

# LEGISLATIVE BILL 149

Approved by the Governor May 12, 2017

Introduced by Stinner, 48.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB657, sections 11, 51, 136, 202, and 245, as amended by sections 17, 35, 68, 92, and 114, respectively, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017; Laws 2016, LB956, section 66; Laws 2016, LB746A, section 3, as amended by section 124, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017; and Laws 2016, LB956, sections 41, 42, 45, and 49, as amended by sections 128, 129, 132, and 136, respectively, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017; to adopt definitions; to provide, change, and eliminate provisions relating to appropriations and transfers of funds; to reduce appropriations; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. DEFINITION OF APPROPRIATION PERIOD.

For purposes of this act and any other legislative bill passed by the One Hundred Fifth Legislature, First or Second Session, which appropriates funds, FY2014-15 means the period July 1, 2014, through June 30, 2015; FY2015-16 means the period July 1, 2015, through June 30, 2016; FY2016-17 means the period July 1, 2016, through June 30, 2017; FY2017-18 means the period July 1, 2017, through June 30, 2018; and FY2018-19 means the period July 1, 2018, through June 30, 2019.

Sec. 2. APPROPRIATION LANGUAGE.

There are hereby appropriated, for FY2015-16 and FY2016-17, the sums set forth in this act to each agency for each program from the respective funds for the general operations of state government, postsecondary education, capital construction, and state aid, except as otherwise appropriated.

Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

All General Fund appropriations existing on June 30, 2015, in excess of expended and certified encumbrance amounts are hereby lapsed unless otherwise provided. All Cash Fund and Revolving Fund appropriations existing on June 30, 2015, in excess of expended and certified encumbrance amounts are hereby lapsed unless otherwise expressly provided. All certified encumbrance amounts on June 30, 2015, and June 30, 2016, are hereby reappropriated for FY2015-16 and FY2016-17, respectively, which amounts shall be in addition to the amounts shown in this act.

Sec. 4. REAPPROPRIATION OF BALANCES, FY2015-16 to FY2016-17.

In addition to the appropriations set forth in this act, there are hereby reappropriated all unexpended appropriation balances existing on June 30, 2016, for FY2016-17, to the respective agencies, programs, and funds listed in this act, except as otherwise provided in this act.

Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

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

Sec. 6. DRAWING AND PAYING WARRANTS.

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

Sec. 7. AGENCY NO. 12 – STATE TREASURER

Program No. 475 - ABLE Savings Program

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	<u>-0-</u>	<u>230,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>230,000</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

The unexpended Cash Fund appropriation balance existing on June 30, 2016, is lapsed.

Sec. 8. Laws 2015, LB657, section 11, as amended by section 17, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 11. AGENCY NO. 3 – LEGISLATIVE COUNCIL

Program No. 123 - Clerk of the Legislature

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	<u>3,890,706</u>	<u>3,849,719</u>

LB149  
2017

LB149  
2017

CASH FUND	59,835	62,675
PROGRAM TOTAL	3,950,541	3,912,394
SALARY LIMIT	2,895,027	2,981,695

The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less ~~\$199,114~~ ~~\$99,114~~, is hereby reappropriated.

Sec. 9. Laws 2015, LB657, section 51, as amended by section 35, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 51. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
Program No. 351 - Vocational Rehabilitation

	FY2015-16	FY2016-17
GENERAL FUND	4,875,621	4,797,612
<u>CASH FUND</u>	<u>500,000</u>	<u>2,661,945</u>
<del>CASH FUND</del>	<del>500,000</del>	<del>953,107</del>
FEDERAL FUND est.	21,764,320	22,308,428
<u>PROGRAM TOTAL</u>	<u>27,139,941</u>	<u>29,767,985</u>
<del>PROGRAM TOTAL</del>	<del>27,139,941</del>	<del>28,059,147</del>
SALARY LIMIT	11,337,352	11,588,183

The unexpended General Fund appropriation balance existing on June 30, 2016, less \$253,207, is hereby reappropriated.

There is included in the appropriation to this program for FY2015-16 \$6,600,867 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$1,281,630 Cash Funds and \$6,600,867 Federal Funds estimate for state aid, which shall only be used for such purpose.

