

# LEGISLATIVE BILL 956

Approved by the Governor March 30, 2016

Introduced by Speaker Hadley, 37; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2015, LB500A, section 3; Laws 2015, LB591A, section 1; Laws 2015, LB598A, section 5; Laws 2015, LB657, sections 18, 22, 32, 48, 49, 96, 102, 103, 104, 106, 109, 146, 147, 148, 149, 172, 182, 187, 198, 207, 220, 227, 248, 254, 258, and 271; Laws 2015, LB659, sections 13 and 16; Laws 2015, LB660, sections 24, 31, and 36; and section 90-559, Revised Statutes Supplement, 2015; to state intent; to define terms; to provide, change, and eliminate appropriations for operation of state government, state aid, postsecondary education, and capital construction; to provide for transfers of funds; to require reports; 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 Fourth 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, except as provided in section 73 of 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. 5 – SUPREME COURT**

Program No. 437 - Juvenile Justice

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	-0-	<u>71,462,905</u>
<u>CASH FUND est.</u>	-0-	<u>25,000</u>
<u>PROGRAM TOTAL</u>	-0-	<u>71,487,905</u>
<u>SALARY LIMIT</u>	-0-	<u>13,153,313</u>

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

**Sec. 8. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS**

Program No. 506 - State Agency and County Post Audits

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	<u>46,100</u>	-0-
<u>PROGRAM TOTAL</u>	<u>46,100</u>	-0-

SALARY LIMIT 40,000 -0-

Sec. 9. AGENCY NO. 11 – ATTORNEY GENERAL  
Program No. 290 - State Settlement Funds

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	-0-	175,000
<u>PROGRAM TOTAL</u>	-0-	175,000
<u>SALARY LIMIT</u>	-0-	86,520

There is included in the appropriation to this program for FY2016-17 \$175,000 Cash Funds for forensic accountants, which shall only be used for such purpose.

Sec. 10. AGENCY NO. 11 – ATTORNEY GENERAL  
Program No. 496 - Interstate Water Litigation

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	307,900	921,500
<u>PROGRAM TOTAL</u>	307,900	921,500
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 11. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
Program No. 161 - Education Innovation

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	397,616	375,000
<u>PROGRAM TOTAL</u>	397,616	375,000
<u>SALARY LIMIT</u>	-0-	-0-

There is included in the appropriation to this program for FY2015-16 \$375,000 Cash Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$375,000 Cash Funds for state aid, which shall only be used for such purpose.

Sec. 12. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
Program No. 614 - Professional Practices Commission

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	44,418	2,410
<u>PROGRAM TOTAL</u>	44,418	2,410
<u>SALARY LIMIT</u>	37,384	2,075

There is included in the appropriation to this program for FY2015-16 \$44,418 Cash Funds and \$37,384 Salary Limit for retiree accrued vacation and sick leave payout and transitional employee training, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$2,410 Cash Funds and \$2,075 Salary Limit for retiree accrued vacation and sick leave payout and transitional employee training, which shall only be used for such purpose.

Sec. 13. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
Program No. 16 - Expenses, Constitutional Officers

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	4,280	8,718
<u>PROGRAM TOTAL</u>	4,280	8,718
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 14. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
Program No. 54 - Enforcement of Standards - Common Carriers

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	33,840	-0-
<u>PROGRAM TOTAL</u>	33,840	-0-
<u>SALARY LIMIT</u>	15,643	-0-

Sec. 15. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
Program No. 583 - Enhanced Wireless 911 Fund

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	91,547	267,833
<u>PROGRAM TOTAL</u>	91,547	267,833
<u>SALARY LIMIT</u>	30,012	165,741

Sec. 16. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
Program No. 686 - Nebraska Telecommunications Universal Service Fund

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	33,496	30,000
<u>PROGRAM TOTAL</u>	33,496	30,000
<u>SALARY LIMIT</u>	3,036	-0-

Sec. 17. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
Program No. 790 - Natural Gas Regulation

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	3,091	-0-
<u>PROGRAM TOTAL</u>	3,091	-0-
<u>SALARY LIMIT</u>	2,685	-0-

Sec. 18. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 33 - Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	42,546	4,588,884
<u>FEDERAL FUND est.</u>	-0-	2,873,878
<u>PROGRAM TOTAL</u>	42,546	7,462,762
<u>SALARY LIMIT</u>	14,759	60,453

There is included in the appropriation to this program for FY2016-17 \$200,000 General Funds to create and develop a plan for systems of care for adult users of behavioral health services. It is the intent of the Legislature for the plan to be developed in partnership with community stakeholders and consultants or contractors may be utilized. The plan shall include a statewide assessment of needs, shall outline a plan for infrastructure, services, support, and financing strategies to address the needs, and shall identify related short-term and long-term outcomes.

It is the intent of the Legislature that the Division of Behavioral Health of the Department of Health and Human Services shall report the results of the cost study of behavioral health rates to the Legislature. The final results, from phases of the cost study which have been completed by June 30, 2016, shall be reported on or before July 31, 2016. Thereafter, the final results of each phase shall be reported to the Legislature upon completion. At the conclusion of the rate study, a final report shall be submitted to the Legislature. The reporting shall be done electronically.

Sec. 19. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 175 - Rural Health Provider Incentive Program

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	100,000	100,000
<u>PROGRAM TOTAL</u>	100,000	100,000

There is included in the appropriation to this program for FY2015-16 \$100,000 Cash Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$100,000 Cash Funds for state aid, which shall only be used for such purpose.

Sec. 20. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 178 - Professional Licensure

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND</u>	-0-	500,000
<u>PROGRAM TOTAL</u>	-0-	500,000
<u>SALARY LIMIT</u>	-0-	-0-

Sec. 21. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

Program No. 350 - Child Abuse Prevention

	<u>FY2015-16</u>	<u>FY2016-17</u>
CASH FUND	-0-	150,000
PROGRAM TOTAL	-0-	150,000

There is included in the appropriation to this program for FY2016-17 \$150,000 Cash Funds for state aid, which shall only be used for such purpose.

Sec. 22. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 365 - Mental Health Operations

	<u>FY2015-16</u>	<u>FY2016-17</u>
GENERAL FUND	-0-	1,054,726
FEDERAL FUND est.	-0-	6,506
PROGRAM TOTAL	-0-	1,061,232
SALARY LIMIT	120,489	481,954

Sec. 23. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 424 - Developmental Disability Aid

	<u>FY2015-16</u>	<u>FY2016-17</u>
GENERAL FUND	13,214,354	7,076
PROGRAM TOTAL	13,214,354	7,076

There is included in the appropriation to this program for FY2015-16 \$13,214,354 General Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$7,076 General Funds for state aid, which shall only be used for such purpose.

There is included in the amount shown as General Fund aid in this program \$500,000 General Funds for FY2015-16 which shall only be used to serve persons on the waiting list.

Sec. 24. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 502 - Public Health Aid

	<u>FY2015-16</u>	<u>FY2016-17</u>
GENERAL FUND	1,000,000	-0-
PROGRAM TOTAL	1,000,000	-0-

There is included in the appropriation to this program for FY2015-16 \$1,000,000 General Funds for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$1,000,000 General Funds, for state aid, for the seven community health centers funded through Federal Program 330, Public Law 104-299, the federal Health Centers Consolidation Act of 1996. Each of the following centers is to receive \$142,857: Charles Drew Health Center, One World Community Health Center, East Central District Health Department – Good Neighbor Community Health Center, Community Action Partnership of Western Nebraska, Midtown Community Health Center, People's Health Center, and Heartland Health Center.

Sec. 25. AGENCY NO. 29 – DEPARTMENT OF NATURAL RESOURCES  
Program No. 314 - Critical Infrastructure Facilities

	<u>FY2015-16</u>	<u>FY2016-17</u>
CASH FUND	13,700,000	-0-
PROGRAM TOTAL	13,700,000	-0-

There is included in the appropriation to this program for FY2015-16 \$13,700,000 Cash Funds for state aid, which shall only be used for such purpose.

