

AMENDMENTS TO LB 968

Introduced by Appropriations

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. DEFINITION OF APPROPRIATION PERIOD.

4 For purposes of this act and any other legislative bill
5 passed by the One Hundred Second Legislature, First or Second
6 Session, which appropriates funds, FY2011-12 means the period July
7 1, 2011, through June 30, 2012; and FY2012-13 means the period July
8 1, 2012, through June 30, 2013.

9 Sec. 2. APPROPRIATION LANGUAGE.

10 There are hereby appropriated, for FY2011-12 and
11 FY2012-13, the sums set forth in this act to each agency for each
12 program from the respective funds for the general operations of
13 state government, postsecondary education, capital construction,
14 and state aid, except as otherwise appropriated.

15 Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

16 All General Fund appropriations existing on June 30,
17 2011, in excess of expended and certified encumbrance amounts
18 are hereby lapsed unless otherwise provided. All Cash Fund
19 and Revolving Fund appropriations existing on June 30, 2011,
20 in excess of expended and certified encumbrance amounts are
21 hereby lapsed unless otherwise expressly provided. All certified
22 encumbrance amounts on June 30, 2011, and June 30, 2012, are hereby
23 reappropriated for FY2011-12 and FY2012-13, respectively, which

1 amounts shall be in addition to the amounts shown in this act.

2 Sec. 4. REAPPROPRIATION OF BALANCES, FY2011-12 to
3 FY2012-13.

4 In addition to the appropriations set forth in this
5 act, there are hereby reappropriated all unexpended appropriation
6 balances existing on June 30, 2012, for FY2012-13 to the respective
7 agencies, programs, and funds listed in this act, except as
8 otherwise provided in this act.

9 Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

10 The definitions contained in the Nebraska Accounting
11 System Manual, and any amendments thereto, on file with the Clerk
12 of the Legislature are hereby adopted by the Legislature as the
13 definitions for this act, except as provided in section 70 of this
14 act.

15 Sec. 6. DRAWING AND PAYING WARRANTS.

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

21 Sec. 7. AGENCY NO. 3 - LEGISLATIVE COUNCIL

22 Program No. 123 - Clerk of the Legislature

	<u>FY2011-12</u>	<u>FY2012-13</u>
23		
24 <u>CASH FUND</u>	<u>20,000</u>	<u>-0-</u>
25 <u>PROGRAM TOTAL</u>	<u>20,000</u>	<u>-0-</u>
26 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

27 Sec. 8. AGENCY NO. 10 - AUDITOR OF PUBLIC ACCOUNTS

1 Program No. 525 - Cooperative Audits

2	<u>FY2011-12</u>	<u>FY2012-13</u>
3 <u>CASH FUND</u>	<u>30,000</u>	<u>30,000</u>
4 <u>PROGRAM TOTAL</u>	<u>30,000</u>	<u>30,000</u>
5 <u>SALARY LIMIT</u>	<u>21,600</u>	<u>21,600</u>

6 Sec. 9. AGENCY NO. 11 - ATTORNEY GENERAL

7 Program No. 507 - Interpretation and Application of Law

8	<u>FY2011-12</u>	<u>FY2012-13</u>
9 <u>GENERAL FUND</u>	<u>30,000</u>	<u>20,000</u>
10 <u>PROGRAM TOTAL</u>	<u>30,000</u>	<u>20,000</u>
11 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

12 Sec. 10. AGENCY NO. 12 - STATE TREASURER

13 Program No. 665 - Convention Center Facility Financing

14 Assistance

15	<u>FY2011-12</u>	<u>FY2012-13</u>
16 <u>CASH FUND</u>	<u>2,417,420</u>	<u>-0-</u>
17 <u>PROGRAM TOTAL</u>	<u>2,417,420</u>	<u>-0-</u>
18 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

19 There is included in the appropriation to this program
20 from the Convention Center Support Fund for FY2011-12 \$2,417,420
21 Cash Funds, which shall only be disbursed to a city of the
22 metropolitan class for which an application for state assistance
23 has been approved under the Convention Center Facility Financing
24 Assistance Act.

25 The State Treasurer shall transfer \$1,036,037 from the
26 Convention Center Support Fund to the Local Civic, Cultural,
27 and Convention Center Financing Fund within five days after the

1 effective date of this act.

2 Sec. 11. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION

3 Program No. 351- Vocational Rehabilitation

	<u>FY2011-12</u>	<u>FY2012-13</u>
4		
5 <u>CASH FUND</u>	<u>200,000</u>	<u>-0-</u>
6 <u>PROGRAM TOTAL</u>	<u>200,000</u>	<u>-0-</u>
7 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

8 Sec. 12. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION

9 Program No. 614 - Professional Practices Commission

	<u>FY2011-12</u>	<u>FY2012-13</u>
10		
11 <u>SALARY LIMIT</u>	<u>990</u>	<u>-0-</u>

12 Sec. 13. AGENCY NO. 14 - PUBLIC SERVICE COMMISSION

13 Program No. 686 - Nebraska Telecommunications Universal

14 Service Fund

	<u>FY2011-12</u>	<u>FY2012-13</u>
15		
16 <u>CASH FUND</u>	<u>-0-</u>	<u>51,792</u>
17 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>51,792</u>
18 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>30,468</u>

19 Sec. 14. AGENCY NO. 14 - PUBLIC SERVICE COMMISSION

20 Program No. 792 - Major Oil Pipeline Siting

	<u>FY2011-12</u>	<u>FY2012-13</u>
21		
22 <u>GENERAL FUND</u>	<u>10,225</u>	<u>-0-</u>
23 <u>CASH FUND</u>	<u>541,687</u>	<u>542,643</u>
24 <u>PROGRAM TOTAL</u>	<u>551,912</u>	<u>542,643</u>
25 <u>SALARY LIMIT</u>	<u>34,338</u>	<u>25,361</u>

26 Sec. 15. AGENCY NO. 24 - DEPARTMENT OF MOTOR VEHICLES

1 Program No. 70 - Enforcement of Standards - Motor
2 Vehicles/Motor Vehicle Drivers

	<u>FY2011-12</u>	<u>FY2012-13</u>
4 <u>CASH FUND</u>	<u>-0-</u>	<u>64,574</u>
5 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>64,574</u>
6 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>43,053</u>