Sec. 10. Laws 2015, LB657, section 136, as amended by section 68, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 136. AGENCY NO. 31 – MILITARY DEPARTMENT  
Program No. 192 - Governor's Emergency Aid

	FY2015-16	FY2016-17
GENERAL FUND	250,000	-0-
FEDERAL FUND est.	4,500,000	4,500,000
PROGRAM TOTAL	4,750,000	4,500,000

There is no salary limitation for this program.

The unexpended General Fund and Cash Fund appropriation balances existing on June 30, 2015, are hereby reappropriated. The unexpended Cash Fund appropriation balance existing on June 30, 2016, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less ~~\$6,581,226~~ ~~\$5,581,226~~, is hereby reappropriated.

There is included in the appropriation to this program for FY2015-16 \$250,000 General Funds and \$4,500,000 Federal Funds estimate for state aid. There is included in the appropriation to this program for FY2016-17 \$-0- General Funds and \$4,500,000 Federal Funds estimate for state aid.

Expenditures from this program shall not be restricted to state aid if other expenditures are necessary to fulfill the goals of the Governor's Emergency Aid Program.

Sec. 11. Laws 2015, LB657, section 202, as amended by section 92, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 202. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES  
Program No. 509 - Budget Division

	FY2015-16	FY2016-17
GENERAL FUND	1,240,096	1,220,041
PROGRAM TOTAL	1,240,096	1,220,041
SALARY LIMIT	794,309	813,341

The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30,

2016, less ~~\$1,722,351~~ ~~\$1,372,351~~, is hereby reappropriated.

Sec. 12. Laws 2015, LB657, section 245, as amended by section 114, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 245. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 220 - Community Corrections Division

	FY2015-16	FY2016-17
GENERAL FUND	302,140	195,954
CASH FUND	411,472	513,134
PROGRAM TOTAL	713,612	709,088
<u>SALARY LIMIT</u>	<u>205,006</u>	<u>255,917</u>
<del>SALARY LIMIT</del>	<del>205,006</del>	<del>209,917</del>

The unexpended General Fund appropriation balance less \$554,100 existing on June 30, 2015, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less \$113,713, is hereby reappropriated.

Sec. 13. Laws 2016, LB746A, section 3, as amended by section 124, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 3. AGENCY NO. 3 – LEGISLATIVE COUNCIL

Program No. 122 - Legislative Services

	FY2015-16	FY2016-17
GENERAL FUND	9,271,131	9,188,429
CASH FUND	60,000	70,000
FEDERAL FUND est.	39,270	39,270
PROGRAM TOTAL	9,370,401	9,297,699
SALARY LIMIT	6,834,905	7,047,126

There is included in the appropriation to this program for FY2015-16 \$5,000 Cash Funds and for FY2016-17 \$15,000 Cash Funds from the Nebraska Health Care Cash Fund for the purpose of ongoing health-related research and public policy development by the Health and Human Services Committee of the Legislature. Such funds may be used for, but shall not be limited to, hiring temporary legal research assistance, consulting and research contracts, reimbursement for necessary and appropriate expenses incurred in connection with such research and policy development, and actual and necessary travel reimbursement for task forces and committees established to conduct health policy work.

The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less ~~\$1,346,783~~ ~~\$1,596,783~~, is hereby reappropriated.

Sec. 14. Laws 2016, LB956, section 41, as amended by section 128, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 41. AGENCY NO. 5 – SUPREME COURT

Program No. 52 - Operations

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>32,616,292</u>	<u>33,067,618</u>
<del>GENERAL FUND</del>	<del>32,616,292</del>	<del>33,267,618</del>
CASH FUND est.	2,641,780	2,669,709
FEDERAL FUND est.	481,108	483,622
<u>PROGRAM TOTAL</u>	<u>35,739,180</u>	<u>36,220,949</u>
<del>PROGRAM TOTAL</del>	<del>35,739,180</del>	<del>36,420,949</del>
SALARY LIMIT	23,345,923	23,926,634

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

No. 34 - Court Administration

No. 40 - State Law Library

- No. 396 - County Court System
- No. 399 - District Court Reporters
- No. 405 - Court of Appeals

The unexpended General Fund appropriation balance less aid existing on June 30, 2015, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less \$1,125,612, is hereby reappropriated.

