees of
9 expanding Nebraska businesses, (f) retention of existing employees of
10 Nebraska businesses, (g) the costs of creating a common web portal for
11 the attraction of businesses and workers to Nebraska, (h) developing and
12 conducting labor availability and skills gap studies pursuant to the
13 Sector Partnership Program Act, for which money may be transferred to the
14 Sector Partnership Program Fund as directed by the Legislature, and (i)
15 payment of unemployment insurance benefits if solvency of the state's
16 account in the Unemployment Trust Fund and of the State Unemployment
17 Insurance Trust Fund so require.

18 (3) The Administrative Costs Reserve Account is created within the
19 Nebraska Training and Support Cash Fund. Money shall be allocated from
20 the Nebraska Training and Support Cash Fund to the Administrative Costs
21 Reserve Account in amounts sufficient to pay the anticipated
22 administrative costs identified in subsection (2) of this section.

23 (4) The State Treasurer shall transfer two hundred fifty thousand
24 dollars from the Nebraska Training and Support Cash Fund to the Sector
25 Partnership Program Fund no later than July 15, 2016.

26 Sec. 59. Section 59-1608.04, Reissue Revised Statutes of Nebraska,
27 is amended to read:

28 59-1608.04 (1) The State Settlement Cash Fund is created. The fund
29 shall be maintained by the Department of Justice and administered by the
30 Attorney General. Except as otherwise provided by law, the fund shall
31 consist of all recoveries received pursuant to the Consumer Protection

1 Act, including any money, funds, securities, or other things of value in
2 the nature of civil damages or other payment, except criminal penalties,
3 whether such recovery is by way of verdict, judgment, compromise, or
4 settlement in or out of court, or other final disposition of any case or
5 controversy, or any other payments received on behalf of the state by the
6 Department of Justice and administered by the Attorney General for the
7 benefit of the state or the general welfare of its citizens, but
8 excluding all funds held in a trust capacity where specific benefits
9 accrue to specific individuals, organizations, or governments. The fund
10 may be expended for any allowable legal purposes as determined by the
11 Attorney General. Transfers from the State Settlement Cash Fund may be
12 made at the direction of the Legislature to the Nebraska Capital
13 Construction Fund, the Legal Education for Public Service and Rural
14 Practice Loan Repayment Assistance Fund, the Nebraska State Patrol Cash
15 Fund, and the General Fund. To provide necessary financial accountability
16 and management oversight, revenue from individual settlement agreements
17 or other separate sources credited to the State Settlement Cash Fund may
18 be tracked and accounted for within the state accounting system through
19 the use of separate and distinct funds, subfunds, or any other available
20 accounting mechanism specifically approved by the Accounting
21 Administrator for use by the Department of Justice. Any money in the fund
22 available for investment shall be invested by the state investment
23 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
24 State Funds Investment Act.

25 (2) The State Treasurer shall transfer two million five hundred
26 thousand dollars from the State Settlement Cash Fund to the Nebraska
27 Capital Construction Fund on July 1, 2013, or as soon thereafter as
28 administratively possible.

29 (3) The State Treasurer shall transfer eight hundred seventy-six
30 thousand nine hundred ninety-eight dollars from the State Settlement Cash
31 Fund to the General Fund on or before June 30, 2018, on such dates and in

1 such amounts as directed by the budget administrator of the budget
2 division of the Department of Administrative Services.

3 (4) The State Treasurer shall transfer one million seven hundred
4 fifty-six thousand six hundred thirty-nine dollars from the State
5 Settlement Cash Fund to the General Fund on or before June 30, 2019, on
6 such dates and in such amounts as directed by the budget administrator of
7 the budget division of the Department of Administrative Services.

8 (5) The State Treasurer shall transfer one hundred twenty-five
9 thousand dollars from the State Settlement Cash Fund to the Legal
10 Education for Public Service and Rural Practice Loan Repayment Assistance
11 Fund on or before April 30, 2018, on such dates and in such amounts as
12 directed by the budget administrator of the budget division of the
13 Department of Administrative Services.

14 (6) The State Treasurer shall transfer one hundred fifty thousand
15 dollars from the State Settlement Cash Fund to the Legal Education for
16 Public Service and Rural Practice Loan Repayment Assistance Fund on or
17 before July 9, 2018, on such dates and in such amounts as directed by the
18 budget administrator of the budget division of the Department of
19 Administrative Services.

20 Sec. 60. Section 61-224, Revised Statutes Supplement, 2023, is
21 amended to read:

22 61-224 There is hereby created the Critical Infrastructure
23 Facilities Cash Fund in the Department of Natural Resources. The fund
24 shall consist of funds ~~appropriated or~~ transferred by the Legislature.
25 The fund shall be used by the Department of Natural Resources (1) to
26 provide a grant to a natural resources district to offset costs related
27 to soil and water improvements intended to protect critical
28 infrastructure facilities within the district which includes military
29 installations, transportation routes, and wastewater treatment
30 facilities, (2) to provide a grant to an irrigation district for
31 reimbursement of costs related to temporary repairs to the main canal and

1 tunnels of an interstate irrigation system which experienced a failure,
2 ~~and~~ (3) to provide a grant to an entity within a county with a population
3 exceeding one hundred thousand inhabitants formed pursuant to the
4 Interlocal Cooperation Act for the purpose of funding a portion of the
5 cost of a wastewater system, and (4) to provide a grant to a city of the
6 primary class that utilizes more than thirty thousand gallons of water
7 per day to be used for the design, construction, and implementation of
8 additional water supply projects. Any funds remaining after all such
9 project costs have been completely funded shall be transferred to the
10 General Fund. Transfers may be made from the Critical Infrastructure
11 Facilities Cash Fund to the General Fund at the direction of the
12 Legislature. Any money in the Critical Infrastructure Facilities Cash
13 Fund available for investment shall be invested by the state investment
14 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
15 State Funds Investment Act, and any interest earned by the fund shall be
16 credited to the General Fund.

17 Sec. 61. Section 61-405, Revised Statutes Cumulative Supplement,
18 2022, is amended to read:

19 61-405 (1) The Jobs and Economic Development Initiative Fund is
20 created. The fund shall be administered by the Department of Natural
21 Resources. The State Treasurer shall credit to the fund any money
22 transferred to the fund by the Legislature and such donations, gifts,
23 bequests, or other money received from any federal or state agency or
24 public or private source. The fund shall be used for water and
25 recreational projects pursuant to the Jobs and Economic Development
26 Initiative Act. Transfers may be made from the fund to the Cash Reserve
27 Fund or the Critical Infrastructure Facilities Fund at the direction of
28 the Legislature. Any money in the Jobs and Economic Development
29 Initiative Fund ~~fund~~ available for investment shall be invested by the
30 state investment officer pursuant to the Nebraska Capital Expansion Act
31 and the Nebraska State Funds Investment Act. Any investment earnings from

1 investment of money in the fund shall be credited to the fund.