7 Sec. 16. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
8 SERVICES

9 Program No. 178 - Professional Licensure

	<u>FY2011-12</u>	<u>FY2012-13</u>
11 <u>CASH FUND</u>	<u>96,512</u>	<u>96,512</u>
12 <u>PROGRAM TOTAL</u>	<u>96,512</u>	<u>96,512</u>
13 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

14 Sec. 17. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
15 SERVICES

16 Program No. 250 - Juvenile Services Operations

	<u>FY2011-12</u>	<u>FY2012-13</u>
18 <u>GENERAL FUND</u>	<u>225,000</u>	<u>905,000</u>
19 <u>PROGRAM TOTAL</u>	<u>225,000</u>	<u>905,000</u>
20 <u>SALARY LIMIT</u>	<u>159,318</u>	<u>640,821</u>

21 Sec. 18. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
22 SERVICES

23 Program No. 424 - Developmental Disability Aid

	<u>FY2011-12</u>	<u>FY2012-13</u>
25 <u>GENERAL FUND</u>	<u>-0-</u>	<u>5,073,939</u>
26 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,073,939</u>

1 There is included in the appropriation to this program
2 for FY2012-13 \$5,073,939 General Funds for state aid, which shall
3 only be used for such purpose. There is included in the amount
4 shown as General Fund aid in this program for FY2012-13 \$3,600,000
5 General Funds to serve clients on the waiting list.

6 Sec. 19. AGENCY NO. 28 - DEPARTMENT OF VETERANS' AFFAIRS
7 Program No. 36 - Departmental Administration

	<u>FY2011-12</u>	<u>FY2012-13</u>
8		
9		
9	<u>SALARY LIMIT</u>	
	<u>36,800</u>	<u>-0-</u>

10 Sec. 20. AGENCY NO. 33 - GAME AND PARKS COMMISSION
11 Program No. 549 - Parks - Administration and Operation

	<u>FY2011-12</u>	<u>FY2012-13</u>
12		
13		
13	<u>GENERAL FUND</u>	
	<u>51,000</u>	<u>-0-</u>
14	<u>PROGRAM TOTAL</u>	
	<u>51,000</u>	<u>-0-</u>

15 There is included in the appropriation to this program
16 for FY2011-12 \$51,000 General Funds for the operation and
17 maintenance of the Lake Wanahoo recreation area. It is the intent
18 of the Legislature that this General Fund appropriation will be
19 one-time and not ongoing.

20 Sec. 21. AGENCY NO. 34 - NEBRASKA LIBRARY COMMISSION
21 Program No. 252 - Library and Information Services

	<u>FY2011-12</u>	<u>FY2012-13</u>
22		
23		
23	<u>GENERAL FUND</u>	
	<u>-0-</u>	<u>12,500</u>
24	<u>PROGRAM TOTAL</u>	
	<u>-0-</u>	<u>12,500</u>
25	<u>SALARY LIMIT</u>	
	<u>-0-</u>	<u>-0-</u>

26 Sec. 22. AGENCY NO. 39 - NEBRASKA BRAND COMMITTEE

1 Program No. 75 - Nebraska Brand Committee

	<u>FY2011-12</u>	<u>FY2012-13</u>
3 <u>CASH FUND</u>	<u>88,000</u>	<u>-0-</u>
4 <u>PROGRAM TOTAL</u>	<u>88,000</u>	<u>-0-</u>

5 Sec. 23. AGENCY NO. 48 - COORDINATING COMMISSION FOR
6 POSTSECONDARY EDUCATION

7 Program No. 640 - Postsecondary Education Coordination

	<u>FY2011-12</u>	<u>FY2012-13</u>
9 <u>GENERAL FUND</u>	<u>31,900</u>	<u>3,324</u>
10 <u>CASH FUND</u>	<u>5,465</u>	<u>5,465</u>
11 <u>PROGRAM TOTAL</u>	<u>37,365</u>	<u>8,789</u>
12 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

13 Sec. 24. AGENCY NO. 48 - COORDINATING COMMISSION FOR
14 POSTSECONDARY EDUCATION

15 Program No. 691 - Access College Early Scholarship
16 Program

	<u>FY2011-12</u>	<u>FY2012-13</u>
18 <u>GENERAL FUND</u>	<u>-0-</u>	<u>75,000</u>
19 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>75,000</u>
20 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

21 There is included in the appropriation to this program
22 for FY2012-13 \$75,000 General Funds for state aid, which shall only
23 be used for such purpose.

24 Sec. 25. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
25 NEBRASKA STATE COLLEGES

26 Program No. 935 - Chadron State College - Armstrong

1 Gymnasium

2	<u>FY2011-12</u>	<u>FY2012-13</u>	<u>FUTURE</u>	
3	<u>NEBRASKA CAPITAL</u>			
4	<u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>6,700,000</u>	<u>-0-</u>
5	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>6,700,000</u>	<u>-0-</u>

6 Subject to the provisions of section 85-1414, the
7 Board of Trustees of the Nebraska State Colleges is authorized
8 to undertake construction of an addition to and renovation of
9 the Armstrong Gymnasium at Chadron State College. The budget
10 administrator of the budget division of the Department of
11 Administrative Services shall allot the appropriation contained in
12 this section upon evidence provided by the board that a minimum
13 of \$2,000,000 from private or other funds has been received by
14 the board to meet project costs in excess of the appropriation
15 contained in this section.

16 Sec. 26. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
17 NEBRASKA STATE COLLEGES

18 Program No. 997 - Peru State College - Oak Bowl

19	<u>FY2011-12</u>	<u>FY2012-13</u>	<u>FUTURE</u>	
20	<u>NEBRASKA CAPITAL</u>			
21	<u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>7,500,000</u>	<u>-0-</u>
22	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>7,500,000</u>	<u>-0-</u>

23 Subject to the provisions of section 85-1414, the Board
24 of Trustees of the Nebraska State Colleges is authorized to
25 undertake renovation of and improvements to the Oak Bowl at Peru
26 State College. The budget administrator of the budget division
27 of the Department of Administrative Services shall allot up to

1 \$5,000,000 of the appropriation contained in this section to
2 meet project expenditures without specific limitation. The budget
3 administrator shall allot amounts from the \$2,500,000 remaining
4 balance of the appropriation contained in this section upon
5 evidence provided by the board that a minimum of \$1,500,000 from
6 private or other funds or nonstate in-kind services, materials, or
7 property has been received by the board to meet project costs in
8 excess of the appropriation contained in this section.