It is the intent of the Legislature that the funds appropriated to this program shall be used by the Department of Natural Resources to provide a grant to a natural resources district to offset costs related to soil and water improvements intended to protect critical infrastructure facilities within the district which includes military installments, transportation routes, and wastewater treatment facilities.

It is the intent of the Legislature that a natural resources district receiving funds appropriated to this program shall no later than December 31 of each year provide information to the Department of Natural Resources regarding the use of the funds.

Sec. 26. AGENCY NO. 33 – GAME AND PARKS COMMISSION  
Program No. 966 - Trail Development

	<u>FY2015-16</u>	<u>FY2016-17</u>
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<u>CASH FUND</u>	<u>100,000</u>	<u>-0-</u>
<u>PROGRAM TOTAL</u>	<u>100,000</u>	<u>-0-</u>

There is included in the appropriation to this program for FY2015-16 \$100,000 Cash Funds for the development of undeveloped portions of the Cowboy Trail using money transferred from the Nebraska Youth Conservation Program Fund to the Cowboy Trail Fund. The Game and Parks Commission shall not expend any of the transferred money unless the amount is matched both by a public entity and by a private entity for each expenditure.

Sec. 27. AGENCY NO. 36 – STATE RACING COMMISSION  
Program No. 74 - Enforcement of Standards - Horseracing

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>CASH FUND est.</u>	<u>25,000</u>	<u>25,000</u>
<u>PROGRAM TOTAL</u>	<u>25,000</u>	<u>25,000</u>

Sec. 28. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
Program No. 927 - Community Corrections Renovation and Expansion

	<u>FY2015-16</u>	<u>FY2016-17</u>	<u>FUTURE</u>
<u>NEBRASKA CAPITAL</u>			
<u>CONSTRUCTION FUND</u>	<u>1,853,000</u>	<u>5,306,519</u>	<u>20,847,039</u>
<u>PROGRAM TOTAL</u>	<u>1,853,000</u>	<u>5,306,519</u>	<u>20,847,039</u>

The Department of Correctional Services is hereby authorized to plan, design, construct, renovate, and repurpose community corrections bed space at the department's Community Corrections Center facilities in Lincoln and Omaha to achieve a net total increase of one hundred forty-eight beds.

There is included in the appropriation to this program for FY2015-16 \$1,800,000, which shall be utilized to address capacity and programming needs within the Department of Correctional Services while the capital construction project at the Community Corrections Center in Lincoln is being completed. The department shall issue a report to the Appropriations Committee of the Legislature on the utilization of or plans for these funds by January 1, 2017. The report shall be submitted electronically.

Sec. 29. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
Program No. 928 - Reception and Treatment Center

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>NEBRASKA CAPITAL</u>		
<u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>69,000</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>69,000</u>

The Department of Correctional Services is hereby authorized to develop a program statement in FY2016-17 for the potential future design, renovation, and consolidation of the department's Lincoln Correctional Center and the Diagnostic and Evaluation Center facilities as well as the construction of three hundred new beds for behavioral health, geriatric, and long-term medical needs, for the purpose of creating a new Reception and Treatment Center.

Sec. 30. AGENCY NO. 54 – NEBRASKA STATE HISTORICAL SOCIETY  
Program No. 648 - Nebraska State Historical Society

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	<u>85,000</u>	<u>-0-</u>
<u>PROGRAM TOTAL</u>	<u>85,000</u>	<u>-0-</u>
<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

Sec. 31. AGENCY NO. 76 – COMMISSION ON INDIAN AFFAIRS  
Program No. 584 - Indian Affairs

	<u>FY2015-16</u>	<u>FY2016-17</u>
<u>GENERAL FUND</u>	<u>3,977</u>	<u>25,028</u>
<u>PROGRAM TOTAL</u>	<u>3,977</u>	<u>25,028</u>

Sec. 32. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE  
Program No. 198 - Central Administration

	<u>FY2015-16</u>	<u>FY2016-17</u>
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SALARY LIMIT 5,445 5,575

Sec. 33. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE  
Program No. 199 - Nebraska Law Enforcement Training Center

FY2015-16 FY2016-17

SALARY LIMIT 32,845 21,125

Sec. 34. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE  
Program No. 215 - Criminal Justice Information System

FY2015-16 FY2016-17

SALARY LIMIT 5,445 5,575

Sec. 35. Pursuant to the provisions of section 85-408, the Legislature approves the expenditure of \$775,000 from the University of Nebraska at Omaha Student Fees and Facilities Revenue Bond Surplus Funds for the University Village stairwell repairs project.

Sec. 36. It is the intent of the Legislature to provide a total of \$5,000,000 General Funds for FY2017-18 and a total of \$5,000,000 General Funds for FY2018-19 for the operation and maintenance of the Global Center for Advanced Interprofessional Learning at the University of Nebraska Medical Center.

Sec. 37. It is the intent of the Legislature that annual health care insurance reports required pursuant to sections 50-502 and 50-503 include the following:

- (1) Employee and employer monthly health insurance premium contributions for the plan option used by the majority of employees;
- (2) The amount of trust fund reserves and fund balances and the rationale for the level of each;
- (3) An overview of the plan design and management;
- (4) Enrollment, eligibility, and demographics of plan membership;
- (5) The financial performance of the plan including plan income sources and employer fund sources; and
- (6) Expenses of the plan including medical and pharmacy claims and professional and administrative costs.

It is the intent of the Legislature that on or after July 1, 2016, no additional employee premium holidays be provided by the University of Nebraska Health Insurance Plan and the State of Nebraska Health Insurance Plan.

It is also the intent of the Legislature that on or after July 1, 2016, any increase in costs associated with the University of Nebraska Health Insurance Plan and the State of Nebraska Health Insurance Plan be borne proportionately by employee and employer premiums.

Sec. 38. Laws 2015, LB500A, section 3, is amended to read:

Sec. 3. The General Fund appropriation for FY2016-17 to the Supreme Court, for Program ~~437~~ 435, is hereby reduced by \$250,000.

Sec. 39. Laws 2015, LB591A, section 1, is amended to read:

Section 1. AGENCY NO. 16 – DEPARTMENT OF REVENUE  
Program No. 108 - Homestead Exemption

FY2015-16 FY2016-17

GENERAL FUND 71,600,000 72,515,000

PROGRAM TOTAL 71,600,000 72,515,000

GENERAL FUND 71,000,000 71,315,000

PROGRAM TOTAL 71,000,000 71,315,000

There is included in the appropriation to this program for FY2015-16 ~~\$71,600,000~~ \$71,000,000 General Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 ~~\$72,515,000~~ \$71,315,000 General Funds for state aid, which shall only be used for such purpose.

Sec. 40. Laws 2015, LB598A, section 5, is amended to read:

Sec. 5. There is hereby appropriated (1) \$463,522 from the General Fund and \$-0- from the Parole Program Cash Fund for FY2015-16 and (2) ~~\$6,200,975~~ \$5,500,975 from the General Fund and \$455,873 from the Parole Program Cash Fund for FY2016-17 to the Board of Pardons and Board of Parole, for Program 358, to aid in carrying out the provisions of Legislative Bill 598, One Hundred Fourth Legislature, First Session, 2015.

Total expenditures for permanent and temporary salaries and per diems from funds appropriated in this section shall not exceed \$323,794 for FY2015-16 or \$2,957,608 for FY2016-17.

There is included in the appropriation to this program for FY2015-16 \$100,000 in General Funds which shall only be used by the Board of Parole to develop and implement a strategic plan to transition the supervision of the Office of Parole Administration from the Department of Correctional Services to the Board of Parole. For the purposes of developing such a plan, the Board of

Parole shall, on or before January 1, 2016, hire a transition plan director and any staff as allowed under subsection (2) of section 83-188 to assist such director in the transition.