2 (2) An amount, not to exceed twenty million dollars, shall be
3 available for site selection costs, feasibility and public water supply
4 studies, and flood mitigation costs of the Department of Natural
5 Resources related to any projects pursuant to the Jobs and Economic
6 Development Initiative Act. The Department of Natural Resources shall, in
7 cooperation with impacted communities, including, but not limited to, any
8 city of the primary class and metropolitan utilities district, contract
9 with an independent consultant to conduct a study on the consequences of
10 any lake located in the Lower Platte River Basin to the public water
11 supply of such communities. Such study shall consider all aspects of
12 water quality, water quantity, and water infrastructure, and any other
13 issues necessary to protect the public water supply, including the impact
14 to future water supply opportunities to the impacted communities.

15 (3) No funds shall be expended for any project, other than those
16 enumerated in subsection (2) of this section, from the Jobs and Economic
17 Development Initiative Fund unless the Director of Natural Resources
18 certifies to the budget administrator of the budget division of the
19 Department of Administrative Services that the Department of Natural
20 Resources has conducted any environmental, hydrological, or other
21 feasibility studies the director deems necessary to establish the
22 feasibility of any projects pursuant to the Jobs and Economic Development
23 Initiative Act and that, based on the results of such studies, the
24 director has deemed the projects feasible.

25 Sec. 62. Section 71-812, Revised Statutes Cumulative Supplement,
26 2022, is amended to read:

27 71-812 (1) The Behavioral Health Services Fund is created. The fund
28 shall be administered by the division and shall contain cash funds
29 appropriated by the Legislature or otherwise received by the department
30 for the provision of behavioral health services from any other public or
31 private source and directed by the Legislature for credit to the fund.

1 Transfers may be made from the fund to the General Fund at the direction
2 of the Legislature.

3 (2) The Behavioral Health Services Fund ~~fund~~ shall be used to
4 encourage and facilitate the statewide development and provision of
5 community-based behavioral health services, including, but not limited
6 to, (a) the provision of grants, loans, and other assistance for such
7 purpose and (b) reimbursement to providers of such services.

8 (3)(a) Money transferred to the fund under section 76-903 shall be
9 used for housing-related assistance for very low-income adults with
10 serious mental illness, except that if the division determines that all
11 housing-related assistance obligations under this subsection have been
12 fully satisfied, the division may distribute any excess, up to twenty
13 percent of such money, to regional behavioral health authorities for
14 acquisition or rehabilitation of housing to assist such persons. The
15 division shall manage and distribute such funds based upon a formula
16 established by the division, in consultation with regional behavioral
17 health authorities and the department, in a manner consistent with and
18 reasonably calculated to promote the purposes of the public behavioral
19 health system enumerated in section 71-803. The division shall contract
20 with each regional behavioral health authority for the provision of such
21 assistance. Each regional behavioral health authority may contract with
22 qualifying public, private, or nonprofit entities for the provision of
23 such assistance.

24 (b) For purposes of this subsection:

25 (i) Adult with serious mental illness means a person eighteen years
26 of age or older who has, or at any time during the immediately preceding
27 twelve months has had, a diagnosable mental, behavioral, or emotional
28 disorder of sufficient duration to meet diagnostic criteria identified in
29 the most recent edition of the Diagnostic and Statistical Manual of
30 Mental Disorders and which has resulted in functional impairment that
31 substantially interferes with or limits one or more major life functions.

1 Serious mental illness does not include DSM V codes, substance abuse
2 disorders, or developmental disabilities unless such conditions exist
3 concurrently with a diagnosable serious mental illness;

4 (ii) Housing-related assistance includes rental payments, utility
5 payments, security and utility deposits, landlord risk mitigation
6 payments, and other related costs and payments;

7 (iii) Landlord risk mitigation payment means a payment provided to a
8 landlord who leases or rents property to a very low-income adult with
9 serious mental illness which may be used to pay for excessive damage to
10 the rental property, any lost rent, any legal fees incurred by the
11 landlord in excess of the security deposit, or any other expenses
12 incurred by the landlord as a result of leasing or renting the property
13 to such individual; and

14 (iv) Very low-income means a household income of fifty percent or
15 less of the applicable median family income estimate as established by
16 the United States Department of Housing and Urban Development.

17 (4) Any money in the fund available for investment shall be invested
18 by the state investment officer pursuant to the Nebraska Capital
19 Expansion Act and the Nebraska State Funds Investment Act.

20 Sec. 63. Section 71-7611, Revised Statutes Supplement, 2023, is
21 amended to read:

22 71-7611 (1) The Nebraska Health Care Cash Fund is created. The State
23 Treasurer shall transfer (a) sixty million three hundred thousand dollars
24 on or before July 15, 2014, (b) sixty million three hundred fifty
25 thousand dollars on or before July 15, 2015, (c) sixty million three
26 hundred fifty thousand dollars on or before July 15, 2016, (d) sixty
27 million seven hundred thousand dollars on or before July 15, 2017, (e)
28 five hundred thousand dollars on or before May 15, 2018, (f) sixty-one
29 million six hundred thousand dollars on or before July 15, 2018, (g)
30 sixty-two million dollars on or before July 15, 2019, (h) sixty-one
31 million four hundred fifty thousand dollars on or before July 15, 2020,

1 (i) sixty-six million two hundred thousand dollars on or before July 15,
2 2022, (j) fifty-six million seven hundred thousand dollars on or before
3 July 15, 2023, (k) fifty-four ~~fifty-six~~ million ~~five hundred thousand~~
4 dollars on or before July 15, 2024, and (l) fifty-four million one
5 hundred fifty ~~fifty-five million four hundred~~ thousand dollars on or
6 before every July 15 thereafter from the Nebraska Medicaid
7 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement Trust
8 Fund to the Nebraska Health Care Cash Fund, except that such amount shall
9 be reduced by the amount of the unobligated balance in the Nebraska
10 Health Care Cash Fund at the time the transfer is made. The state
11 investment officer shall advise the State Treasurer on the amounts to be
12 transferred first from the Nebraska Medicaid Intergovernmental Trust Fund
13 until the fund balance is depleted and from the Nebraska Tobacco
14 Settlement Trust Fund thereafter in order to sustain such transfers in
15 perpetuity. The state investment officer shall report electronically to
16 the Legislature on or before October 1 of every even-numbered year on the
17 sustainability of such transfers. The Nebraska Health Care Cash Fund
18 shall also include money received pursuant to section 77-2602. Except as
19 otherwise provided by law, no more than the amounts specified in this
20 subsection may be appropriated or transferred from the Nebraska Health
21 Care Cash Fund in any fiscal year.