The budget division of the Department of Administrative Services shall administratively transfer General Fund appropriations or Salary Limits or both among Programs 52, 67, 420, 435, and 437, within Agency 5, upon written certification by the State Court Administrator that the Supreme Court has determined that such transfer is necessary for the efficient functioning of statewide court operations and the proper administration of justice.

There is included in the appropriation to this program for FY2015-16 \$270,000 Cash Funds for dispute resolution state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$270,000 Cash Funds for dispute resolution state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$550,000 Cash Funds for parenting plan mediation for indigent and lower-income persons involved in Parenting Act cases, as state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$550,000 Cash Funds for parenting plan mediation for indigent and lower-income persons involved in Parenting Act cases, as state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$300,000 General Funds for court appointed special advocate state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$300,000 General Funds for court appointed special advocate state aid, which shall only be used for such purpose.

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

Sec. 15. Laws 2016, LB956, section 42, as amended by section 129, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 42. AGENCY NO. 5 – SUPREME COURT  
 Program No. 435 - Probation Community Corrections

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>74,758,737</u>	<u>10,316,823</u>
<del>GENERAL FUND</del>	<del>74,758,737</del>	<del>12,316,823</del>
CASH FUND est.	7,258,708	6,625,708
<u>PROGRAM TOTAL</u>	<u>82,017,445</u>	<u>16,942,531</u>
<del>PROGRAM TOTAL</del>	<del>82,017,445</del>	<del>18,942,531</del>
SALARY LIMIT	15,446,258	4,947,686

The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less \$183,836, is hereby reappropriated.

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

Sec. 16. Laws 2016, LB956, section 45, as amended by section 132, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 45. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
 Program No. 158 - Education Aid

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>1,189,807,538</u>	<u>1,202,281,131</u>
<del>GENERAL FUND</del>	<del>1,189,807,538</del>	<del>1,202,530,659</del>
CASH FUND	3,240,938	3,740,938
FEDERAL FUND est.	310,889,138	310,889,138
<u>PROGRAM TOTAL</u>	<u>1,503,937,614</u>	<u>1,516,911,207</u>
<del>PROGRAM TOTAL</del>	<del>1,503,937,614</del>	<del>1,517,160,735</del>

There is included in the appropriation to this program for FY2015-16 \$1,189,807,538 General Funds, \$3,240,938 Cash Funds, and \$310,889,138 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$1,202,281,131 ~~\$1,202,530,659~~ General Funds, \$3,740,938 Cash Funds, and \$310,889,138 Federal

Funds estimate for state aid, which shall only be used for such purpose.

Of the unexpended General Fund appropriation in this program on June 30, 2015, up to \$1,800,000 General Funds appropriated in FY2014-15 to provide grants for early childhood education projects is hereby reappropriated. The State Department of Education shall certify to the budget administrator of the budget division of the Department of Administrative Services an accounting of the actual expenditures for early childhood education grants.

There is included in the amount shown for FY2015-16 \$946,539,662 General Funds which are hereby appropriated to the Tax Equity and Educational Opportunities Fund, which fund is hereby appropriated to provide state aid to public school districts pursuant to the Tax Equity and Educational Opportunities Support Act. There is included in the amount shown for FY2016-17 \$952,469,742 General Funds which are hereby appropriated to the Tax Equity and Educational Opportunities Fund, which fund is hereby appropriated to provide state aid to public school districts pursuant to the Tax Equity and Educational Opportunities Support Act.

There is included in the amount shown for this program \$219,112,160 General Funds provided as state aid for FY2015-16 for special education reimbursement. There is included in the amount shown for this program \$222,063,117 General Funds provided as state aid for FY2016-17 for special education reimbursement.

There is included in the amount shown for this program \$465,500 General Funds provided as state aid for FY2015-16 and \$446,880 General Funds provided as state aid for FY2016-17 to carry out the provisions of subsection (2) of section 79-734.

There is included in the amount shown for this program \$10,488,509 General Funds provided as state aid for FY2015-16 and ~~\$10,278,692~~ \$10,077,357 General Funds provided as state aid for FY2016-17 for core services for educational service units.

There is included in the amount shown for this program \$3,272,887 General Funds provided as state aid for FY2015-16 and ~~\$3,207,476~~ \$3,144,592 General Funds provided as state aid for FY2016-17 for technology infrastructure for educational service units.

Any remaining payments to educational service units for FY2016-17 aid shall be reduced pro rata by the department to equal the total amount of aid provided in this section.