Sec. 41. Laws 2015, LB657, section 18, is amended to read:

Sec. 18. AGENCY NO. 5 – SUPREME COURT  
Program No. 52 - Operations

	FY2015-16	FY2016-17
GENERAL FUND	32,616,292	33,751,147
CASH FUND est.	2,641,780	2,669,709
FEDERAL FUND est.	481,108	483,622
PROGRAM TOTAL	35,739,180	36,904,478
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 budget division of the Department of Administrative Services shall administratively transfer General Fund appropriations or Salary Limits or both among Programs 52, 67, 420, and 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. 42. Laws 2015, LB657, section 22, is amended to read:

Sec. 22. 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>12,626,882</u>
<u>CASH FUND est.</u>	<u>7,258,708</u>	<u>6,625,708</u>
<u>PROGRAM TOTAL</u>	<u>82,017,445</u>	<u>19,252,590</u>
<u>SALARY LIMIT</u>	<u>15,446,258</u>	<u>4,947,686</u>
<del>GENERAL FUND</del>	<del>74,758,737</del>	<del>84,089,787</del>
<del>CASH FUND est.</del>	<del>7,258,708</del>	<del>6,650,708</del>
<del>PROGRAM TOTAL</del>	<del>82,017,445</del>	<del>90,740,495</del>
<del>SALARY LIMIT</del>	<del>15,446,258</del>	<del>18,100,999</del>

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

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

Sec. 43. Laws 2015, LB657, section 32, is amended to read:

Sec. 32. AGENCY NO. 9 – SECRETARY OF STATE  
Program No. 86 - Enforcement of Standards - Records Management

	FY2015-16	FY2016-17
GENERAL FUND	150,624	154,665
<u>CASH FUND</u>	<u>3,085,000</u>	<u>3,086,668</u>
<del>CASH FUND</del>	<del>2,688,540</del>	<del>2,690,208</del>
REVOLVING FUND	1,105,976	1,149,378
<u>PROGRAM TOTAL</u>	<u>4,341,600</u>	<u>4,390,711</u>
<del>PROGRAM TOTAL</del>	<del>3,945,140</del>	<del>3,994,251</del>
SALARY LIMIT	608,188	622,761

Sec. 44. Laws 2015, LB657, section 48, is amended to read:  
 Sec. 48. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION  
 Program No. 25 - Education, Administration, and Support

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>16,430,022</u>	<u>16,419,448</u>
<del>GENERAL FUND</del>	<del>16,180,022</del>	<del>16,419,448</del>
CASH FUND	1,512,044	1,523,964
FEDERAL FUND est.	24,018,965	23,412,744
REVOLVING FUND	204,728	204,728
<u>PROGRAM TOTAL</u>	<u>42,165,759</u>	<u>41,560,884</u>
<del>PROGRAM TOTAL</del>	<del>41,915,759</del>	<del>41,560,884</del>
SALARY LIMIT	16,504,454	14,337,555

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

- No. 25 - Commissioner's Office
- No. 403 - Assessment/Report Card
- No. 440 - Human Resources
- No. 441 - Teaching and Learning Curriculum/Instruction/Innovation
- No. 442 - Diversity Populations: Equity and Instructional Issues
- No. 443 - Network Education and Technology Services
- No. 444 - Office of Early Childhood
- No. 445 - Data, Research, Evaluation, and Information Technology
- No. 446 - Adult Program Services
- No. 447 - School Improvement/Accreditation
- No. 448 - Diversity Populations: Special Education
- No. 449 - Federal Programs
- No. 450 - Select Department-wide Costs
- No. 451 - Finance and Organization Services

The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of \$2,927,000 for the state assessment and reporting system. The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of \$912,000 to implement the Step Up to Quality Child Care Act. The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of \$785,000 for activities related to the implementation of Laws 2014, LB438. The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of \$266,832 for retirement payouts.

There is included in the appropriation to this program for FY2015-16 \$4,751,600 General Funds and \$2,750,000 Federal Funds estimate for statewide assessment and reporting, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$4,751,600 General Funds and \$2,750,000 Federal Funds estimate for statewide assessment and reporting, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$500,000 General Funds for an IT academy project, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$500,000 General Funds for an IT academy project, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$75,000 General Funds for the review of poverty and limited English proficiency plans, including at least \$25,000 General Funds for performance auditing. There is included in the appropriation to this program for FY2016-17 \$75,000 General Funds for the review of poverty and limited English proficiency plans, including at least \$25,000 General Funds for performance auditing.

There is included in the appropriation to this program for FY2015-16 \$95,000 General Funds for a position for the Early Childhood Education Grant Program. There is included in the appropriation to this program for FY2016-17 \$95,000 General Funds for a position for the Early Childhood Education Grant Program. It is the intent of the Legislature to provide funding for the position for only two years, in FY2015-16 and FY2016-17.

There is included in the appropriation to this program for FY2016-17 \$10,000 General Funds for the Educational Opportunity for Military Children Program.

There is included in the appropriation to this program for FY2015-16 \$250,000 General Funds as a one-time appropriation for the adult education program to implement job-driven training and education components of the federal Workforce Innovation and Opportunity Act, including, but not limited to, college and career readiness initiatives and curriculum alignment, support of partnerships with American Job Centers, staff development, instructional capacity, outreach, and technology.

Sec. 45. Laws 2015, LB657, section 49, is amended to read:

Sec. 49. 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>1,203,433,823</u>
<del>GENERAL FUND</del>	<del>1,193,669,501</del>	<del>1,210,050,102</del>
CASH FUND	3,240,938	3,240,938
FEDERAL FUND est.	310,889,138	310,889,138
<u>PROGRAM TOTAL</u>	<u>1,503,937,614</u>	<u>1,517,563,899</u>
<del>PROGRAM TOTAL</del>	<del>1,507,799,577</del>	<del>1,524,180,178</del>

There is included in the appropriation to this program for FY2015-16 ~~\$1,189,807,538~~ ~~\$1,193,669,501~~ 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 ~~\$1,203,433,823~~ ~~\$1,210,050,102~~ 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.

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 ~~\$950,651,625~~ ~~\$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 ~~\$952,153,581~~ ~~\$956,243,013~~ 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~~ ~~\$224,589,964~~ 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 \$465,500 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 \$10,488,509 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 \$3,272,887 General Funds provided as state aid for FY2016-17 for technology infrastructure for educational service units.

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 \$561,042 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 \$392,032 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 \$130,000 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 \$214,664 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 \$750,000 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 \$3,770,164 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 \$5,000,000 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 \$100,000 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 \$69,000 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 \$400,000 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 and \$470,000 General Funds provided as state aid for FY2016-17 for the Master Teacher Program Act.

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. 46. Laws 2015, LB657, section 96, is amended to read:

Sec. 96. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 38 - Behavioral Health Aid

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>69,421,172</u>	<u>73,844,769</u>
<u>CASH FUND</u>	<u>13,499,660</u>	<u>13,699,660</u>
<del>GENERAL FUND</del>	<del>69,421,172</del>	<del>74,044,769</del>
<del>CASH FUND</del>	<del>13,499,660</del>	<del>13,499,660</del>
FEDERAL FUND est.	10,504,971	10,504,971
PROGRAM TOTAL	93,425,803	98,049,400

The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of \$2,500,000 for allocation to the behavioral health regions. The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of ~~\$-0-~~ ~~\$3,000,000~~ as a contingency for the payment of a maintenance-of-effort

penalty. The unexpended General Fund appropriation balance existing on June 30, 2015, is hereby reappropriated in the amount of \$500,000 for allocation to the behavioral health regions for one-time costs for projects, programs, or activities.

There is included in the appropriation to this program for FY2015-16 \$69,421,172 General Funds, \$13,499,660 Cash Funds, and \$10,504,971 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 ~~\$73,844,769~~ ~~\$74,044,769~~ General Funds, ~~\$13,699,660~~ ~~\$13,499,660~~ Cash Funds, and \$10,504,971 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the amount shown as General Fund aid in this program \$2,081,958 General Funds for FY2015-16 and \$4,205,555 General Funds for FY2016-17 for a two and twenty-five hundredths percent increase in rates paid to providers of behavioral health services, which funds shall only be used for such purpose.

There is included in the amount shown as Cash Fund aid in this program \$6,500,000 Cash Funds for FY2015-16 and \$6,500,000 Cash Funds for FY2016-17 from the Nebraska Health Care Cash Fund to be used for community-based mental health and substance abuse services, including intermediate-level residential mental health services. It is the intent of the Legislature that these funds shall be distributed to each of the six behavioral health regions based upon a formula determined by the Department of Health and Human Services.