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

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

30 (2) Any money in the Nebraska Health Care Cash Fund available for
31 investment shall be invested by the state investment officer pursuant to

1 the Nebraska Capital Expansion Act and the Nebraska State Funds
2 Investment Act.

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

9 (4) It is the intent of the Legislature that the cost of the staff
10 and operating costs necessary to carry out the changes made by Laws 2018,
11 LB439, and not covered by fees or federal funds shall be funded from the
12 Nebraska Health Care Cash Fund for fiscal years 2018-19 and 2019-20.

13 (5) It is the intent of the Legislature to fund the grants to be
14 awarded pursuant to section 75-1101 with the Nebraska Health Care Cash
15 Fund for FY2019-20 and FY2020-21.

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

28 Sec. 64. Section 79-810, Revised Statutes Cumulative Supplement,
29 2022, is amended to read:

30 79-810 (1) Certificates and permits shall be issued by the
31 commissioner upon application on forms prescribed and provided by him or

1 her which shall include the applicant's social security number.

2 (2) Each certificate or permit issued by the commissioner shall
3 indicate the area of authorization to teach, provide special services, or
4 administer and any areas of endorsement for which the holder qualifies.
5 During the term of any certificate or permit issued by the commissioner,
6 additional endorsements may be made on the certificate or permit if the
7 holder submits an application, meets the requirements for issuance of the
8 additional endorsements, and pays a nonrefundable fee as set by the
9 commissioner, not to exceed fifty-five dollars.

10 (3) The Certification Fund is created. Any fee received by the
11 department under sections 79-806 to 79-815 shall be remitted to the State
12 Treasurer for credit to the fund. The fund shall be used by the
13 department in paying the costs of certifying educators pursuant to such
14 sections and to carry out subsection (3) of section 79-808. For issuance
15 of a certificate or permit valid in all schools, the nonrefundable fee
16 shall be set by the commissioner, not to exceed seventy-five dollars,
17 except that the commissioner shall designate a portion of the fee, not to
18 exceed seventeen dollars, that shall be credited to the Professional
19 Practices Commission Fund which is created for use by the department to
20 pay for the provisions of sections 79-859 to 79-871. For issuance of a
21 certificate or permit valid only in nonpublic schools, the nonrefundable
22 fee shall be set by the commissioner, not to exceed fifty-five dollars.
23 Transfers may be made from the Professional Practices Commission Fund to
24 the Education Future Fund at the direction of the Legislature. Any money
25 in the Certification Fund or the Professional Practices Commission Fund
26 available for investment shall be invested by the state investment
27 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
28 State Funds Investment Act.

29 Sec. 65. Section 79-3501, Revised Statutes Supplement, 2023, is
30 amended to read:

31 79-3501 (1) For fiscal years through fiscal year 2023-24, the money

1 available to be used for education pursuant to subdivision (3)(b) of
2 section 9-812 shall be transferred to the Nebraska Education Improvement
3 Fund.

4 (2) For fiscal years 2024-25 through 2028-29, the money available to
5 be used for education pursuant to subdivision (3)(b) of section 9-812
6 shall be transferred as follows:

7 (a) Eight percent to the Behavioral Training Cash Fund;

8 (b) Two percent to the College Pathway Program Cash Fund;

9 (c) Seven percent to the Community College Gap Assistance Program
10 Fund;

11 (d) Ten percent to the Department of Education Innovative Grant
12 Fund;

13 (e) Three percent to fund distance education incentives pursuant to
14 section 79-1337;

15 (f) One percent to the Door to College Scholarship Fund;

16 (g) Eight percent to the Excellence in Teaching Cash Fund;

17 (h) One and one-half percent to the Expanded Learning Opportunity
18 Grant Fund;

19 (i) One and one-half percent to the Mental Health Training Cash
20 Fund; and

21 (j) Fifty-eight percent to the Nebraska Opportunity Grant Fund.

22 (3) For fiscal year 2029-30 and each fiscal year thereafter, the
23 money available to be used for education pursuant to subdivision (3)(b)
24 of section 9-812 shall be transferred as the Legislature may direct.

25 (4)(a) The Nebraska Education Improvement Fund is created. The fund
26 shall consist of money transferred pursuant to subsection (1) of this
27 section and any other funds transferred by the Legislature. Transfers may
28 be made from the fund to the Education Future Fund at the direction of
29 the Legislature. The Nebraska Education Improvement Fund fund shall be
30 allocated, after actual and necessary administrative expenses, as
31 provided in this subsection for fiscal years 2016-17 through 2023-24. A

1 portion of each allocation for fiscal year 2023-24 may be retained by the
2 agency to which the allocation is made or the agency administering the
3 fund to which the allocation is made for actual and necessary expenses
4 incurred by such agency for administration, evaluation, and technical
5 assistance related to the purposes of the allocation, except that no
6 amount of the allocation to the Nebraska Opportunity Grant Fund may be
7 used for such purposes.

8 (b) For fiscal years 2017-18 through 2023-24, an amount equal to ten
9 percent of the revenue received by the Nebraska Education Improvement
10 Fund in the prior fiscal year shall be retained in the fund at all times
11 plus any interest earned during the current fiscal year. The balance of
12 the fund on July 26, 2024, less three percent of the money received for
13 the fourth quarter of fiscal year 2023-24, shall be transferred to the
14 Behavioral Training Cash Fund.