There is included in the amount shown for this program \$290,365 General Funds provided as state aid for FY2015-16 and \$290,365 General Funds provided as state aid for FY2016-17 for distance education aid to educational service units.

There is included in the amount shown for this program \$542,595 General Funds provided as state aid for FY2015-16 and ~~\$538,600~~ \$553,291 General Funds provided as state aid for FY2016-17 for the school breakfast program.

There is included in the amount shown for this program \$392,032 General Funds provided as state aid for FY2015-16 and \$376,351 General Funds provided as state aid for FY2016-17 for the school lunch program.

There is included in the amount shown for this program \$130,000 General Funds provided as state aid for FY2015-16 and \$124,800 General Funds provided as state aid for FY2016-17 for the Summer Food Service Program.

There is included in the amount shown for this program \$214,664 General Funds provided as state aid for FY2015-16 and \$206,077 General Funds provided as state aid for FY2016-17 for adult basic education programs.

There is included in the amount shown for this program \$750,000 General Funds provided as state aid for FY2015-16 and \$720,000 General Funds provided as state aid for FY2016-17 for aid to institutions offering high school equivalency programs.

There is included in the amount shown for this program \$1,820,164 General Funds provided as state aid for FY2015-16 and \$3,619,357 General Funds provided as state aid for FY2016-17 for early childhood education projects.

There is included in the amount shown for this program \$4,000,000 General Funds provided as state aid for FY2015-16 and \$4,800,000 General Funds provided as state aid for FY2016-17 for the Early Childhood Education Grant Program for at-risk children from birth to age three. It is the intent of the Legislature that a maximum of five percent of General Funds appropriated each fiscal year for the Early Childhood Education Grant Program for at-risk children from birth to age three may be used for evaluation and technical assistance.

There is included in the amount shown for this program \$100,000 General Funds provided as state aid for FY2015-16 and \$96,000 General Funds provided as state aid for FY2016-17 for scholarships for early childhood education providers.

There is included in the amount shown for this program \$69,000 General Funds provided as state aid for FY2015-16 and \$66,240 General Funds provided as state aid for FY2016-17 for incentive bonuses for providers of child care and early childhood education programs.

There is included in the amount shown for this program \$400,000 General Funds provided as state aid for FY2015-16 and \$384,000 General Funds provided as state aid for FY2016-17 for the Nurturing Healthy Behaviors program.

There is included in the amount shown for this program \$500,000 General Funds provided as state aid for FY2015-16 and \$500,000 General Funds provided as state aid for FY2016-17 for learning community aid.

There is included in the amount shown for this program \$2,342,962 General Funds provided as state aid for FY2016-17 for programs for learners with high ability.

There is included in the amount shown for this program \$470,000 General Funds provided as state aid for FY2015-16 for the Master Teacher Program Act.

It is the intent of the Legislature that the General Fund appropriation remaining in FY2015-16 for the Master Teacher Program which is reappropriated in FY2016-17 be used to pay for registration awards in FY2016-17 as provided in section 79-8,130. Any funds remaining after the payment of registration awards shall be prorated to provide salary bonuses to eligible individuals as provided in section 79-8,127.

There is included in the amount shown for this program \$250,000 General Funds provided as one-time state aid for FY2015-16 for expanded learning opportunity programs.

On or before October 1, 2015, the Department of Health and Human Services and the State Department of Education shall jointly certify to the budget administrator of the budget division of the Department of Administrative Services the amount of federal medicaid funds paid to school districts pursuant to the Early Intervention Act for special education services for children age five years and older. The General Fund appropriation to the State Department of Education, Program 158, for state special education aid shall be decreased by an amount equal to the amount that would have been reimbursed with state General Funds to the school districts through the special education reimbursement process for special education services for children age five years and older that was paid to school districts or approved cooperatives with federal medicaid funds. There is hereby appropriated from the General Fund an amount equal to the amount certified to the budget administrator for FY2015-16 to the Department of Health and Human Services to aid in carrying out the provisions of Laws 1991, LB 701. The budget administrator shall distribute the amount appropriated between budget programs according to percentages certified by the Department of Health and Human Services.