9 Sec. 27. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

10 Program No. 781 - University - Administration

11 It is the intent of the Legislature that the Conservation
12 and Survey Division allocate sufficient General Fund resources to
13 fulfill its statutory responsibilities as prescribed in section
14 85-163 including four additional positions.

15 Sec. 28. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

16 Program No. 939 - Veterinary Diagnostic Center

	<u>FY2011-12</u>	<u>FY2012-13</u>	<u>FUTURE</u>
18 <u>GENERAL FUND</u>	<u>-0-</u>	<u>6,093,000</u>	<u>54,837,000</u>
19 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>6,093,000</u>	<u>54,837,000</u>

20 Subject to the provisions of section 85-1414, the Board
21 of Regents of the University of Nebraska is hereby authorized
22 to design and construct a Veterinary Diagnostic Center at the
23 University of Nebraska Lincoln Institute of Agriculture and Natural
24 Resources. The total project cost is estimated at \$55,000,000 of
25 which \$5,000,000 is private or other funds.

26 Beginning with the fiscal year commencing July 1, 2012,
27 and continuing through the fiscal year ending June 30, 2022, the

1 Legislature shall appropriate each fiscal year from the General
2 Fund an amount not less than \$6,093,000 to be used by the Board
3 of Regents of the University of Nebraska to pay the costs of
4 constructing a Veterinary Diagnostic Center. The board may enter
5 into long-term financing contracts with any person, firm, or
6 corporation for the Veterinary Diagnostic Center project. The board
7 may not enter into long-term financing contracts until evidence
8 is provided to the budget administrator of the Department of
9 Administrative Services that \$5,000,000 private or other funds have
10 been received. The payments of the costs of the project may occur
11 over a contract period not to extend beyond June 30, 2022. The
12 board shall not pledge the credit of the State of Nebraska for
13 the payment of any sum owing on account of such contract, except
14 that there may be pledged for the payment of any such contract
15 any appropriations made by the Legislature for such purpose. No
16 contract shall be entered into pursuant to this section without
17 prior approval by resolution by the board. The board may also
18 convey, lease, or lease back all or any part of the Veterinary
19 Diagnostic Center project and the land on which such project is
20 situated to such person, firm, or corporation as the board may
21 contract with pursuant to this section to facilitate the long-term
22 payment of the cost of the Veterinary Diagnostic Center project.
23 Any such conveyance or lease shall provide that when the cost of
24 the Veterinary Diagnostic Center project has been paid, together
25 with interest and other costs thereon, the Veterinary Diagnostic
26 Center project and the land on which such project is located
27 shall become the property of the board. The board may schedule

1 contractual payments on a monthly, quarterly, or semiannual basis
2 consistent with the state fiscal year. On or before August 31,
3 2022, any funds appropriated from the General Fund for the project
4 held in the state treasury and held by any trustee which are not
5 necessary to meet the terms of any long-term financing agreements
6 entered into pursuant to this section shall be transferred to the
7 General Fund.

8 The Legislature finds and determines that the Veterinary
9 Diagnostic Center project is of critical importance to the
10 State of Nebraska. It is the intent of the Legislature that
11 the appropriations for the Veterinary Diagnostic Center project
12 shall not be reduced until all contracts and securities relating
13 to the construction and financing of the Veterinary Diagnostic
14 Center project are completed or paid but in no case shall such
15 appropriations extend beyond the fiscal year ending June 30, 2022.

16 Sec. 29. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

17 Program No. 950 - UNMC Cancer Research Tower

18	<u>FY2011-12</u>	<u>FY2012-13</u>	<u>FUTURE</u>
19 <u>NEBRASKA CAPITAL</u>			
20 <u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>50,000,000</u>	<u>-0-</u>
21 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>50,000,000</u>	<u>-0-</u>

22 Subject to the provisions of section 85-1414, the Board
23 of Regents of the University of Nebraska is hereby authorized to
24 design and construct a Cancer Research Tower at the University of
25 Nebraska Medical Center. Total project cost of a Cancer Research
26 Tower at the University of Nebraska Medical Center is estimated at
27 \$110,000,000 of which \$60,000,000 shall be private or other funds.

1 The budget administrator of the budget division of
2 the Department of Administrative Services shall allot \$25,000,000
3 Nebraska Capital Construction Funds to the board for the University
4 of Nebraska Medical Center Cancer Research Tower project upon
5 evidence provided by the board that \$30,000,000 in private and
6 other funds have been received by the board for the Cancer Research
7 Tower.

8 The budget administrator shall allot \$25,000,000 Nebraska
9 Capital Construction Funds to the board for the University of
10 Nebraska Medical Center Cancer Research Tower project upon evidence
11 provided by the board that an additional \$30,000,000 in private or
12 other funds have been received by the board for the Cancer Research
13 Tower.

14 It is the intent of the Legislature that the unexpended
15 Nebraska Capital Construction Fund balance existing on June 30,
16 2013, for this project be reappropriated.

17 Sec. 30. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA
18 Program No. 971 - College of Nursing and Allied Health
19 Kearney Division

	<u>FY2011-12</u>	<u>FY2012-13</u>	<u>FUTURE</u>
20			
21	<u>NEBRASKA CAPITAL</u>		
22	<u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>15,000,000</u>
23	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>15,000,000</u>

24 Subject to the provisions of section 85-1414, the Board
25 of Regents of the University of Nebraska is hereby authorized to
26 design and construct a College of Nursing and School of Allied
27 Health Professions facility at the University of Nebraska at

1 Kearney. The total project cost for a College of Nursing and School
2 of Allied Health Professions facility is estimated at \$18,000,000
3 of which \$3,000,000 shall be private or other funds.

4 The budget administrator of the budget division of the
5 Department of Administrative Services shall allot the \$15,000,000
6 Nebraska Capital Construction Funds to the board for the College
7 of Nursing and School of Allied Health Professions facility upon
8 evidence provided by the board that \$3,000,000 private and other
9 funds have been received by the board for this project.