15 (c) For fiscal year 2023-24, the Nebraska Education Improvement Fund
16 shall be allocated as follows:

17 (i) One percent of the allocated funds to the Expanded Learning
18 Opportunity Grant Fund to carry out the Expanded Learning Opportunity
19 Grant Program Act;

20 (ii) Seventeen percent of the allocated funds to the Department of
21 Education Innovative Grant Fund to be used for competitive innovation
22 grants pursuant to section 79-1054;

23 (iii) Nine percent of the allocated funds to the Community College
24 Gap Assistance Program Fund to carry out the community college gap
25 assistance program;

26 (iv) Eight percent of the allocated funds to the Excellence in
27 Teaching Cash Fund to carry out the Excellence in Teaching Act;

28 (v) Sixty-two percent of the allocated funds to the Nebraska
29 Opportunity Grant Fund to carry out the Nebraska Opportunity Grant Act in
30 conjunction with appropriations from the General Fund; and

31 (vi) Three percent of the allocated funds to fund distance education

1 incentives pursuant to section 79-1337.

2 (d) For fiscal year 2029-30 and each fiscal year thereafter, the
3 Nebraska Education Improvement Fund shall be allocated as the Legislature
4 may direct.

5 (e) Any money in the fund available for investment shall be invested
6 by the state investment officer pursuant to the Nebraska Capital
7 Expansion Act and the Nebraska State Funds Investment Act.

8 (5) A portion of each transfer pursuant to subdivisions (2)(c), (e),
9 (f), (g), (h), and (i) of this section may be retained by the agency
10 administering the fund to which such transfer is made for actual and
11 necessary expenses incurred by such agency for administration,
12 evaluation, and technical assistance related to the purposes of the
13 transfer.

14 (6)(a) On or before September 20, 2022, and on or before each
15 September 20 thereafter, (i) any department or agency receiving a
16 transfer or acting as the administrator for a fund receiving a transfer
17 pursuant to subsection (2) or (4) of this section, (ii) any recipient or
18 subsequent recipient of money from any such fund, and (iii) any service
19 contractor responsible for managing any portion of any such fund or any
20 money disbursed from any such fund on behalf of any entity shall prepare
21 and submit an annual report to the Auditor of Public Accounts in a manner
22 prescribed by the auditor for the immediately preceding July 1 through
23 June 30 fiscal year detailing information regarding the use of such fund
24 or such money.

25 (b) The Auditor of Public Accounts shall annually compile a summary
26 of the annual reports received pursuant to subdivision (6)(a) of this
27 section, any audits related to transfers pursuant to subsection (2) or
28 (4) of this section conducted by the Auditor of Public Accounts, and any
29 findings or recommendations related to such transfers into a consolidated
30 annual report and shall submit such consolidated annual report
31 electronically to the Legislature on or before January 1, 2023, and on or

1 before each January 1 thereafter.

2 (c) For purposes of this subsection, recipient, subsequent
3 recipient, or service contractor means a nonprofit entity that expends
4 funds transferred pursuant to subsection (2) or (4) of this section to
5 carry out a state program or function, but does not include an individual
6 who is a direct beneficiary of such a program or function.

7 (7) On or before December 31, 2027, the Education Committee of the
8 Legislature shall electronically submit recommendations to the Clerk of
9 the Legislature regarding how the money used for education from the State
10 Lottery Operation Trust Fund should be allocated to best advance the
11 educational priorities of the state for the five-year period beginning
12 with fiscal year 2029-30.

13 Sec. 66. Section 81-1201.21, Revised Statutes Cumulative Supplement,
14 2022, is amended to read:

15 81-1201.21 (1) There is hereby created the Job Training Cash Fund.
16 The fund shall be under the direction of the Department of Economic
17 Development. Money may be transferred to the fund pursuant to subdivision
18 (1)(b)(iii) of section 48-621 and from the Cash Reserve Fund at the
19 direction of the Legislature. The department shall establish a subaccount
20 for all money transferred from the Cash Reserve Fund to the Job Training
21 Cash Fund on or after July 1, 2005.

22 (2) The money in the Job Training Cash Fund or the subaccount
23 established in subsection (1) of this section shall be used (a) to
24 provide reimbursements for job training activities, including employee
25 assessment, preemployment training, on-the-job training, training
26 equipment costs, and other reasonable costs related to helping industry
27 and business locate or expand in Nebraska, (b) to provide upgrade skills
28 training of the existing labor force necessary to adapt to new technology
29 or the introduction of new product lines, (c) as provided in section
30 79-2308, or (d) as provided in section 48-3405. The department shall give
31 a preference to job training activities carried out in whole or in part

1 within an enterprise zone designated pursuant to the Enterprise Zone Act
2 or an opportunity zone designated pursuant to the federal Tax Cuts and
3 Jobs Act, Public Law 115-97.

4 (3) The department shall establish a subaccount within the fund to
5 provide training grants for training employees and potential employees of
6 businesses that (a) employ twenty-five or fewer employees on the
7 application date, (b) employ, or train for potential employment,
8 residents of rural areas of Nebraska, or (c) are located in or employ, or
9 train for potential employment, residents of high-poverty areas as
10 defined in section 81-1203. The department shall calculate the amount of
11 prior year investment income earnings accruing to the fund and allocate
12 such amount to the subaccount for training grants under this subsection.
13 The subaccount shall also be used as provided in the Teleworker Job
14 Creation Act. The department shall give a preference to training grants
15 for businesses located in whole or in part within an enterprise zone
16 designated pursuant to the Enterprise Zone Act.

17 (4) On April 5, 2018, any funds that were dedicated to carrying out
18 sections 81-1210.01 to 81-1210.03 but were not yet expended shall be
19 transferred to the Intern Nebraska Cash Fund.

20 (5) Transfers may be made from the Job Training Cash Fund to the
21 General Fund at the direction of the Legislature. Any money in the Job
22 Training Cash Fund available for investment shall be invested by the
23 state investment officer pursuant to the Nebraska Capital Expansion Act
24 and the Nebraska State Funds Investment Act.

25 Sec. 67. Section 81-12,146, Revised Statutes Cumulative Supplement,
26 2022, is amended to read:

27 81-12,146 (1) The Site and Building Development Fund is created. The
28 fund shall receive money pursuant to section 76-903 and may include
29 revenue from transfers by the Legislature, grants, private contributions,
30 repayment of loans, and all other sources. The Department of Economic
31 Development, as part of its comprehensive business development strategy,

1 shall administer the fund. Transfers may be made from the fund to the
2 Cash Reserve Fund or the General Fund at the direction of the
3 Legislature. Any money in the Site and Building Development Fund fund
4 available for investment shall be invested by the state investment
5 officer pursuant to the Nebraska Capital Expansion Act and the Nebraska
6 State Funds Investment Act.