Sec. 17. Laws 2016, LB956, section 49, as amended by section 136, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, is amended to read:

Sec. 49. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 348 - Medical Assistance

	FY2015-16	FY2016-17
GENERAL FUND	798,415,607	835,419,522
CASH FUND	46,851,581	46,851,581
FEDERAL FUND est.	1,183,936,671	1,221,397,549
PROGRAM TOTAL	2,029,203,859	2,103,668,652

The remainder of the unexpended General Fund appropriation balance existing on June 30, 2015, less \$84,774,997, is hereby reappropriated to this program.

The unexpended Cash Fund and Federal Fund estimate appropriation balances as of June 30, 2015, are hereby reappropriated.

The unexpended General Fund appropriation balance existing on June 30, 2016, less \$12,929,145, is hereby reappropriated.

There is included in the appropriation to this program for FY2015-16 \$798,415,607 General Funds, \$46,851,581 Cash Funds, and \$1,183,936,671 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$835,419,522 General Funds, \$46,851,581 Cash Funds, and \$1,221,397,549 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$4,765,896 Cash Funds for state aid for the continuation of the behavioral health provider rate increase and behavioral health provider rate increase for managed care, inpatient services, and residential treatment services provided with funds from the Nebraska Health Care Cash Fund. There is included in the appropriation to this program for FY2016-17 \$4,765,896 Cash Funds for state aid for the continuation of the behavioral health provider rate increase and behavioral health provider rate increase for managed care, inpatient services, and residential treatment services provided with funds from the Nebraska Health Care Cash Fund.

There is included in the appropriation to this program for FY2015-16 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for a state plan amendment covering tobacco-use cessation in compliance with Title XIX of the federal Social Security Act. There is included in the appropriation to this program for FY2016-17 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for a state plan amendment covering tobacco-use cessation in compliance with Title XIX of the federal Social Security Act. The smoking cessation funding for FY2015-16 and FY2016-17 is for the costs of tobacco-use cessation counseling and tobacco-use cessation pharmaceuticals approved by the federal Food and Drug Administration for such purpose.

There is included in the appropriation to this program for FY2015-16 \$6,122,656.17 Cash Funds from funds transferred from the University of Nebraska Medical Center and an estimated \$6,550,370.83 Federal Funds for supplemental payments to Nebraska Medicine. There is included in the appropriation to this program for FY2016-17 \$4,916,073 Cash Funds from funds transferred from the University of Nebraska Medical Center and an estimated \$5,257,094 Federal Funds

~~for supplemental payments to Nebraska Medicine, for payments as allowed and approved by the Medicaid State Plan Amendment by the Centers for Medicare and Medicaid. The payments are allowed pending the approval of the medicaid state plan amendment by the Centers for Medicare and Medicaid.~~

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

Sec. 18. Laws 2016, LB956, section 66, is amended to read:

Sec. 66. FUND LAPSES AND TRANSFERS.

The State Treasurer shall make the transfers specified in this section between funds, in the amounts indicated. Unless otherwise noted, transfers for FY2015-16 shall occur on July 1, 2015, or as soon thereafter as administratively possible, and transfers for FY2016-17 shall occur on July 1, 2016, or as soon thereafter as administratively possible. All agencies with administrative responsibilities for these funds shall assist the State Treasurer as needed in implementing the transfers.

(1) Transfers for FY2015-16 shall include:

(a) From the General Fund to the Nebraska State Patrol Cash Fund: \$115,000 less the unexpended balance existing on June 30, 2015, in (i) the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash Fund, (iii) any special checking account or accounts used by the Nebraska State Patrol, and (iv) the possession of agency personnel involved in investigations, when the unexpended balances resulted from General Fund transfers to the Nebraska State Patrol Cash Fund or from General Fund appropriations. Any transfers made shall be subject to a final reconciliation of available investigation cash fund balances as of June 30, 2015, by the Nebraska State Patrol.