10 It is the intent of the Legislature that the unexpended
11 Nebraska Capital Construction Fund balance existing on June 30,
12 2013, for this project be reappropriated.

13 Sec. 31. AGENCY NO. 54 - NEBRASKA STATE HISTORICAL
14 SOCIETY

15 Program No. 648 - Nebraska State Historical Society

	<u>FY2011-12</u>	<u>FY2012-13</u>
16		
17 <u>GENERAL FUND</u>	<u>59,012</u>	<u>61,720</u>
18 <u>CASH FUND</u>	<u>45,000</u>	<u>45,000</u>
19 <u>PROGRAM TOTAL</u>	<u>104,012</u>	<u>106,720</u>

20 Sec. 32. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
21 SERVICES

22 Program No. 674 - Centennial Mall Improvements

	<u>FY2011-12</u>	<u>FY2012-13</u>	<u>FUTURE</u>
23			
24 <u>NEBRASKA CAPITAL</u>			
25 <u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>800,000</u>	<u>-0-</u>
26 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>800,000</u>	<u>-0-</u>

27 There is included in the appropriation from the Nebraska

1 Capital Construction Fund to this program for FY2012-13 \$800,000
2 to aid and assist the city of Lincoln with renovation of and
3 improvements to Centennial Mall within the Nebraska State Capitol
4 Environs District. The budget administrator of the budget division
5 of the Department of Administrative Services shall allot and
6 disburse amounts from the appropriation contained in this section
7 to the city of Lincoln upon evidence provided by the city of
8 costs incurred in completion of such Centennial Mall renovation or
9 improvements. Total disbursements shall not exceed \$800,000.

10 Sec. 33. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
11 SERVICES

12 Program No. 901 - State Capitol Improvements

	<u>FY2011-12</u>	<u>FY2012-13</u>
14 <u>GENERAL FUND</u>	<u>-0-</u>	<u>77,000</u>
15 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>77,000</u>

16 There is included in the appropriation to this program
17 for 2012-13 \$77,000 from the General Fund for conservation,
18 restoration, and rehabilitation of Capitol space occupied by the
19 Legislature.

20 Sec. 34. AGENCY NO. 77 - COMMISSION OF INDUSTRIAL
21 RELATIONS

22 Program No. 490 - Commissioner Expenses

	<u>FY2011-12</u>	<u>FY2012-13</u>
24 <u>GENERAL FUND</u>	<u>18,600</u>	<u>18,600</u>
25 <u>PROGRAM TOTAL</u>	<u>18,600</u>	<u>18,600</u>

26 Sec. 35. AGENCY NO. 84 - DEPARTMENT OF ENVIRONMENTAL
27 QUALITY

1 Program No. 513 - Environmental Quality

2		<u>FY2011-12</u>	<u>FY2012-13</u>
3	<u>CASH FUND</u>	<u>-0-</u>	<u>106,582</u>
4	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>106,582</u>
5	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>41,186</u>

6 Sec. 36. AGENCY NO. 85 - PUBLIC EMPLOYEES RETIREMENT

7 BOARD

8 Program No. 41 - Administration of Retirement Systems and
9 Deferred Compensation

10		<u>FY2011-12</u>	<u>FY2012-13</u>
11	<u>CASH FUND</u>	<u>132,915</u>	<u>29,440</u>
12	<u>PROGRAM TOTAL</u>	<u>132,915</u>	<u>29,440</u>
13	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

14 Sec. 37. Laws 2011, LB374, section 24, is amended to
15 read:

16 Sec. 24. AGENCY NO. 5 - SUPREME COURT

17 Program No. 570 - Court Automation

18		<u>FY2011-12</u>	<u>FY2012-13</u>
19	CASH FUND est.	4,022,021	4,029,722
20	FEDERAL FUND est.	423,661	426,237
21	PROGRAM TOTAL	4,445,682	4,455,959
22	<u>SALARY LIMIT</u>	<u>487,233</u>	<u>496,978</u>
23	<u>SALARY LIMIT</u>	<u>522,333</u>	<u>558,553</u>

24 There is included in the appropriation to this program
25 for FY2011-12 a retainer fee of up to \$1,014,016 Cash Funds and
26 for FY2012-13 a retainer fee of up to \$1,014,016 Cash Funds which

1 shall be billed and paid in equal monthly installments to the
2 Intergovernmental Data Services Program Revolving Fund for county
3 automation expenses in lieu of standard central processing unit
4 charges, which shall only be used for such purpose. These retainer
5 fee amounts shall not include pass-through charges for leased
6 computers and printers, software maintenance costs, or county data
7 conversion or interface costs. The annual retainer fee for both
8 FY2011-12 and FY2012-13 shall be paid prior to the end of each
9 respective fiscal year.

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

12 Sec. 38. Laws 2011, LB374, section 46, is amended to
13 read:

14 Sec. 46. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION
15 Program No. 25 - Education, Administration, and Support

	FY2011-12	FY2012-13
16		
17 GENERAL FUND	9,668,027	9,762,802
18 CASH FUND	1,076,053	1,082,205
19 FEDERAL FUND est.	21,633,256	22,115,955
20 REVOLVING FUND	154,728	154,728
21 PROGRAM TOTAL	32,532,064	33,115,690
22 <u>GENERAL FUND</u>	<u>9,743,027</u>	<u>9,837,802</u>
23 <u>CASH FUND</u>	<u>1,476,053</u>	<u>1,482,205</u>
24 <u>FEDERAL FUND est</u>	<u>21,633,256</u>	<u>22,115,955</u>
25 <u>REVOLVING FUND</u>	<u>204,728</u>	<u>204,728</u>
26 <u>PROGRAM TOTAL</u>	<u>33,057,064</u>	<u>33,640,690</u>
27 SALARY LIMIT	11,796,556	12,032,466

28 The unexpended General Fund appropriation balance

1 existing on June 30, 2011, is hereby reappropriated.

2 There is included in the appropriation to this program
3 for FY2011-12 \$2,701,600 General Funds and \$2,750,000 Federal Funds
4 estimate for statewide assessment and reporting, which shall only
5 be used for such purpose. There is included in the appropriation to
6 this program for FY2012-13 \$2,751,600 General Funds and \$2,750,000
7 Federal Funds estimate for statewide assessment and reporting,
8 which shall only be used for such purpose.