7 (2) It is the intent of the Legislature to transfer five million
8 dollars from the General Fund to the Site and Building Development Fund
9 for fiscal year 2022-23 and five million dollars from the General Fund to
10 the Site and Building Development Fund for fiscal year 2023-24. Such
11 money shall be placed in a subaccount of the Site and Building
12 Development Fund and earmarked for use to fund large shovel-ready
13 commercial and industrial sites developed under the Municipal Inland Port
14 Authority Act.

15 Sec. 68. Section 81-1505.05, Reissue Revised Statutes of Nebraska,
16 is amended to read:

17 81-1505.05 The Clean Air Title V Cash Fund is created. The
18 department shall remit all fees collected pursuant to section 81-1505.04
19 to the State Treasurer for credit to the fund. Any fee collected pursuant
20 to section 81-1505.04 shall be used solely to pay the reasonable direct
21 and indirect costs required to develop and administer the air quality
22 permit program, including expenses of the Small Business Compliance
23 Advisory Panel. Transfers may be made from the fund to the General Fund
24 at the direction of the Legislature. Any money in the Clean Air Title V
25 Cash Fund fund available for investment shall be invested by the state
26 investment officer pursuant to the Nebraska Capital Expansion Act and the
27 Nebraska State Funds Investment Act.

28 Sec. 69. Section 81-1558, Revised Statutes Cumulative Supplement,
29 2022, is amended to read:

30 81-1558 There is hereby created within the state treasury a fund to
31 be known as the Nebraska Litter Reduction and Recycling Fund. The

1 proceeds of the fee imposed by sections 81-1559 to 81-1560.02, money
2 received by the department as gifts, donations, or contributions toward
3 the goals stated in section 81-1535, and money received by the department
4 for nonprofit activities concerning litter reduction and recycling,
5 including, but not limited to, honoraria, literature furnished by the
6 department, and funds realized as reimbursement for expenses in
7 conducting educational forums, shall be remitted to the State Treasurer
8 for credit to such fund to be used for the administration and enforcement
9 of the Nebraska Litter Reduction and Recycling Act. Transfers may be made
10 from the fund to the General Fund at the direction of the Legislature.
11 Any money in the Nebraska Litter Reduction and Recycling Fund available
12 for investment shall be invested by the state investment officer pursuant
13 to the Nebraska Capital Expansion Act and the Nebraska State Funds
14 Investment Act.

15 Sec. 70. Section 84-512, Revised Statutes Cumulative Supplement,
16 2022, is amended to read:

17 84-512 (1) The Secretary of State Cash Fund is created. The State
18 Treasurer shall transfer the balance of the Administration Cash Fund, the
19 Corporation Cash Fund, the Nebraska Collection Agency Fund, the Secretary
20 of State Administration Cash Fund, and the Uniform Commercial Code Cash
21 Fund on July 1, 2021, to the Secretary of State Cash Fund. The fund shall
22 also include fees and revenue collected by the Secretary of State
23 pursuant to sections 13-2525, 21-186, 21-192, 21-205, 21-414, 21-1905,
24 21-2216, 21-2924, 25-3308, 33-101, 33-102, 45-606, 45-620, 45-806,
25 48-2609, 52-1004, 52-1312, 52-1313, 52-1316, 52-1602, 64-306, 64-313,
26 64-405, 64-415, 67-293, 67-462, 69-1204, 69-1206, 71-3204, 77-3903,
27 81-1921, 81-1922, 84-906.03, 87-130, 87-133, 87-134, and 87-210 to 87-212
28 and sections 9-525 and 9-528, Uniform Commercial Code, and any other fees
29 and revenue designated for credit to the fund.

30 (2) The Secretary of State shall use the Secretary of State Cash
31 Fund for the administration of the office of the Secretary of State,

1 including duties of the Secretary of State relating to oaths and bonds
2 under Chapter 11, corporations and other business entities under Chapter
3 21, address confidentiality under Chapter 42, collection agencies and
4 credit service organizations under Chapter 45, distribution of session
5 laws and legislative journals under Chapter 49, liens, including
6 effective financing statements and the master lien list, under Chapter
7 52, notaries public under Chapter 64, partnerships under Chapter 67, debt
8 management under Chapter 69, private detectives under Chapter 71, truth
9 and deception examiners under Chapter 81, administrative duties, the
10 Great Seal of the State of Nebraska, and rules and regulations, under
11 Chapter 84, trade names, trademarks, and service marks under Chapter 87,
12 and the Uniform Commercial Code, and any other administrative duties as
13 deemed necessary by the Secretary of State. Transfers may be made from
14 the fund to the General Fund at the direction of the Legislature.

15 (3) Any money in the Secretary of State Cash Fund available for
16 investment shall be invested by the state investment officer pursuant to
17 the Nebraska Capital Expansion Act and the Nebraska State Funds
18 Investment Act.

19 Sec. 71. Section 84-612, Revised Statutes Supplement, 2023, is
20 amended to read:

21 84-612 (1) There is hereby created within the state treasury a fund
22 known as the Cash Reserve Fund which shall be under the direction of the
23 State Treasurer. The fund shall only be used pursuant to this section.

24 (2) The State Treasurer shall transfer funds from the Cash Reserve
25 Fund to the General Fund upon certification by the Director of
26 Administrative Services that the current cash balance in the General Fund
27 is inadequate to meet current obligations. Such certification shall
28 include the dollar amount to be transferred. Any transfers made pursuant
29 to this subsection shall be reversed upon notification by the Director of
30 Administrative Services that sufficient funds are available.

31 (3) In addition to receiving transfers from other funds, the Cash

1 Reserve Fund shall receive federal funds received by the State of
2 Nebraska for undesignated general government purposes, federal revenue
3 sharing, or general fiscal relief of the state.

4 (4) The State Treasurer shall transfer two million dollars from the
5 Governor's Emergency Cash Fund to the Cash Reserve Fund on or before June
6 30, 2024, on such dates and in such amounts as directed by the budget
7 administrator of the budget division of the Department of Administrative
8 Services.

9 (5) The State Treasurer shall transfer two hundred sixteen million
10 one hundred twenty thousand dollars from the Cash Reserve Fund to the
11 Nebraska Capital Construction Fund on or after July 1, 2022, but before
12 June 15, 2023, on such dates and in such amounts as directed by the
13 budget administrator of the budget division of the Department of
14 Administrative Services.