There is included in the amount shown as Cash Fund aid in this program \$2,599,660 Cash Funds for FY2015-16 and \$2,599,660 Cash Funds for FY2016-17 from the Nebraska Health Care Cash Fund to be used for rates paid to providers of mental health and substance abuse services.

There is included in the amount shown as Cash Fund aid in this program \$1,500,000 Cash Funds for FY2015-16 and \$1,500,000 Cash Funds for FY2016-17 from the Nebraska Health Care Cash Fund to be used for the cost of maintenance and treatment of persons in emergency protective custody under the Nebraska Mental Health Commitment Act.

There is included in the amount shown as Cash Fund aid in this program a one-time appropriation of \$100,000 Cash Funds for FY2016-17 from the Nebraska Health Care Cash Fund to be used for housing services for persons with substance abuse disorders. It is the intent of the Legislature that the funds be used for persons recovering from substance abuse disorders in the following manner: To support evidence-based practices that conform to nationally recognized standards for residential treatment; to increase access to residential treatment in areas of the state with demonstrable need; and to support the administrative need of providing housing services.

Sec. 47. Laws 2015, LB657, section 102, is amended to read:

Sec. 102. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 344 - Children's Health Insurance

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>7,908,257</u>	<u>6,310,878</u>
<del>GENERAL FUND</del>	<del>12,408,257</del>	<del>6,517,246</del>
CASH FUND	7,085,700	7,085,700
<u>FEDERAL FUND est.</u>	<u>90,759,051</u>	<u>100,748,509</u>
<u>PROGRAM TOTAL</u>	<u>105,753,008</u>	<u>114,145,087</u>
<del>FEDERAL FUND est.</del>	<del>90,759,051</del>	<del>100,542,141</del>
<u>PROGRAM TOTAL</u>	<u>110,253,008</u>	<u>114,145,087</u>

The unexpended General Fund appropriation balance, less \$11,146,819, and the unexpended Federal Fund estimate appropriation balance balances existing on June 30, 2015, are hereby reappropriated.

There is included in the appropriation to this program for FY2015-16 ~~\$7,908,257~~ ~~\$12,408,257~~ General Funds, \$7,085,700 Cash Funds, and \$90,759,051 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 ~~\$6,310,878~~ ~~\$6,517,246~~ General Funds, \$7,085,700 Cash Funds, and ~~\$100,748,509~~ ~~\$100,542,141~~ 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 \$6,835,700 Cash Funds for state aid from the Nebraska Health Care Cash Fund. There is included in the appropriation to this program for FY2016-17 \$6,835,700 Cash Funds for state aid from the Nebraska Health Care Cash Fund.

There is included in the appropriation to this program for FY2015-16 up to \$250,000 Cash Funds and for FY2016-17 up to \$250,000 Cash Funds for state aid from the Health and Human Services Cash Fund for the state match for utilization of the unused administrative cap as allowed under the Children's Health Insurance Program for payments to the Nebraska Regional Poison Center funded through the University of Nebraska Medical Center. The match is from Cash Funds transferred from the University of Nebraska Medical Center.

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. 48. Laws 2015, LB657, section 103, is amended to read:

Sec. 103. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 347 - Public Assistance

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>111,190,697</u>	<u>107,231,900</u>
<del>GENERAL FUND</del>	<del>111,190,697</del>	<del>112,231,900</del>
CASH FUND	3,560,000	3,560,000
FEDERAL FUND est.	103,180,481	103,125,004
<u>PROGRAM TOTAL</u>	<u>217,931,178</u>	<u>213,916,904</u>
<del>PROGRAM TOTAL</del>	<del>217,931,178</del>	<del>218,916,904</del>

Of the unexpended General Fund appropriation balance existing on June 30, 2015, \$3,900,000 is hereby reappropriated to Agency 25, Program 354 - Child Welfare Aid.

There is included in the appropriation to this program for FY2015-16 \$111,190,697 General Funds, \$3,560,000 Cash Funds, and \$103,180,481 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 \$107,231,900 ~~\$112,231,900~~ General Funds, \$3,560,000 Cash Funds, and \$103,125,004 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 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund for state aid to aid in carrying out the Nebraska Lifespan Respite Services Program and to provide payment to caregivers to purchase services under the respite subsidy program. There is included in the appropriation to this program for FY2016-17 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund for state aid to aid in carrying out the Nebraska Lifespan Respite Services Program and to provide payment to caregivers to purchase services under the respite subsidy program.

On or before June 30, 2016, the chief executive officer of the Department of Health and Human Services shall certify to the budget administrator of the budget division of the Department of Administrative Services an amount not to exceed ten million dollars of the FY2015-16 appropriation to be transferred from Program 347 - Public Assistance in the Department of Health and Human Services to Program 354 - Child Welfare in the Department of Health and Human Services. The budget administrator of the budget division of the Department of Administrative Services shall administratively transfer during FY2015-16 the certified amount provided by the chief executive officer of the Department of Health and Human Services. The chief executive officer of the Department of Health and Human Services shall report the certified transfer amount to the chairperson of the Appropriations Committee of the Legislature and the Legislative Fiscal Analyst at the same time it is certified to the budget administrator of the budget division of the Department of Administrative Services.

Sec. 49. Laws 2015, LB657, section 104, is amended to read:

Sec. 104. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES  
Program No. 348 - Medical Assistance

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>798,415,607</u>	<u>849,417,179</u>
<del>GENERAL FUND</del>	<del>818,415,607</del>	<del>860,958,763</del>
CASH FUND	46,851,581	46,851,581
<u>FEDERAL FUND est.</u>	<u>1,183,936,671</u>	<u>1,217,906,490</u>
<u>PROGRAM TOTAL</u>	<u>2,029,203,859</u>	<u>2,114,175,250</u>
<del>FEDERAL FUND est.</del>	<del>1,183,936,671</del>	<del>1,224,423,468</del>
<del>PROGRAM TOTAL</del>	<del>2,049,203,859</del>	<del>2,132,233,812</del>

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

There is included in the appropriation to this program for FY2015-16 \$798,415,607 ~~\$818,415,607~~ 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 ~~\$849,417,179~~ ~~\$860,958,763~~ General Funds, \$46,851,581 Cash Funds, and ~~\$1,217,906,490~~ ~~\$1,224,423,468~~ 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. 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. 50. Laws 2015, LB657, section 106, is amended to read:

Sec. 106. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

Program No. 354 - Child Welfare Aid

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>141,951,936</u>	<u>159,626,059</u>
<del>GENERAL FUND</del>	<del>141,951,936</del>	<del>144,680,872</del>
CASH FUND	2,734,444	2,734,444
<u>FEDERAL FUND est.</u>	<u>30,520,088</u>	<u>30,952,073</u>
<u>PROGRAM TOTAL</u>	<u>175,206,468</u>	<u>193,312,576</u>
<del>FEDERAL FUND est.</del>	<del>30,520,088</del>	<del>30,897,260</del>
<u>PROGRAM TOTAL</u>	<u>175,206,468</u>	<u>178,312,576</u>

There is included in the appropriation to this program for FY2015-16 \$141,951,936 General Funds, \$2,734,444 Cash Funds, and \$30,520,088 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 ~~\$159,626,059~~ ~~\$144,680,872~~ General Funds, \$2,734,444 Cash Funds, and ~~\$30,952,073~~ ~~\$30,897,260~~ 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 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state aid for the continuation of the behavioral health provider rate increase. There is included in the appropriation to this program for FY2016-17 \$2,734,444 Cash Funds from the Nebraska Health Care Cash Fund for state aid for the continuation of the behavioral health provider rate increase.