9 There is included in the appropriation to this program
10 for FY2011-12 \$40,000 General Funds for state administrative
11 expenses related to the receipt of federal funds from the American
12 Recovery and Reinvestment Act of 2009, which shall only be used for
13 such purpose.

14 There is included in the appropriation to this program
15 for FY2011-12 \$75,000 General Funds for the review of poverty
16 and limited English proficiency plans, including at least \$25,000
17 General Funds for performance auditing.

18 There is included in the appropriation to this program
19 for FY2012-13 \$75,000 General Funds for the review of poverty
20 and limited English proficiency plans, including at least \$25,000
21 General Funds for performance auditing.

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

- 25 No. 25 - Commissioner's Office
26 No. 403 - Assessment/Report Card
27 No. 440 - Human Resources

- 1 No. 441 - Curriculum/Instruction/Innovation
- 2 No. 442 - Diversity Populations: Equity and Instructional
- 3 Issues
- 4 No. 444 - Office of Early Childhood
- 5 ~~No. 445 - Data Systems~~
- 6 No. 445 - Data, Research, Evaluation, and Information
- 7 Technology
- 8 No. 446 - Adult Program Services
- 9 No. 447 - School Improvement/Accreditation
- 10 No. 448 - Diversity Populations: Special Education
- 11 No. 449 - Federal Programs
- 12 No. 450 - Select Department-wide Costs
- 13 No. 451 - Finance and Organization Services
- 14 Sec. 39. Laws 2011, LB374, section 47, is amended to
- 15 read:
- 16 Sec. 47. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION
- 17 Program No. 158 - Education Aid

	FY2011-12	FY2012-13
19 GENERAL FUND	1,006,042,169	1,066,008,001
20 CASH FUND	3,240,938	3,240,938
21 <u>GENERAL FUND</u>	<u>1,006,042,169</u>	<u>1,038,433,125</u>
22 <u>CASH FUND</u>	<u>3,453,896</u>	<u>3,453,896</u>
23 FEDERAL FUND est.	290,889,138	290,889,138
24 PROGRAM TOTAL	1,300,172,245	1,360,138,077
25 <u>PROGRAM TOTAL</u>	<u>1,300,385,203</u>	<u>1,332,776,159</u>

26 There is included in the appropriation to this program
27 for FY2011-12 \$1,006,042,169 General Funds, ~~\$3,240,938~~ \$3,453,896

1 Cash Funds, and \$290,889,138 Federal Funds estimate for state aid,
2 which shall only be used for such purpose. There is included
3 in the appropriation to this program for FY2012-13 ~~\$1,066,008,001~~
4 \$1,038,433,125 General Funds, ~~\$3,240,938~~ \$3,453,896 Cash Funds, and
5 \$290,889,138 Federal Funds estimate for state aid, which shall only
6 be used for such purpose.

7 There is included in the amount shown for FY2011-12
8 \$804,689,087 General Funds which are hereby appropriated to
9 the Tax Equity and Educational Opportunities Fund, which
10 fund is hereby appropriated to provide state aid to public
11 school districts pursuant to the Tax Equity and Educational
12 Opportunities Support Act. There is included in the amount shown
13 for FY2012-13 ~~\$864,654,919~~ \$837,080,043 General Funds which are
14 hereby appropriated to the Tax Equity and Educational Opportunities
15 Fund, which fund is hereby appropriated to provide state aid to
16 public school districts pursuant to the Tax Equity and Educational
17 Opportunities Support Act.

18 There is included in the amount shown for this program
19 \$184,893,842 General Funds provided as state aid for FY2011-12 for
20 special education reimbursement. There is included in the amount
21 shown for this program \$184,893,842 General Funds provided as state
22 aid for FY2012-13 for special education reimbursement.

23 There is included in the amount shown for this program
24 \$465,500 General Funds provided as state aid for FY2011-12 and
25 \$465,500 General Funds provided as state aid for FY2012-13 to carry
26 out the provisions of subsection (2) of section 79-734.

27 There is included in the amount shown for this program

1 \$10,488,509 General Funds provided as state aid for FY2011-12 and
2 \$10,488,509 General Funds provided as state aid for FY2012-13 for
3 core services for educational service units.

4 There is included in the amount shown for this program
5 \$3,272,887 General Funds provided as state aid for FY2011-12 and
6 \$3,272,887 General Funds provided as state aid for FY2012-13 for
7 technology infrastructure for educational service units.

8 There is included in the amount shown for this program
9 \$290,365 General Funds provided as state aid for FY2011-12 and
10 \$290,365 General Funds provided as state aid for FY2012-13 for
11 distance education aid to educational service units.

12 There is included in the amount shown for this program
13 \$453,008 General Funds provided as state aid for FY2011-12 and
14 \$453,008 General Funds provided as state aid for FY2012-13 for the
15 school breakfast program.

16 There is included in the amount shown for this program
17 \$392,032 General Funds provided as state aid for FY2011-12 and
18 \$392,032 General Funds provided as state aid for FY2012-13 for the
19 school lunch program.

20 There is included in the amount shown for this program
21 \$214,664 General Funds provided as state aid for FY2011-12 and
22 \$214,664 General Funds provided as state aid for FY2012-13 for
23 adult basic education programs.

24 There is included in the amount shown for this program
25 \$882,275 General Funds provided as state aid for FY2011-12 and
26 \$882,275 General Funds provided as state aid for FY2012-13 for
27 learning community aid.

1 On or before October 1 of each year, the Department of
2 Health and Human Services and the State Department of Education
3 shall jointly certify to the budget administrator of the budget
4 division of the Department of Administrative Services the amount
5 of federal medicaid funds paid to school districts pursuant to
6 the Early Intervention Act for special education services for
7 children age five years and older. The General Fund appropriation
8 to the State Department of Education, Program 158, for state
9 special education aid shall be decreased by an amount equal to
10 the amount that would have been reimbursed with state General
11 Funds to the school districts through the special education
12 reimbursement process for special education services for children
13 age five years and older that was paid to school districts or
14 approved cooperatives with federal medicaid funds. There is hereby
15 appropriated from the General Fund an amount equal to the amount
16 certified to the budget administrator for FY2011-12 and FY2012-13
17 to the Department of Health and Human Services to aid in carrying
18 out the provisions of Laws 1991, LB 701. The budget administrator
19 shall distribute the amount appropriated between budget programs
20 according to percentages certified by the Department of Health and
21 Human Services.