15 (6) The State Treasurer shall transfer one hundred sixty-six million
16 six hundred seventy-three thousand five hundred eighty one ~~one hundred~~
17 ~~eighty two million six hundred twenty three thousand eight hundred~~
18 ~~twenty five~~ dollars from the Cash Reserve Fund to the Nebraska Capital
19 Construction Fund on or after July 1, 2023, but before June 30, 2024, on
20 such dates and in such amounts as directed by the budget administrator of
21 the budget division of the Department of Administrative Services.

22 (7) The State Treasurer shall transfer fifty-three million five
23 hundred thousand dollars from the Cash Reserve Fund to the Perkins County
24 Canal Project Fund on or before June 30, 2023, on such dates and in such
25 amounts as directed by the budget administrator of the budget division of
26 the Department of Administrative Services.

27 (8) No funds shall be transferred from the Cash Reserve Fund to
28 fulfill the obligations created under the Nebraska Property Tax Incentive
29 Act unless the balance in the Cash Reserve Fund after such transfer will
30 be at least equal to five hundred million dollars.

31 (9) The State Treasurer shall transfer thirty million dollars from

1 the Cash Reserve Fund to the Military Base Development and Support Fund
2 on or before June 30, 2023, but not before July 1, 2022, on such dates
3 and in such amounts as directed by the budget administrator of the budget
4 division of the Department of Administrative Services.

5 (10) The State Treasurer shall transfer eight million three hundred
6 thousand dollars from the Cash Reserve Fund to the Trail Development and
7 Maintenance Fund on or after July 1, 2022, but before July 30, 2022, on
8 such dates and in such amounts as directed by the budget administrator of
9 the budget division of the Department of Administrative Services.

10 (11) The State Treasurer shall transfer fifty million dollars from
11 the Cash Reserve Fund to the Nebraska Rural Projects Fund on or after
12 July 1, 2022, but before July 15, 2023, on such dates and in such amounts
13 as directed by the budget administrator of the budget division of the
14 Department of Administrative Services.

15 (12) The State Treasurer shall transfer thirty million dollars from
16 the Cash Reserve Fund to the Rural Workforce Housing Investment Fund on
17 or after July 1, 2022, but before July 15, 2023, on such dates and in
18 such amounts as directed by the budget administrator of the budget
19 division of the Department of Administrative Services.

20 (13) The State Treasurer shall transfer twenty million dollars from
21 the Cash Reserve Fund to the Intern Nebraska Cash Fund on or after July
22 1, 2022, but before June 15, 2023, on such dates and in such amounts as
23 directed by the budget administrator of the budget division of the
24 Department of Administrative Services.

25 (14) The State Treasurer shall transfer twenty million dollars from
26 the Cash Reserve Fund to the Middle Income Workforce Housing Investment
27 Fund on July 15, 2022, or as soon thereafter as administratively
28 possible, and in such amounts as directed by the budget administrator of
29 the budget division of the Department of Administrative Services.

30 (15) The State Treasurer shall transfer eighty million dollars from
31 the Cash Reserve Fund to the Jobs and Economic Development Initiative

1 Fund on or after July 1, 2022, but before July 15, 2023, on such dates
2 and in such amounts as directed by the budget administrator of the budget
3 division of the Department of Administrative Services.

4 (16) The State Treasurer shall transfer twenty million dollars from
5 the Cash Reserve Fund to the Site and Building Development Fund on July
6 15, 2022, or as soon thereafter as administratively possible, and in such
7 amounts as directed by the budget administrator of the budget division of
8 the Department of Administrative Services.

9 (17) The State Treasurer shall transfer fifty million dollars from
10 the Cash Reserve Fund to the Surface Water Irrigation Infrastructure Fund
11 on or after July 15, 2022, but before January 1, 2023, on such dates and
12 in such amounts as directed by the budget administrator of the budget
13 division of the Department of Administrative Services.

14 (18) The State Treasurer shall transfer fifteen million dollars from
15 the Cash Reserve Fund to the Site and Building Development Fund on or
16 before June 30, 2022, on such dates and in such amounts as directed by
17 the budget administrator of the budget division of the Department of
18 Administrative Services.

19 (19) The State Treasurer shall transfer fifty-five million dollars
20 from the Cash Reserve Fund to the Economic Recovery Contingency Fund on
21 or before June 30, 2022, on such dates and in such amounts as directed by
22 the budget administrator of the budget division of the Department of
23 Administrative Services.

24 (20) The State Treasurer shall transfer ten million dollars from the
25 Cash Reserve Fund to the School Safety and Security Fund as soon as
26 administratively possible after September 2, 2023, on such dates and in
27 such amounts as directed by the budget administrator of the budget
28 division of the Department of Administrative Services.

29 (21) The State Treasurer shall transfer ten million dollars from the
30 Cash Reserve Fund to the General Fund as soon as administratively
31 possible after June 7, 2023, on such dates and in such amounts as

1 directed by the budget administrator of the budget division of the
2 Department of Administrative Services.

3 (22) The State Treasurer shall transfer one million dollars from the
4 Cash Reserve Fund to the Revitalize Rural Nebraska Fund as soon as
5 administratively possible after June 7, 2023, on such dates and in such
6 amounts as directed by the budget administrator of the budget division of
7 the Department of Administrative Services.

8 (23) The State Treasurer shall transfer three million dollars from
9 the Cash Reserve Fund to the Risk Loss Trust on or before June 30, 2024,
10 on such dates and in such amounts as directed by the budget administrator
11 of the budget division of the Department of Administrative Services.

12 (24) The State Treasurer shall transfer eleven million three hundred
13 twenty thousand dollars from the Cash Reserve Fund to the Health and
14 Human Services Cash Fund on or after July 1, 2023, but on or before June
15 30, 2024, on such dates and in such amounts as directed by the budget
16 administrator of the budget division of the Department of Administrative
17 Services.

18 (25) The State Treasurer shall transfer five hundred seventy-four
19 million five hundred thousand dollars from the Cash Reserve Fund to the
20 Perkins County Canal Project Fund on or before June 30, 2024, on such
21 dates and in such amounts as directed by the budget administrator of the
22 budget division of the Department of Administrative Services.

23 (26) The State Treasurer shall transfer one million four hundred
24 thousand dollars from the Cash Reserve Fund to the State Building
25 Revolving Fund on or before July 10, 2023, on such dates and in such
26 amounts as directed by the budget administrator of the budget division of
27 the Department of Administrative Services.

28 (27) The State Treasurer shall transfer one million one hundred
29 thousand dollars from the Cash Reserve Fund to the Accounting Division
30 Revolving Fund on or before July 10, 2023, on such dates and in such
31 amounts as directed by the budget administrator of the budget division of

1 the Department of Administrative Services.