Sec. 51. Laws 2015, LB657, section 109, is amended to read:

Sec. 109. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

Program No. 421 - Beatrice State Developmental Center

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>25,615,666</u>	<u>26,202,247</u>
<del>GENERAL FUND</del>	<del>25,915,666</del>	<del>26,564,942</del>
CASH FUND	2,711,482	2,711,482
<u>FEDERAL FUND est.</u>	<u>21,226,175</u>	<u>21,758,189</u>
<u>PROGRAM TOTAL</u>	<u>49,553,323</u>	<u>50,671,918</u>
<del>FEDERAL FUND est.</del>	<del>21,226,175</del>	<del>21,695,494</del>

PROGRAM TOTAL	49,853,323	50,971,918
SALARY LIMIT	26,523,164	27,084,113

The chief executive officer of the Department of Health and Human Services shall certify to the budget administrator of the budget division of the Department of Administrative Services the FY2015-16 and FY2016-17 unexpended appropriation balances for the Beatrice State Developmental Center, Program 421, which are available to transition and maintain persons transferred from the Beatrice State Developmental Center to community-based developmental disability or other services. The budget administrator of the budget division of the Department of Administrative Services shall administratively transfer during FY2015-16 and FY2016-17 available unexpended appropriation balances as certified by the chief executive officer of the Department of Health and Human Services from the Beatrice State Developmental Center, Program 421, to Developmental Disability Aid, Program 424, and Medical Assistance, Program 348.

Sec. 52. Laws 2015, LB657, section 146, is amended to read:

Sec. 146. AGENCY NO. 33 – GAME AND PARKS COMMISSION  
Program No. 337 - Administration

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>805,109</u>	<u>818,567</u>
<u>CASH FUND</u>	<u>4,281,840</u>	<u>4,382,101</u>
<del>GENERAL FUND</del>	<del>667,406</del>	<del>680,864</del>
<del>CASH FUND</del>	<del>4,419,543</del>	<del>4,519,804</del>
PROGRAM TOTAL	5,086,949	5,200,668
SALARY LIMIT	2,630,681	2,697,101

Sec. 53. Laws 2015, LB657, section 147, is amended to read:

Sec. 147. AGENCY NO. 33 – GAME AND PARKS COMMISSION  
Program No. 338 - Niobrara Council

	FY2015-16	FY2016-17
GENERAL FUND	42,011	42,011
<u>CASH FUND</u>	<u>34,000</u>	<u>1,000</u>
<del>CASH FUND</del>	<del>1,000</del>	<del>1,000</del>
FEDERAL FUND est.	125,000	125,000
<u>PROGRAM TOTAL</u>	<u>201,011</u>	<u>168,011</u>
<del>PROGRAM TOTAL</del>	<del>168,011</del>	<del>168,011</del>

There is included in the appropriation to this program for FY2015-16 \$42,011 General Funds, ~~\$34,000~~ ~~\$1,000~~ Cash Funds, and \$125,000 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 \$42,011 General Funds, \$1,000 Cash Funds, and \$125,000 Federal Funds estimate for state aid, which shall only be used for such purpose.

Sec. 54. Laws 2015, LB657, section 148, is amended to read:

Sec. 148. AGENCY NO. 33 – GAME AND PARKS COMMISSION  
Program No. 549 - Parks - Administration and Operation

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>7,043,991</u>	<u>7,137,563</u>
<u>CASH FUND</u>	<u>18,614,903</u>	<u>18,889,027</u>
<del>GENERAL FUND</del>	<del>7,306,903</del>	<del>7,400,475</del>
<del>CASH FUND</del>	<del>18,351,991</del>	<del>18,626,115</del>
FEDERAL FUND est.	50,000	50,000
PROGRAM TOTAL	25,708,894	26,076,590
SALARY LIMIT	11,255,091	11,516,138

There is included in the Cash Fund appropriation to this program \$1,000,000 for FY2015-16 and \$1,000,000 for FY2016-17 for equipment replacement, to include such items as picnic tables, fire grates and grills, cabin furnishings, mowers, tractors, and trucks, which shall only be used for such purpose.

Sec. 55. Laws 2015, LB657, section 149, is amended to read:  
 Sec. 149. AGENCY NO. 33 – GAME AND PARKS COMMISSION  
 Program No. 550 - Planning and Trails Coordination

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>446,162</u>	<u>452,664</u>
<u>CASH FUND</u>	<u>1,063,336</u>	<u>1,086,395</u>
<del>GENERAL FUND</del>	<del>320,953</del>	<del>327,455</del>
<del>CASH FUND</del>	<del>1,188,545</del>	<del>1,211,604</del>
FEDERAL FUND est.	105,491	105,491
PROGRAM TOTAL	1,614,989	1,644,550
SALARY LIMIT	873,247	892,682

It is the intent of the Legislature that the amount expended for the development and maintenance of boundary fences along the Cowboy Trail be limited to \$64,000 Cash Funds during each fiscal year.

Sec. 56. Laws 2015, LB657, section 172, is amended to read:

Sec. 172. AGENCY NO. 48 – COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION  
 Program No. 691 - Access College Early Scholarship Program

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>735,000</u>	<u>985,000</u>
<u>PROGRAM TOTAL</u>	<u>735,000</u>	<u>985,000</u>
<del>GENERAL FUND</del>	<del>735,000</del>	<del>735,000</del>
<del>PROGRAM TOTAL</del>	<del>735,000</del>	<del>735,000</del>

There are no personal services included in the appropriations in this section.

There is included in the appropriation to this program for FY2015-16 \$735,000 General Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 ~~\$985,000~~ ~~\$735,000~~ General Funds for state aid, which shall only be used for such purpose.

Sec. 57. Laws 2015, LB657, section 182, is amended to read:

Sec. 182. AGENCY NO. 58 – BOARD OF ENGINEERS AND ARCHITECTS  
 Program No. 82 - Enforcement of Standards - Engineers and Architects

	FY2015-16	FY2016-17
<u>CASH FUND</u>	<u>772,667</u>	<u>825,868</u>
<u>PROGRAM TOTAL</u>	<u>772,667</u>	<u>825,868</u>
<u>SALARY LIMIT</u>	<u>381,147</u>	<u>399,662</u>
<del>CASH FUND</del>	<del>772,667</del>	<del>750,868</del>
<del>PROGRAM TOTAL</del>	<del>772,667</del>	<del>750,868</del>
<del>SALARY LIMIT</del>	<del>381,147</del>	<del>388,462</del>

Sec. 58. Laws 2015, LB657, section 187, is amended to read:

Sec. 187. AGENCY NO. 63 – NEBRASKA STATE BOARD OF PUBLIC ACCOUNTANCY  
 Program No. 84 - Enforcement of Standards

	FY2015-16	FY2016-17
CASH FUND	431,852	438,085
PROGRAM TOTAL	431,852	438,085
<u>SALARY LIMIT</u>	<u>202,288</u>	<u>187,603</u>
<del>SALARY LIMIT</del>	<del>183,580</del>	<del>187,603</del>

Sec. 59. Laws 2015, LB657, section 198, is amended to read:

Sec. 198. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES  
 Program No. 172 - Information Management Services Division

	FY2015-16	FY2016-17
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<u>REVOLVING FUND</u>	<u>67,355,333</u>	<u>74,013,860</u>
<u>PROGRAM TOTAL</u>	<u>67,355,333</u>	<u>74,013,860</u>
<del>REVOLVING FUND</del>	<del>66,855,333</del>	<del>73,513,860</del>
<del>PROGRAM TOTAL</del>	<del>66,855,333</del>	<del>73,513,860</del>
SALARY LIMIT	14,085,623	14,428,930

There is included in the appropriation to this program for FY2015-16 \$500,000 Revolving Funds and for FY2016-17 \$500,000 Revolving Funds for the purpose of acquiring and implementing an enterprise security information event management system.

Sec. 60. Laws 2015, LB657, section 207, is amended to read:  
Sec. 207. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES  
Program No. 591 - Tort Claims

	FY2015-16	FY2016-17
GENERAL FUND	210,000	210,000
CASH FUND	50,000	50,000
PROGRAM TOTAL	260,000	260,000

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

(1) The following amounts are hereby transferred to the Tort Claims Fund from the respective agency fund balances:

- (a) \$13,713 from the Department of Roads;
- (b) \$3,008 from the Game and Parks Commission; and
- (c) \$500 from the Department of Administrative Services state building division.

Such sums shall be transferred to the risk management and state claims division no later than August 1, 2015, or in four equal payments on August 1, October 1, January 1, and April 1, at the discretion of the Risk Manager.