22 Sec. 40. Laws 2011, LB374, section 66, is amended to
23 read:

24 Sec. 66. AGENCY NO. 16 - DEPARTMENT OF REVENUE
25 Program No. 108 - Homestead Exemption

	FY2011-12	FY2012-13
26		
27 GENERAL FUND	72,300,000	77,700,000

1	<u>PROGRAM TOTAL</u>	<u>72,300,000</u>	<u>77,700,000</u>
2	<u>GENERAL FUND</u>	<u>68,100,000</u>	<u>72,500,000</u>
3	<u>PROGRAM TOTAL</u>	<u>68,100,000</u>	<u>72,500,000</u>

4 There is included in the appropriation to this program
5 for FY2011-12 ~~\$72,300,000~~ \$68,100,000 General Funds for state aid,
6 which shall only be used for such purpose. There is included in the
7 appropriation to this program for FY2012-13 ~~\$77,700,000~~ \$72,500,000
8 General Funds for state aid, which shall only be used for such
9 purpose.

10 Sec. 41. Laws 2011, LB374, section 91, is amended to
11 read:

12 Sec. 91. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
13 SERVICES

14 Program No. 30 - Tobacco Prevention and Control

15		FY2011-12	FY2012-13
16	CASH FUND	2,370,000	2,370,000
17	FEDERAL FUND est.	9,000	9,000
18	PROGRAM TOTAL	2,379,000	2,379,000

19 There is included in the appropriation to this program
20 for FY2011-12 \$2,370,000 Cash Funds for tobacco use prevention and
21 control from the Tobacco Prevention and Control Cash Fund. There
22 is included in the appropriation to this program for FY2012-13
23 \$2,370,000 Cash Funds for tobacco use prevention and control from
24 the ~~Tobacco Prevention and Control~~ Nebraska Health Care Cash Fund.

25 Sec. 42. Laws 2011, LB374, section 92, is amended to
26 read:

1 Sec. 92. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
2 SERVICES

3 Program No. 32 - Medicaid Prescription Drug Act
4 Administration

	FY2011-12	FY2012-13
5		
6 GENERAL FUND	1,270,136	1,271,767
7 FEDERAL FUND est.	1,270,135	1,271,766
8 PROGRAM TOTAL	2,540,271	2,543,533
9 SALARY LIMIT	346,042	348,875

10 The unexpended General Fund appropriation balance
11 existing on June 30, 2011, less \$1,500,000 is hereby
12 reappropriated.

13 Sec. 43. Laws 2011, LB374, section 93, is amended to
14 read:

15 Sec. 93. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
16 SERVICES

17 Program No. 33 - Administration

	FY2011-12	FY2012-13
18		
19 GENERAL FUND	90,958,934	94,779,489
20 <u>GENERAL FUND</u>	<u>96,080,948</u>	<u>109,019,447</u>
21 CASH FUND	20,926,010	21,024,723
22 FEDERAL FUND est.	197,811,557	202,719,702
23 PROGRAM TOTAL	309,696,501	318,523,914
24 SALARY LIMIT	114,169,331	116,494,285
25 <u>FEDERAL FUND est.</u>	<u>198,075,023</u>	<u>206,015,269</u>

1	<u>PROGRAM TOTAL</u>	<u>315,081,981</u>	<u>336,059,439</u>
2	<u>SALARY LIMIT</u>	<u>116,669,331</u>	<u>124,066,156</u>

3 The unexpended General Fund appropriation balance
4 existing on June 30, 2011, is hereby reappropriated.

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

- 8 No. 261 - General Operations
- 9 No. 262 - Public Health Administration
- 10 No. 263 - Medicaid and Long-Term Care Administration
- 11 No. 264 - Children and Family Services Administration
- 12 No. 265 - Protection and Safety
- 13 No. 266 - Economic and Family Support
- 14 No. 267 - Developmental Disabilities Service Coordination
- 15 No. 268 - Behavioral Health Administration
- 16 No. 269 - Developmental Disabilities Administration

17 There is included in the appropriation to this program
18 for FY2011-12 \$150,000 General Funds for the Laws 2009, LB 603,
19 evaluation contract which shall only be used for such purpose.

20 There is included in the appropriation to this program
21 for FY2011-12 \$13,688 Cash Funds for regulatory support for
22 out-of-hospital emergency care providers licensing from the
23 Nebraska Health Care Cash Fund. There is included in the
24 appropriation to this program for FY2012-13 \$13,688 Cash Funds for
25 regulatory support for out-of-hospital emergency care providers
26 licensing from the Nebraska Health Care Cash Fund.

27 There is included in the appropriation to this program

1 for FY2011-12 \$26,000 Cash Funds from the Nebraska Health Care
2 Cash Fund to continue the Parkinson's Disease Registry. There is
3 included in the appropriation to this program for FY2012-13 \$26,000
4 Cash Funds from the Nebraska Health Care Cash Fund to continue the
5 Parkinson's Disease Registry.

6 There is included in the appropriation to this program
7 \$404,643 Cash Funds for FY2011-12 and \$404,643 Cash Funds for
8 FY2012-13 from the Nebraska Health Care Cash Fund for respite
9 services in each of the service areas designated by the Department
10 of Health and Human Services and for administrative costs,
11 including personnel costs, associated with the Nebraska Lifespan
12 Respite Services Program.

13 There is included in the appropriation to this program
14 for FY2011-12 \$25,000 Cash Funds from the Nebraska Health Care
15 Cash Fund for compulsive gamblers assistance programs. There is
16 included in the appropriation to this program for FY2012-13 \$25,000
17 Cash Funds from the Nebraska Health Care Cash Fund for compulsive
18 gamblers assistance programs.

19 There is included in the appropriation to this program
20 for FY2011-12 \$6,000 Cash Funds from the Nebraska Health Care Cash
21 Fund for costs of smoking cessation covered by medicaid. There is
22 included in the appropriation to this program for FY2012-13 \$6,000
23 Cash Funds from the Nebraska Health Care Cash Fund for costs of
24 smoking cessation covered by medicaid.