2 (28) The State Treasurer shall transfer one million one hundred
3 fifteen thousand dollars from the Cash Reserve Fund to the Public Safety
4 Cash Fund on or after July 1, 2023, but before June 30, 2024, on such
5 dates and in such amounts as directed by the budget administrator of the
6 budget division of the Department of Administrative Services.

7 (29) The State Treasurer shall transfer one hundred million dollars
8 from the Cash Reserve Fund to the Roads Operations Cash Fund before June
9 30, 2023, on such dates and in such amounts as directed by the budget
10 administrator of the budget division of the Department of Administrative
11 Services.

12 (30) The State Treasurer shall transfer eighteen million seven
13 hundred fifty thousand dollars from the Cash Reserve Fund to the State
14 Self-Insured Indemnification Fund before June 30, 2023, on such dates and
15 in such amounts as directed by the budget administrator of the budget
16 division of the Department of Administrative Services.

17 (31) The State Treasurer shall transfer five million dollars from
18 the Cash Reserve Fund to the Nebraska Public Safety Communication System
19 Revolving Fund on or after July 1, 2023, but before June 30, 2024, on
20 such dates and in such amounts as directed by the budget administrator of
21 the budget division of the Department of Administrative Services.

22 (32) The State Treasurer shall transfer seventy million dollars from
23 the Cash Reserve Fund to the Shovel-Ready Capital Recovery and Investment
24 Fund on or after July 1, 2023, but before June 30, 2024, on such dates
25 and in such amounts as directed by the budget administrator of the budget
26 division of the Department of Administrative Services.

27 (33) The State Treasurer shall transfer two million dollars from the
28 Cash Reserve Fund to the Site and Building Development Fund on or after
29 July 1, 2023, but before June 30, 2024, on such dates and in such amounts
30 as directed by the budget administrator of the budget division of the
31 Department of Administrative Services.

1 (34) The State Treasurer shall transfer twenty million dollars from
2 the Cash Reserve Fund to the Economic Development Cash Fund on or after
3 July 1, 2023, but before June 30, 2024, on such dates and in such amounts
4 as directed by the budget administrator of the budget division of the
5 Department of Administrative Services.

6 (35) The State Treasurer shall transfer zero dollars from the Cash
7 Reserve Fund to the Rural Workforce Housing Investment Fund on or after
8 July 1, 2023, but before June 30, 2024, on such dates and in such amounts
9 as directed by the budget administrator of the budget division of the
10 Department of Administrative Services.

11 (36) The State Treasurer shall transfer zero dollars from the Cash
12 Reserve Fund to the Middle Income Workforce Housing Investment Fund on or
13 after July 1, 2023, but before June 30, 2024, on such dates and in such
14 amounts as directed by the budget administrator of the budget division of
15 the Department of Administrative Services.

16 (37) The State Treasurer shall transfer two hundred forty million
17 dollars from the Cash Reserve Fund to the Economic Recovery Contingency
18 Fund on or after July 1, 2023, but before June 30, 2024, on such dates
19 and in such amounts as directed by the budget administrator of the budget
20 division of the Department of Administrative Services.

21 (38) The State Treasurer shall transfer ten million dollars from the
22 Cash Reserve Fund to the Critical Infrastructure Facilities Cash Fund on
23 or after July 1, 2023, but before June 30, 2024, on such dates and in
24 such amounts as directed by the budget administrator of the budget
25 division of the Department of Administrative Services.

26 (39) The State Treasurer shall transfer four hundred forty million
27 dollars from the General Fund to the Cash Reserve Fund on or after July
28 1, 2023, but before June 30, 2024, on such dates and in such amounts as
29 directed by the budget administrator of the budget division of the
30 Department of Administrative Services.

31 (40) The State Treasurer shall transfer zero dollars from the Cash

1 Reserve Fund to the Site and Building Development Fund on or after July
2 1, 2024, but before June 30, 2025, on such dates and in such amounts as
3 directed by the budget administrator of the budget division of the
4 Department of Administrative Services.

5 (41) The State Treasurer shall transfer one million dollars from the
6 Cash Reserve Fund to the General Fund on or after July 1, 2024, but
7 before June 30, 2025, on such dates and in such amounts as directed by
8 the budget administrator of the budget division of the Department of
9 Administrative Services.

10 (42) The State Treasurer shall transfer twenty-five million four
11 hundred fifty-eight thousand eight hundred dollars from the Cash Reserve
12 Fund to the Nebraska Capital Construction Fund on or after July 1, 2024,
13 but before June 30, 2025, on such dates and in such amounts as directed
14 by the budget administrator of the budget division of the Department of
15 Administrative Services.

16 (43) The State Treasurer shall transfer two million five hundred
17 thousand dollars from the Cash Reserve Fund to the Materiel Division
18 Revolving Fund on or after July 1, 2023, but before June 30, 2024, on
19 such dates and in such amounts as directed by the budget administrator of
20 the budget division of the Department of Administrative Services.

21 (44) The State Treasurer shall transfer ten million dollars from the
22 Cash Reserve Fund to the Youth Outdoor Education Innovation Fund on or
23 after July 1, 2023, but before June 30, 2024, on such dates and in such
24 amounts as directed by the budget administrator of the budget division of
25 the Department of Administrative Services.

26 (45) The State Treasurer shall transfer thirty-five million dollars
27 from the Jobs and Economic Development Initiative Fund to the Cash
28 Reserve Fund on or before June 30, 2024, on such dates and in such
29 amounts as directed by the budget administrator of the budget division of
30 the Department of Administrative Services.

31 (46) The State Treasurer shall transfer five million dollars from

1 the Cash Reserve Fund to the State Insurance Fund on or before July 10,
2 2024, on such dates and in such amounts as directed by the budget
3 administrator of the budget division of the Department of Administrative
4 Services.

5 (47) The State Treasurer shall transfer thirteen million eight
6 hundred forty-one thousand dollars from the Governor's Emergency Cash
7 Fund to the Cash Reserve Fund on or after July 1, 2023, but before June
8 30, 2024, on such dates and in such amounts as directed by the budget
9 administrator of the budget division of the Department of Administrative
10 Services.