(2) The following amounts are hereby transferred to the Tort Claims Fund from the respective agency fund balances:

- (a) ~~\$57,629.80~~ \$13,713 from the Department of Roads;
- (b) ~~\$90~~ ~~\$3,008~~ from the Game and Parks Commission; ~~and~~
- (c) ~~\$849.82~~ from the Department of Administrative Services, personnel division; ~~\$500 from the Department of Administrative Services state building division.~~

- (d) \$26.50 from the Department of Motor Vehicles; and
- (e) \$20,000 from the Public Employees Retirement Board.

Such sums shall be transferred to the risk management and state claims division no later than August 1, 2016, or in four equal payments on August 1, October 1, January 1, and April 1, at the discretion of the Risk Manager.

It is the intent of the Legislature that transfers specified in this section for FY2016-17 be adjusted by the One Hundred Fourth Legislature, Second Session, 2016, in accordance with information available after July 1, 2015.

Sec. 61. Laws 2015, LB657, section 220, is amended to read:  
Sec. 220. AGENCY NO. 69 – NEBRASKA ARTS COUNCIL  
Program No. 326 - Promotion and Development of the Arts

	FY2015-16	FY2016-17
GENERAL FUND	600,001	618,415
<u>CASH FUND</u>	<u>60,000</u>	<u>60,000</u>
<del>CASH FUND</del>	<del>10,000</del>	<del>10,000</del>
FEDERAL FUND est.	193,242	193,247
<u>PROGRAM TOTAL</u>	<u>853,243</u>	<u>871,662</u>
<del>PROGRAM TOTAL</del>	<del>803,243</del>	<del>821,662</del>
SALARY LIMIT	508,944	521,789

Sec. 62. Laws 2015, LB657, section 227, is amended to read:  
Sec. 227. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT  
Program No. 603 - Industrial Recruitment

	FY2015-16	FY2016-17
GENERAL FUND	11,836,200	11,911,451
<u>CASH FUND</u>	<u>18,889,296</u>	<u>14,896,205</u>

CASH FUND	14,889,296	14,896,205
FEDERAL FUND est.	493,358	496,971
<u>PROGRAM TOTAL</u>	<u>31,218,854</u>	<u>27,304,627</u>
PROGRAM TOTAL	27,218,854	27,304,627
SALARY LIMIT	2,721,988	2,780,033

There is hereby reappropriated an amount certified by the Department of Economic Development to the budget administrator of the budget division of the Department of Administrative Services of the unexpended General Fund and Cash Fund appropriation balances existing on June 30, 2015, that are allocated in budget subprograms 17, 18, 43, and 44 of Program 603. Reappropriated funds shall be allocated to the same budget subprogram.

There is included in the appropriation to this program for FY2015-16 \$6,860,000 General Funds, ~~\$18,397,194~~ ~~\$14,397,194~~ Cash Funds, and \$249,341 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 \$6,860,000 General Funds, \$14,397,194 Cash Funds, and \$249,341 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 \$250,000 General Funds for the Nebraska Developing Youth Talent Initiative, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$250,000 General Funds for the Nebraska Developing Youth Talent Initiative, which shall only be used for such purpose. The department shall establish a separate budget subprogram to account for the expenditure of funds appropriated for the Nebraska Developing Youth Talent Initiative. It is the intent of the Legislature that the Department of Economic Development shall select up to two industry partners or industry consortiums each fiscal year from the manufacturing and information technology sectors to participate in the initiative, which shall be in collaboration with public schools. The initiative shall be designed to reach students beginning in the seventh and eighth grades. At least one industry partner selected to participate in the initiative shall be from a county that has a population of less than one hundred thousand inhabitants. An initial evaluation report regarding the results of the initiative shall be provided to the Legislature electronically and to the Governor upon completion of the first year of the initiative, not later than September 15, 2016. A final evaluation report detailing the outcomes of the initiative shall be provided to the Legislature electronically and to the Governor upon completion of the initiative, not later than September 15, 2017. The department shall include in the final evaluation report its recommendation regarding the future funding of the initiative.

Sec. 63. Laws 2015, LB657, section 248, is amended to read:

Sec. 248. AGENCY NO. 83 – AID TO COMMUNITY COLLEGES  
Program No. 151 - Aid to Community Colleges

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>98,891,562</u>	<u>100,828,308</u>
<u>PROGRAM TOTAL</u>	<u>98,891,562</u>	<u>100,828,308</u>
GENERAL FUND	97,891,562	100,828,308
PROGRAM TOTAL	97,891,562	100,828,308

There is included in the appropriation to this program for FY2015-16 ~~\$98,891,562~~ ~~\$97,891,562~~ General Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$100,828,308 General Funds for state aid, which shall only be used for such purpose.

Sec. 64. Laws 2015, LB657, section 254, is amended to read:

Sec. 254. AGENCY NO. 85 – PUBLIC EMPLOYEES RETIREMENT BOARD  
Program No. 515 - Public Employees Retirement

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>47,477,438</u>	<u>47,303,239</u>
<u>PROGRAM TOTAL</u>	<u>47,477,438</u>	<u>47,303,239</u>
GENERAL FUND	47,477,438	46,400,000
PROGRAM TOTAL	47,477,438	46,400,000

There is included in the appropriation to this program for FY2015-16 \$35,493,591 General Funds ~~for state aid~~ to provide additional funding to the School Employees Retirement System of the State of Nebraska, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 ~~\$36,919,600~~ ~~\$35,800,000~~ General Funds ~~for state aid~~ to provide additional funding to the School Employees Retirement System of the

State of Nebraska, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$7,450,508 General Funds ~~for state aid~~ to provide additional funding to the Class V School Employees Retirement System, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 ~~\$7,657,901~~ ~~\$7,400,000~~ General Funds ~~for state aid~~ to provide additional funding to the Class V School Employees Retirement System, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$4,439,339 General Funds ~~for state aid~~ to provide additional funding to the Nebraska State Patrol Retirement System, which shall only be used for such purpose. Included in the \$4,439,339 for FY2015-16 is \$572,602 for military service credit. It is the intent of the Legislature that the budget administrator of the budget division of the Department of Administrative Services allot the military service credit dollars on an as-needed basis. There is included in the appropriation to this program for FY2016-17 ~~\$3,200,000~~ ~~\$2,725,738~~ General Funds ~~for state aid~~ to provide additional funding to the Nebraska State Patrol Retirement System, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2015-16 \$94,000 General Funds ~~for state aid~~ to provide additional funding to the Nebraska Judges Retirement System, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$-0- General Funds ~~for state aid~~ to provide additional funding to the Nebraska Judges Retirement System, which shall only be used for such purpose.

Pursuant to section 84-1319.01, each state agency participating in the State Employees Retirement System of the State of Nebraska shall contribute an amount to the State Equal Retirement Benefit Fund to provide all similarly situated male and female members with equal benefits. It is the intent of the Legislature that the Public Employees Retirement Board notify each state agency of the amount to be paid to the fund for FY2015-16 and FY2016-17.

Sec. 65. Laws 2015, LB657, section 258, is amended to read:

Sec. 258. AGENCY NO. 91 – NEBRASKA TOURISM COMMISSION  
Program No. 618 - Tourism Promotion

	FY2015-16	FY2016-17
GENERAL FUND	250,000	250,000
<u>CASH FUND</u>	<u>6,035,290</u>	<u>5,762,007</u>
<u>PROGRAM TOTAL</u>	<u>6,285,290</u>	<u>6,012,007</u>
<del>CASH FUND</del>	<del>5,737,890</del>	<del>5,762,007</del>
<del>PROGRAM TOTAL</del>	<del>5,987,890</del>	<del>6,012,007</del>
SALARY LIMIT	872,058	890,943

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

There is included in the appropriation to this program for FY2015-16 \$250,000 General Funds, plus any reappropriated amounts, and ~~\$150,000~~ ~~\$602,600~~ Cash Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2016-17 \$250,000 General Funds, plus any reappropriated amounts, and \$602,600 Cash Funds for state aid, which shall only be used for such purpose.