25 In order to monitor the implementation of ACCESSNebraska
26 and to ensure compliance with federal and state law, the Department
27 of Health and Human Services shall develop a quarterly report which

1 shall include, but not be limited to, the following information:

2 (1) Number of days in increments that it takes to process
3 applications (approval or denial) for Aid to Dependent Children,
4 Supplemental Nutrition Assistance Program, and Aid to the Aged,
5 Blind, and Disabled, overall and broken down by county;

6 (2) Number of days in increments that it takes to process
7 applications for Medicaid and Children's Health Insurance Program,
8 separating the data for applicants not applying on the basis of
9 disability from applicants applying on the basis of disability,
10 overall and broken down by county;

11 (3) Reason for benefit application processing delays
12 (department, client, third party) for all applications that are
13 processed beyond federal and state timeliness in Aid to Dependent
14 Children, Supplemental Nutrition Assistance Program, Aid to
15 the Aged, Blind, and Disabled, Medicaid, and Children's Health
16 Insurance Program statewide;

17 (4) The number of case closures in Medicaid, Children's
18 Health Insurance Program, Aid to Dependent Children, Supplemental
19 Nutrition Assistance Program, Aid to the Aged, Blind, and Disabled,
20 and Title XX and the reason for the closure statewide;

21 (5) The proportion of persons who file applications
22 online who are enrolled in one of the public benefit programs that
23 use ACCESSNebraska for enrollment;

24 (6) Average wait time for call center response. The
25 average wait time starting from the time when the call is
26 transferred to the customer service center to the time when
27 the worker answers the call; and

1 (7) Number of client call terminations (client hang
2 ups) that occur prior to speaking with a staff member and the
3 average length of time starting from the time when the call is
4 transferred to the customer service center to the time when the
5 caller terminates the call.

6 It is the intent of the Legislature that the additional
7 \$4,832,075 General Funds provided in FY2011-12 be solely used to
8 hire additional case managers, supervisors, and support staff to
9 reduce caseload ratios to 1:16 children in out-of-home care and
10 1:17 families for in-home and family preservation cases and for
11 resource development in the Central, Northern, and Western Service
12 Areas. It is the intent of the Legislature that the additional
13 \$13,516,782 General Fund provided in FY2012-13 be solely used to
14 hire additional case managers, supervisors, and support staff to
15 reduce caseload ratios to 1:16 children in out-of-home care and
16 1:17 families for in-home and family preservation cases and for
17 resource development in the Central, Northern, and Western Service
18 Areas.

19 It is the intent of the Legislature to request the
20 Department of Health and Human Services beginning on July 1,
21 2012, to encourage each provider of child care and school-age-care
22 programs receiving funds under the federal Child Care Subsidy
23 program to register in the Learning Connection Registry.

24 Sec. 44. Laws 2011, LB374, section 94, is amended to
25 read:

26 Sec. 94. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
27 SERVICES

1	Program No. 38 - Behavioral Health Aid		
2		FY2011-12	FY2012-13
3	GENERAL FUND	74,810,767	74,952,023
4	<u>GENERAL FUND</u>	<u>71,110,767</u>	<u>75,133,219</u>
5	CASH FUND	14,582,280	14,582,280
6	FEDERAL FUND est.	10,504,971	10,504,971
7	PROGRAM TOTAL	99,898,018	100,039,274
8	<u>PROGRAM TOTAL</u>	<u>96,198,018</u>	<u>100,220,470</u>

9 There is included in the appropriation to this program
10 for FY2011-12 ~~\$74,810,767~~ \$71,110,767 General Funds, \$14,582,280
11 Cash Funds, and \$10,504,971 Federal Funds estimate for state aid,
12 which shall only be used for such purpose. There is included in the
13 appropriation to this program for FY2012-13 ~~\$74,952,023~~ \$75,133,219
14 General Funds, \$14,582,280 Cash Funds, and \$10,504,971 Federal
15 Funds estimate for state aid, which shall only be used for such
16 purpose.

17 There is included in the amount shown as Cash Fund aid
18 in this program \$6,500,000 Cash Funds for FY2011-12 and \$6,500,000
19 Cash Funds for FY2012-13 from the Nebraska Health Care Cash Fund
20 to be used for community-based mental health and substance abuse
21 services, including intermediate-level residential mental health
22 services. It is the intent of the Legislature that these funds
23 shall be distributed to each of the six behavioral health regions
24 based upon a formula determined by the Department of Health and
25 Human Services.

26 There is included in the amount shown as Cash Fund aid
27 in this program \$2,599,660 Cash Funds for FY2011-12 and \$2,599,660

1 Cash Funds for FY2012-13 from the Nebraska Health Care Cash Fund to
2 be used for rates paid to providers of mental health and substance
3 abuse services.

4 There is included in the amount shown as Cash Fund aid
5 in this program \$1,500,000 Cash Funds for FY2011-12 and \$1,500,000
6 Cash Funds for FY2012-13 from the Nebraska Health Care Cash Fund
7 to be used for the cost of maintenance and treatment of persons
8 in emergency protective custody under the Nebraska Mental Health
9 Commitment Act.

10 There is included in the amount shown as Cash Fund aid
11 in this program \$225,000 Cash Funds for FY2011-12 and \$225,000 Cash
12 Funds for FY2012-13 from the Nebraska Health Care Cash Fund to be
13 used for compulsive gamblers assistance programs.

14 Sec. 45. Laws 2011, LB374, section 98, is amended to
15 read:

16 Sec. 98. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
17 SERVICES

18 Program No. 179 - Public Health

	FY2011-12	FY2012-13
19 GENERAL FUND	1,035,290	1,051,221
20 CASH FUND	763,572	766,879
21 CASH FUND	<u>667,060</u>	<u>670,367</u>
22 FEDERAL FUND est.	17,345,546	17,577,783
23 PROGRAM TOTAL	19,144,408	19,395,883
24 PROGRAM TOTAL	<u>19,047,896</u>	<u>19,299,371</u>
25 SALARY LIMIT	5,908,319	6,024,846

26 The unexpended General Fund appropriation balance

1 existing on June 30, 2011, is hereby reappropriated.