11 Sec. 72. Section 85-2009, Revised Statutes Supplement, 2023, is
12 amended to read:

13 85-2009 (1) The Community College Gap Assistance Program Fund is
14 created. The fund shall be under the direction of the committee and shall
15 be administered by the Coordinating Commission for Postsecondary
16 Education. The fund shall consist of money received pursuant to section
17 79-3501, any other money received by the state in the form of grants or
18 gifts from nonfederal sources, such other amounts as may be transferred
19 or otherwise accrue to the fund, and any investment income earned on the
20 fund. The fund shall be used to carry out the community college gap
21 assistance program pursuant to the Community College Gap Assistance
22 Program Act. Transfers may be made from the fund to the Community College
23 Future Fund at the direction of the Legislature. Any money in the
24 Community College Gap Assistance Program Fund fund available for
25 investment shall be invested by the state investment officer pursuant to
26 the Nebraska Capital Expansion Act and the Nebraska State Funds
27 Investment Act.

28 (2) In addition to community college gap assistance awarded to
29 students, money in the fund may also be used by the committee:

30 (a) To establish application and funding procedures; and

31 (b) To assist other eligible institutions as specified in contracts

1 entered into pursuant to subsection (4) of section 85-2010 in defraying
2 the costs of direct staff support services, including, but not limited
3 to, marketing, outreach, applications, interviews, and assessments
4 related to the community college gap assistance program.

5 (3) Each community college may use up to ten percent of any money
6 received from the fund to defray the costs of direct staff support
7 services, including, but not limited to, marketing, outreach,
8 applications, interviews, and assessments.

9 Sec. 73. Section 86-324, Revised Statutes Supplement, 2023, is
10 amended to read:

11 86-324 (1) The Nebraska Telecommunications Universal Service Fund is
12 hereby created. The fund shall provide the assistance necessary to make
13 universal access to telecommunications services available to all persons
14 in the state consistent with the policies set forth in the Nebraska
15 Telecommunications Universal Service Fund Act. Only eligible
16 telecommunications companies designated by the commission shall be
17 eligible to receive support to serve high-cost areas from the fund. A
18 telecommunications company that receives such support shall use that
19 support only for the provision, maintenance, and upgrading of facilities
20 and services for which the support is intended. Any such support should
21 be explicit and sufficient to achieve the purpose of the act.

22 (2) Notwithstanding the provisions of section 86-124, in addition to
23 other provisions of the act, and to the extent not prohibited by federal
24 law, the commission:

25 (a) Shall have authority and power to subject eligible
26 telecommunications companies to service quality, customer service, and
27 billing regulations. Such regulations shall apply only to the extent of
28 any telecommunications services or offerings made by an eligible
29 telecommunications company which are eligible for support by the fund.
30 The commission shall be reimbursed from the fund for all costs related to
31 drafting, implementing, and enforcing the regulations and any other

1 services provided on behalf of customers pursuant to this subdivision;

2 (b) Shall have authority and power to issue orders carrying out its
3 responsibilities and to review the compliance of any eligible
4 telecommunications company receiving support for continued compliance
5 with any such orders or regulations adopted pursuant to the act;

6 (c) May withhold all or a portion of the funds to be distributed
7 from any telecommunications company failing to continue compliance with
8 the commission's orders or regulations;

9 (d) Shall withhold support distributed from the fund from any
10 telecommunications company using or providing any communications
11 equipment or service deemed to pose a threat to national security
12 identified on the Covered List developed pursuant to 47 C.F.R. 1.50002,
13 as such regulation existed on January 1, 2023, and published by the
14 Public Safety and Homeland Security Bureau of the Federal Communications
15 Commission pursuant to the federal Secure and Trusted Communications
16 Networks Act of 2019, 47 U.S.C. 1601 et seq., as such act existed on
17 January 1, 2023, and the rules adopted pursuant to such act by the
18 Federal Communications Commission on November 11, 2022, in its Report and
19 Order FCC 22-84. Any telecommunications company that removes,
20 discontinues, or replaces any communications equipment or service
21 identified on the Covered List described in this subdivision in
22 compliance with federal law shall not be required to obtain any
23 additional permits from any state agency or political subdivision in the
24 removal, discontinuance, or replacement of such communications equipment
25 or service as long as the state agency or political subdivision is
26 properly notified of the necessary replacements and the replacement of
27 any communications equipment is similar to the existing communications
28 equipment;

29 (e) Shall require every telecommunications company to contribute to
30 any universal service mechanism established by the commission pursuant to
31 state law. The commission shall require, as reasonably necessary, an

1 annual audit of any telecommunications company to be performed by a
2 third-party certified public accountant to insure the billing,
3 collection, and remittance of a surcharge for universal service. The
4 costs of any audit required pursuant to this subdivision shall be paid by
5 the telecommunications company being audited;

6 (f) Shall require an audit of information provided by a
7 telecommunications company to be performed by a third-party certified
8 public accountant for purposes of calculating universal service fund
9 payments to such telecommunications company. The costs of any audit
10 required pursuant to this subdivision shall be paid by the
11 telecommunications company being audited; and

12 (g) May administratively fine pursuant to section 75-156 any person
13 who violates the Nebraska Telecommunications Universal Service Fund Act.

14 (3) Any money in the fund available for investment shall be invested
15 by the state investment officer pursuant to the Nebraska Capital
16 Expansion Act and the Nebraska State Funds Investment Act.

17 (4) Transfers may be made from earnings on the Nebraska
18 Telecommunications Universal Service Fund to the 211 Cash Fund or the
19 General Fund at the direction of the Legislature. The State Treasurer
20 shall transfer one million two hundred seventy-five thousand dollars on
21 July 1, 2023, from the earnings on the Nebraska Telecommunications
22 Universal Service Fund to the 211 Cash Fund. The State Treasurer shall
23 transfer one million four hundred fifty-five thousand dollars on July 1,
24 2024, from the earnings on the Nebraska Telecommunications Universal
25 Service Fund to the 211 Cash Fund.

26 Sec. 74. Original sections 8-604, 29-2262.07, 37-323, 37-345,
27 37-431, 48-621, 48-622.01, 59-1608.04, and 81-1505.05, Reissue Revised
28 Statutes of Nebraska, sections 61-405, 71-812, 79-810, 81-1201.21,
29 81-12,146, 81-1558, and 84-512, Revised Statutes Cumulative Supplement,
30 2022, and sections 37-1804, 48-622.02, 61-224, 71-7611, 79-3501, 84-612,
31 85-2009, and 86-324, Revised Statutes Supplement, 2023, are repealed.

1 Sec. 75. Since an emergency exists, this act takes effect when
2 passed and approved according to law.