It is the intent of the Legislature that the Nebraska State Patrol have available a total of \$115,000 from the General Fund for FY2015-16 to be used in making drug purchases, for enforcing Nebraska laws relating to felonies, for enforcing the Nebraska liquor laws, and for payment of investigative expenses;

(b) From the Tobacco Products Administration Cash Fund to the General Fund: \$13,000,000 on or before June 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services;

(c) From the Charitable Gaming Operations Fund to the General Fund: \$2,000,000 on or before June 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services;

(d) From the Severance Tax Administration Cash Fund to the General Fund: \$150,000 on or before June 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services;

(e) From the Securities Act Cash Fund to the General Fund: \$12,000,000 on or before September 30, 2015, \$12,000,000 on or before March 31, 2016, and \$6,000,000 on or before June 30, 2016, on such dates as directed by the budget administrator of the budget division of the Department of Administrative Services;

(f) From the Health and Human Services Cash Fund to the University of Nebraska Eppley Institute for Research in Cancer and Allied Diseases Cash Fund: \$500,000, pursuant to section 81-638;

(g) From the Department of Insurance Cash Fund to the General Fund: \$3,125,000 on or before September 30, 2015, \$3,125,000 on or before March 31, 2016, and \$2,000,000 on or before June 30, 2016, on such dates as directed by the budget administrator of the budget division of the Department of Administrative Services;

(h) From the Roads Operations Cash Fund to the Carrier Enforcement Cash Fund: \$7,823,910, less the unexpended balance existing on June 30, 2015, in the Carrier Enforcement Cash Fund. Transfers shall be made in four equal quarterly amounts on or before July 15, October 15, January 15, and April 15;

(i) From the Petroleum Release Remedial Action Cash Fund to the Underground Storage Tank Fund: \$50,000 on or before July 5, 2015;

(j) From the State Building Revolving Fund to the Capitol Security Revolving Fund: \$642,437. Transfers shall be made in four equal quarterly amounts on or before July 15, October 15, January 15, and April 15.

Transfers shall be made to pay non-General-Fund costs associated with the operation of the state capitol security division of the Nebraska State Patrol;

(k) From the Highway Trust Fund to the Motor Fuel Tax Enforcement and Collection Cash Fund: \$1,400,000. Transfers shall be made in twelve equal monthly amounts;

(l) From the Highway Trust Fund to the Motor Carrier Division Cash Fund: Up to a maximum of \$300,000. Transfers shall be made as required by the Department of Motor Vehicles to operate the Division of Motor Carrier Services;

(m) From the Civic and Community Center Financing Fund to the Department of Revenue Enforcement Fund: \$43,900 on July 1, 2015, or as soon thereafter as administratively possible, as provided for in sections 13-2704 and 77-5601;

(n) From the Highway Trust Fund to the License Plate Cash Fund: \$9,050,000. Transfers shall be made as required by the Department of Motor Vehicles to meet the expenditures of plate and sticker production;

(o) From the Flexible Spending Trust Fund to the Health and Life Benefit Administration Cash Fund: \$140,000, except that if the total available unobligated balance of forfeitures in the Flexible Spending Trust Fund as of June 30, 2015, is less than \$140,000, then the State Treasurer shall transfer

the difference, not to exceed \$140,000, from the State Employees Insurance Fund. Transfers shall be made to pay the costs associated with the administration of the Flexible Spending Account program;

(p) From the State Employees Insurance Fund to the Health and Life Benefit Administration Cash Fund: \$973,433, less the June 30, 2015, unobligated Health and Life Benefit Administration Cash Fund balance;

(q) From the Severance Tax Fund to the Municipal Rate Negotiations Revolving Loan Fund: \$10,000, pursuant to section 57-705;

(r) From the Severance Tax Fund to the State Energy Office Cash Fund: \$300,000, pursuant to section 57-705. Transfers shall be made in twelve equal monthly amounts;

(s) From the General Fund to the Victim's Compensation Fund: \$50,000;

(t) From the Ignition Interlock Cash Fund to the General Fund: \$200,000 on or before June 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services;

(u) From the Waste Reduction and Recycling Incentive Fund to the General Fund: \$1,000,000 on or before June 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services; and

(v) From the General Fund to the Nebraska Capital Construction Fund: \$800,000.

(2) Transfers for FY2016-17 shall include:

(a) From the General Fund to the Nebraska State Patrol Cash Fund: \$115,000 less the unexpended balance existing on June 30, 2016, in (i) the Nebraska State Patrol Cash Fund, (ii) the Investigation Petty Cash Fund, (iii) any special checking account or accounts used by the Nebraska State Patrol, and (iv) the possession of agency personnel involved in investigations, when the unexpended balances resulted from General Fund transfers to the Nebraska State Patrol Cash Fund or from General Fund appropriations. Any transfers made shall be subject to a final reconciliation of available investigation cash fund balances as of June 30, 2016, by the Nebraska State Patrol.