It is the intent of the Legislature that the Nebraska Tourism Commission establish criteria for the evaluation and ranking of potential large-scale tourism projects that would have a significant economic impact on a local, regional, and statewide basis. The criteria shall take into consideration how projects may be prioritized to maximize geographic diversity, methods to evaluate the natural, cultural, and historical value of projects, and how to best assess the potential of projects to attract visitors from outside the state. The commission shall electronically submit a report to the Appropriations Committee of the Legislature not later than December 31, 2016, summarizing the development of the criteria and how the criteria would best be applied and utilized by the commission.

Sec. 66. Laws 2015, LB657, section 271, is amended to read:

Sec. 271. 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, ~~and \$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, ~~and \$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; ~~and~~

(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: \$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~~ ~~\$12,000,000~~ on or before September 30, 2016, and ~~\$15,000,000~~ ~~\$12,000,000~~ 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~~ ~~\$3,125,000~~ on or before September 30, 2016, and ~~\$4,125,000~~ ~~\$3,125,000~~ 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. 67. Laws 2015, LB659, section 13, is amended to read:

Sec. 13. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

Program No. 10 - Salary - Auditor of Public Accounts

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>99,069</u>	<u>121,135</u>
<u>PROGRAM TOTAL</u>	<u>99,069</u>	<u>121,135</u>

GENERAL FUND	120,069	121,135
PROGRAM TOTAL	120,069	121,135
SALARY LIMIT	85,000	85,000

The unexpended General Fund appropriation balance existing on June 30, 2016, is not reappropriated.

Sec. 68. Laws 2015, LB659, section 16, is amended to read:  
 Sec. 16. AGENCY NO. 14 – PUBLIC SERVICE COMMISSION  
 Program No. 14 - Salaries of Public Service Commissioners

	FY2015-16	FY2016-17
<u>GENERAL FUND</u>	<u>488,613</u>	<u>487,258</u>
<u>PROGRAM TOTAL</u>	<u>488,613</u>	<u>487,258</u>
<del>GENERAL FUND</del>	<del>492,893</del>	<del>495,976</del>
<del>PROGRAM TOTAL</del>	<del>492,893</del>	<del>495,976</del>
<del>SALARY LIMIT</del>	<del>375,000</del>	<del>375,000</del>

Sec. 69. Laws 2015, LB660, section 24, is amended to read:  
 Sec. 24. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES  
 Program No. 914 - Infrastructure and Maintenance

	FY2015-16	FY2016-17	FUTURE
<u>NEBRASKA CAPITAL</u>			
<u>CONSTRUCTION FUND</u>	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>
<u>PROGRAM TOTAL</u>	<u>2,192,215</u>	<u>3,022,503</u>	<u>-0-</u>

<del>NEBRASKA CAPITAL</del>			
<del>CONSTRUCTION FUND</del>	<del>1,000,000</del>	<del>1,000,000</del>	<del>-0-</del>
<del>PROGRAM TOTAL</del>	<del>1,000,000</del>	<del>1,000,000</del>	<del>-0-</del>

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

In addition, the department is hereby authorized to undertake needed repairs and renovations to the Tecumseh State Correctional Institution as a result of damages incurred during the May 10, 2015, disturbance.

Sec. 70. Laws 2015, LB660, section 31, is amended to read:  
 Sec. 31. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA  
 Program No. 939 - Veterinary Diagnostic Center

	FY2015-16	FY2016-17	FUTURE
<u>GENERAL FUND</u>	<u>-0-</u>	<u>5,101,000</u>	<u>18,006,300</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,101,000</u>	<u>18,006,300</u>
<del>GENERAL FUND</del>	<del>-0-</del>	<del>5,101,000</del>	<del>35,676,700</del>
<del>PROGRAM TOTAL</del>	<del>-0-</del>	<del>5,101,000</del>	<del>35,676,700</del>

Subject to the provisions of section 85-1414, the Board of Regents of the University of Nebraska is hereby authorized to design and construct a Veterinary Diagnostic Center at the University of Nebraska Institute of Agriculture and Natural Resources. The total project cost is estimated at ~~\$36,726,000~~ ~~\$45,644,000~~ of which \$4,150,000 is private or other funds.

The \$5,101,000 appropriated for FY2013-14 and the \$5,101,000 appropriated for FY2014-15 are hereby reappropriated and available for FY2015-16.

Beginning with the fiscal year commencing July 1, 2016, and continuing through the fiscal year ending June 30, 2024, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$5,101,000 to be used by the Board of Regents of the University of Nebraska to pay the costs of constructing a Veterinary Diagnostic Center. The board may enter into long-term financing contracts with any person, firm, or corporation for the Veterinary Diagnostic Center project. The board may not enter into long-term financing contracts until evidence is provided to the budget administrator of the budget division of the Department of Administrative Services that \$4,150,000 in private or other funds have been received for this project. The payments of the costs of the project may occur over a contract period not to extend beyond June 30, 2024. The board shall not pledge the credit of the State of Nebraska for

the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the Veterinary Diagnostic Center project and the land on which such project is situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the cost of the Veterinary Diagnostic Center project. Any such conveyance or lease shall provide that when the cost of the Veterinary Diagnostic Center project has been paid, together with interest and other costs thereon, the Veterinary Diagnostic Center project and the land on which such project is located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2024, any funds appropriated from the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

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

Sec. 71. Laws 2015, LB660, section 36, is amended to read:

Sec. 36. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

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

	FY2015-16	FY2016-17	FUTURE
GENERAL FUND	-0-	-0-	66,065,200
NEBRASKA CAPITAL			
CONSTRUCTION FUND	-0-	7,804,292	20,436,714
PROGRAM TOTAL	-0-	7,804,292	86,501,914

The Legislature hereby acknowledges and reaffirms the directive made by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol Commission to continue planning for and undertake replacement of the existing heating, ventilating, and air conditioning systems serving the Nebraska State Capitol as well as associated infrastructure, fire protection, life safety, and architectural improvements identified in the Nebraska State Capitol HVAC Master Plan Amendment, dated September 20, 2013. For informational purposes, Laws 2014, LB905, appropriated \$11,701,900 from the Nebraska Capital Construction Fund for FY2014-15 to continue planning for and initiate the project and estimated that of such amount appropriated, \$2,306,215 would be expended in FY2014-15, \$2,306,215 would be expended in FY2015-16, and \$7,089,470 would be expended in FY2016-17. The Legislature hereby acknowledges and reaffirms its intent to appropriate future amounts from the General Fund for completion of the project as follows: \$9,529,333 for FY2017-18; \$8,727,526 for FY2018-19; \$7,994,885 for FY2019-20; \$8,755,725 for FY2020-21; \$11,185,556 for FY2021-22; \$11,020,750 for FY2022-23; and \$8,851,425 for FY2023-24. The Legislature further intends to appropriate future amounts from the Nebraska Capital Construction Fund for completion of the project as follows: \$3,417,587 for FY2019-20; \$3,742,825 for FY2020-21; \$4,781,509 for FY2021-22; \$4,711,059 for FY2022-23; and \$3,783,734 for FY2023-24. The total project cost shall not exceed \$106,008,106.

Pursuant to section 81-1119, the Department of Administrative Services is hereby authorized to expend such amounts as necessary from the appropriation contained in this section to acquire real property in the city of Lincoln not presently owned by the State of Nebraska. Such real property shall be utilized to support installation of infrastructure necessary for replacement of the heating, ventilating, and air conditioning systems serving the Nebraska State Capitol as authorized in this section.

Not later than September 15, 2015, the Office of the Nebraska Capitol Commission shall provide a report to the Appropriations Committee of the Legislature detailing the status of planning for the project along with a complete summary of any proposed funding modifications necessary to complete the project.