It is the intent of the Legislature that the Nebraska State Patrol have available a total of \$115,000 from the General Fund for FY2016-17 to be used in making drug purchases, for enforcing Nebraska laws relating to felonies, for enforcing the Nebraska liquor laws, and for payment of investigative expenses;

(b) From the Tobacco Products Administration Cash Fund to the General Fund: \$10,000,000 on or before June 15, 2017, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services;

(c) From the Severance Tax Administration Cash Fund to the General Fund: ~~\$100,000~~ \$150,000 on or before June 15, 2017, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services;

(d) From the Securities Act Cash Fund to the General Fund: \$15,000,000 on or before September 30, 2016, and \$15,000,000 on or before March 31, 2017, on such dates as directed by the budget administrator of the budget division of the Department of Administrative Services;

(e) From the Health and Human Services Cash Fund to the University of Nebraska Eppley Institute for Research in Cancer and Allied Diseases Cash Fund: \$500,000, pursuant to section 81-638;

(f) From the Department of Insurance Cash Fund to the General Fund: \$4,125,000 on or before September 30, 2016, and \$4,125,000 on or before March 31, 2017, on such dates as directed by the budget administrator of the budget division of the Department of Administrative Services;

(g) From the Roads Operations Cash Fund to the Carrier Enforcement Cash Fund: \$8,064,775. Transfers shall be made in four equal quarterly amounts on or before July 15, October 15, January 15, and April 15;

(h) From the Petroleum Release Remedial Action Cash Fund to the Underground Storage Tank Fund: \$50,000 on or before July 5, 2016;

(i) From the State Building Revolving Fund to the Capitol Security Revolving Fund: \$666,530. Transfers shall be made in four equal quarterly amounts on or before July 15, October 15, January 15, and April 15.

Transfers shall be made to pay non-General-Fund costs associated with the operation of the state capitol security division of the Nebraska State Patrol;

(j) From the Highway Trust Fund to the Motor Fuel Tax Enforcement and Collection Cash Fund: \$1,200,000. Transfers shall be made in twelve equal monthly amounts;

(k) From the Highway Trust Fund to the Motor Carrier Division Cash Fund: Up to a maximum of \$1,200,000. Transfers shall be made as required by the Department of Motor Vehicles to operate the Division of Motor Carrier Services;

(l) From the Civic and Community Center Financing Fund to the Department of Revenue Enforcement Fund: \$43,900 on July 1, 2016, or as soon thereafter as administratively possible, as provided for in sections 13-2704 and 77-5601;

(m) From the Highway Trust Fund to the License Plate Cash Fund: Up to a maximum of \$5,200,000. Transfers shall be made as required by the Department of Motor Vehicles to meet the expenditures of plate and sticker production;

(n) From the Flexible Spending Trust Fund to the Health and Life Benefit Administration Cash Fund: \$140,000, except that if the total available unobligated balance of forfeitures in the Flexible Spending Trust Fund as of June 30, 2016, is less than \$140,000, then the State Treasurer shall transfer the difference, not to exceed \$140,000, from the State Employees Insurance Fund. Transfers shall be made to pay the costs associated with the administration of the Flexible Spending Account program;



(o) From the State Employees Insurance Fund to the Health and Life Benefit Administration Cash Fund: \$959,762;

(p) From the Severance Tax Fund to the Municipal Rate Negotiations Revolving Loan Fund: \$10,000, pursuant to section 57-705;

(q) From the Severance Tax Fund to the State Energy Office Cash Fund: \$300,000, pursuant to section 57-705. Transfers shall be made in twelve equal monthly amounts;

(r) From the General Fund to the Victim's Compensation Fund: \$50,000; and

(s) From the Ignition Interlock Cash Fund to the General Fund: \$200,000 on or before June 15, 2017, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services.

Sec. 19. Original Laws 2015, LB657, sections 11, 51, 136, 202, and 245, as amended by sections 17, 35, 68, 92, and 114, respectively, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017; Laws 2016, LB956, section 66; Laws 2016, LB746A, section 3, as amended by section 124, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017; and Laws 2016, LB956, sections 41, 42, 45, and 49, as amended by sections 128, 129, 132, and 136, respectively, Legislative Bill 22, One Hundred Fifth Legislature, First Session, 2017, are repealed.

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