Sec. 72. Section 90-559, Revised Statutes Supplement, 2015, is amended to read:

90-559 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

Program No. 200 - Operations

	FY2015-16	FY2016-17
GENERAL FUND	<u>204,563,182</u>	<u>202,442,037</u>
GENERAL FUND	<u>200,125,515</u>	<u>191,191,700</u>

CASH FUND	2,126,000	2,126,000
FEDERAL FUND est.	1,758,021	1,762,858
REVOLVING FUND est.	18,780,835	18,935,977
<u>PROGRAM TOTAL</u>	<u>227,228,038</u>	<u>225,266,872</u>
<u>SALARY LIMIT</u>	<u>107,394,527</u>	<u>105,496,351</u>
<del>PROGRAM TOTAL</del>	<del>222,790,371</del>	<del>214,016,535</del>
<del>SALARY LIMIT</del>	<del>105,894,527</del>	<del>105,496,351</del>

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

Included in the salary limitations provided by this section is \$3,672,087 for FY2015-16 and \$3,672,087 for FY2016-17 for Revolving Fund salaries for program classifications 390 and 563, that shall not be limited to the amounts shown.

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

- No. 260 - Nebraska Correctional Youth Facility
- No. 300 - Tecumseh Correctional Center
- No. 368 - Lincoln Community Corrections Center
- No. 369 - Omaha Community Corrections Center
- No. 370 - Central Office
- No. 372 - Nebraska State Penitentiary
- No. 373 - Nebraska Center for Women - York
- No. 375 - Diagnostic and Evaluation Center
- No. 376 - Lincoln Correctional Center
- No. 377 - Omaha Correctional Center
- No. 386 - McCook Incarceration Work Camp
- No. 389 - Adult Parole Administration
- No. 390 - Federal Surplus Property
- No. 495 - Department Central Warehouse
- No. 563 - Correctional Industries

Revolving Fund expenditures shall not be limited to the amounts shown.

It is the intent of the Legislature that the Department of Correctional Services investigate the feasibility of leasing the former Lancaster County jail facility located in Air Park and owned by the Airport Authority of the City of Lincoln, Nebraska, and consider making this facility a community corrections facility instead of a minimum-security facility. The department shall issue a report to the Appropriations Committee of the Legislature electronically on this subject by January 1, 2016.

It is the intent of the Legislature that the Department of Correctional Services reduce mandatory overtime at the department's facilities. The department shall examine reducing mandatory overtime by studying its pay structure, including, but not limited to, adopting a pay structure that allows employees to advance through the pay line, adopting a step plan or a similar-type plan, or by adopting another method that gives incentives for employees to remain employed by the department. The department may conduct a salary survey to see if the department's salaries are competitive with other entities which it competes with for employees. The department shall issue a report to the Appropriations Committee of the Legislature electronically on this subject by January 1, 2016.

It is the intent of the Legislature that the Department of Correctional Services implement a needs assessment regarding behavioral and mental health treatment and staffing. The needs assessment shall be completed by appropriately trained mental health professionals. The assessment shall include:

- (1) Review and summary of relevant existing data sources;
- (2) A detailed review of need factors in the Department of Correctional Services population including risk behaviors, mental health needs, behavioral health needs, and diagnosis;
- (3) A detailed review of existing treatment and analysis of the adequacy of that treatment based on:
  - (a) Professional standards of care;
  - (b) Best practices;
  - (c) Availability of programming aligned with mental health needs and diagnosis (using valid instrumentation); and
  - (d) Availability in different facilities and levels of custody; and
- (4) Analysis of needs, based on data gathered regarding:
  - (a) Staffing needs to meet professional standards of care;
  - (b) Needs related to developing new or different treatment based on needs analysis; and
  - (c) Needs related to achieving an appropriate level of service that meets the goals of institutional and community safety and community integration.

The department shall issue a report to the Appropriations Committee of the Legislature electronically on this subject by January 1, 2016.

There is included in the appropriation to this program for FY2015-16

~~\$5,479,892 \$5,000,000~~ General Funds, which shall only be used to contract with county jail facilities to house Department of Correctional Services facilities inmates on a temporary basis. There is included in the appropriation to this program for FY2016-17 ~~\$4,607,147~~ General Funds, which shall only be used to contract with county jail facilities to house Department of Correctional Services facilities inmates on a temporary basis. If the department estimates that the need to contract with county jail facilities to house department facilities inmates still exists in FY2016-17, the department may request General Funds for this purpose. It is the intent of the Legislature that no further funding be provided after FY2016-17 to contract with county jail facilities to house Department of Correctional Services facilities inmates.

It is intended that the Department of Correctional Services shall maintain a Department Contingency Fund and a Department Equipment Fund.

~~There is included in the appropriation to this program for FY2015-16 \$1,500,000~~ General Funds, which shall only be used for strategies to retain quality staff in workforce shortage areas at institutions operated by the department. At least ~~\$150,000~~ of this appropriation shall be used in the retention of staff within the Division of Health Services. The department shall provide quarterly reports to the Governor and the Legislature regarding use of the appropriation that include how the funds are being utilized, the impact of the use of the funds on retention of quality staff, staff vacancy and turnover data, and plans for the future use of the funds. The second quarterly report shall include a plan by the department for the use of a similar appropriation in future fiscal years. The reports submitted to the Legislature shall be submitted electronically.

~~It is the intent of the Legislature that if the Department of Correctional Services has behavioral and mental health treatment staff positions that are vacant for ninety days that the department use these funds to contract with private providers so that inmates are able to promptly receive behavioral and mental health treatment.~~

~~It is the intent of the Legislature that the Department of Correctional Services examine prison bed housing options for use before the Community Corrections Center Lincoln beds become available in FY2018-19. Such options may include modular housing and other immediate housing options to increase prison bed space in the immediate future. Additionally, the Department of Correctional Services shall examine such immediate housing options by the geographical areas of Omaha, Lincoln, and areas outside Omaha and Lincoln.~~

~~The unexpended General Fund appropriation balance existing on June 30, 2016, less certified encumbrances, in Program 389 - Adult Parole Administration, is hereby reappropriated to Agency No. 15 - Board of Pardons and Board of Parole, Program 358 - Board of Parole.~~

Sec. 73. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

(1) For purposes of this act, (a) SALARY LIMIT shall mean total expenditures for permanent and temporary salaries and per diems and (b) total expenditures for permanent and temporary salaries and per diems shall mean all remuneration paid to employees treated as taxable compensation by the Internal Revenue Service or subject to social security coverage, specifically including payments accounted for as vacation, holidays, sick leave, military leave, funeral leave, maternity leave, administrative leave, compensatory time, deferred compensation, or any other similar form, and amounts withheld pursuant to law, but excluding state contributions for social security, retirement, and employee insurance plans.

(2) Total expenditures for permanent and temporary salaries and per diems shall be limited to the amount shown except when federal funds in excess of the amount shown are available and approved by the Governor. Expenditures for permanent and temporary salaries and per diems from such grants shall be in addition to the limitation on permanent and temporary salaries and per diems otherwise shown in this act. No agency shall request any state funds for continuation or replacement of any such personnel or activities in future budget requests. To the extent feasible, requests for increases in the limitation on permanent and temporary salaries and per diems shall be addressed to the Appropriations Committee of the Legislature when the Legislature is in session.

(3) Expenditures for permanent and temporary salaries resulting from awards made to employees under sections 81-1346 to 81-1354 shall be in addition to the limitations on permanent and temporary salaries and per diems otherwise shown in this act.

(4) The limitation on expenditures for permanent and temporary salaries and per diems for FY2016-17 as established by the Legislature shall be the basis for continuation funding for each fiscal year of the succeeding biennium.

(5) The limitation on expenditures for permanent and temporary salaries and per diems for FY2016-17 shall be increased by certified encumbrance amounts from FY2015-16 for permanent and temporary salaries and per diems. Encumbered amounts shall be calculated in accordance with section 81-138.01.

(6) The limitation on expenditures for permanent and temporary salaries and per diems shall only apply to remuneration paid to state employees or per diem payments made to members of state boards or commissions.

Sec. 74. Original Laws 2015, LB500A, section 3; Laws 2015, LB591A, section 1; Laws 2015, LB598A, section 5; Laws 2015, LB657, sections 18, 22, 32, 48, 49, 96, 102, 103, 104, 106, 109, 146, 147, 148, 149, 172, 182, 187, 198, 207, 220, 227, 248, 254, 258, and 271; Laws 2015, LB659, sections 13 and 16; Laws 2015, LB660, sections 24, 31, and 36; and section 90-559, Revised Statutes Supplement, 2015, are repealed.

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