2 There is included in the appropriation to this program
3 for FY2011-12 \$220,000 Cash Funds to operate a satellite office of
4 minority health in the second and third congressional districts to
5 coordinate and administer state policy relating to minority health
6 from the Nebraska Health Care Cash Fund. There is included in the
7 appropriation to this program for FY2012-13 \$220,000 Cash Funds to
8 operate a satellite office of minority health in the second and
9 third congressional districts to coordinate and administer state
10 policy relating to minority health from the Nebraska Health Care
11 Cash Fund.

12 There is included in the appropriation to this program
13 for FY2011-12 \$100,000 Cash Funds for staff and operating expenses
14 for public health from the Nebraska Health Care Cash Fund. There
15 is included in the appropriation to this program for FY2012-13
16 \$100,000 Cash Funds for staff and operating expenses for public
17 health from the Nebraska Health Care Cash Fund.

18 Sec. 46. Laws 2011, LB374, section 100, is amended to
19 read:

20 Sec. 100. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
21 SERVICES

22 Program No. 344 - Children's Health Insurance

23	FY2011-12	FY2012-13
24 GENERAL FUND	9,932,192	13,036,419
25 <u>GENERAL FUND</u>	<u>8,632,192</u>	<u>12,334,369</u>
26 <u>CASH FUND</u>	<u>8,835,700</u>	<u>6,835,700</u>
27 <u>CASH FUND</u>	<u>8,835,700</u>	<u>7,035,700</u>

1	FEDERAL FUND est.	43,729,964	45,612,609
2	PROGRAM TOTAL	62,497,856	65,484,728
3	<u>FEDERAL FUND est.</u>	<u>41,399,961</u>	<u>43,068,960</u>
4	<u>PROGRAM TOTAL</u>	<u>58,867,853</u>	<u>62,439,029</u>

5 There is included in the appropriation to this program
6 for FY2011-12 ~~\$9,932,192~~ \$8,632,192 General Funds, \$8,835,700 Cash
7 Funds, and ~~\$43,729,964~~ \$41,399,961 Federal Funds estimate for state
8 aid, which shall only be used for such purpose. There is included
9 in the appropriation to this program for FY2012-13 ~~\$13,036,419~~
10 \$12,334,369 General Funds, \$6,835,700 Cash Funds, and ~~\$45,612,609~~
11 \$43,068,960 Federal Funds estimate for state aid, which shall only
12 be used for such purpose.

13 There is included in the appropriation to this program
14 for FY2011-12 \$8,300,000 Cash Funds for state aid from the Nebraska
15 Health Care Cash Fund. There is included in the appropriation to
16 this program for FY2012-13 ~~\$6,300,000~~ \$6,835,000 Cash Funds for
17 state aid from the Nebraska Health Care Cash Fund.

18 There is included in the appropriation to this program
19 for FY2011-12 \$535,700 Cash Funds for state aid from the Health and
20 Human Services Cash Fund. ~~There is included in the appropriation to~~
21 ~~this program for FY2012-13 \$535,700 Cash Funds for state aid from~~
22 ~~the Health and Human Services Cash Fund.~~

23 There is included in the appropriation to this program
24 for FY2012-13 \$200,000 Cash Funds from the Nebraska Health Care
25 Cash Fund for the Poison Control Center at the University of
26 Nebraska Medical Center, which shall only be used by the medical
27 center for the Poison Control Center.

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

6 For FY2012-13, the department may not implement, by rule
7 and regulation, the following changes to the medical assistance
8 program:

- 9 (1) The elimination of private duty nursing services; and
10 (2) The elimination of oral nutritional supplements.

11 Sec. 47. Laws 2011, LB374, section 101, is amended to
12 read:

13 Sec. 101. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
14 SERVICES

15 Program No. 347 - Public Assistance

	FY2011-12	FY2012-13
16 GENERAL FUND	239,522,936	243,518,332
17 GENERAL FUND	266,818,578	262,364,883
18 CASH FUND	6,044,444	6,044,444
19 FEDERAL FUND est.	141,003,570	132,464,624
20 PROGRAM TOTAL	386,570,950	382,027,400
21 PROGRAM TOTAL	413,866,592	400,477,964

22 There is included in the appropriation to this program
23 for FY2011-12 ~~\$239,522,936~~ \$266,818,578 General Funds, \$6,044,444
24 Cash Funds, and \$141,003,570 Federal Funds estimate for state aid,
25 which shall only be used for such purpose. There is included
26 in the appropriation to this program for FY2012-13 ~~\$243,518,332~~

1 \$262,364,883 General Funds, \$6,044,444 Cash Funds, and \$132,464,624
2 Federal Funds estimate for state aid, which shall only be used for
3 such purpose.

4 There is included in the appropriation to this program
5 for FY2011-12 \$810,000 Cash Funds from the Nebraska Health Care
6 Cash Fund for state aid to aid in carrying out the Nebraska
7 Lifespan Respite Services Program and to provide payment to
8 caregivers to purchase services under the respite subsidy program.
9 There is included in the appropriation to this program for
10 FY2012-13 \$810,000 Cash Funds from the Nebraska Health Care Cash
11 Fund for state aid to aid in carrying out the Nebraska Lifespan
12 Respite Services Program and to provide payment to caregivers to
13 purchase services under the respite subsidy program.

14 There is included in the appropriation to this program
15 for FY2011-12 \$2,734,444 Cash Funds from the Nebraska Health
16 Care Cash Fund for state aid for the continuation of the
17 behavioral health provider rate increase. There is included in
18 the appropriation to this program for FY2012-13 \$2,734,444 Cash
19 Funds from the Nebraska Health Care Cash Fund for state aid for the
20 continuation of the behavioral health provider rate increase.

21 There is included in the appropriation to this program
22 for FY2011-12 \$500,000 for home visitation programs. There is
23 included in the appropriation to this program for FY2012-13
24 \$750,000 for an increase for home visitation programs receiving
25 funds in FY2011-12.

26 Sec. 48. Laws 2011, LB374, section 102, is amended to
27 read:

1 Sec. 102. AGENCY NO. 25 — DEPARTMENT OF HEALTH AND HUMAN
2 SERVICES

3 Program No. 348 - Medical Assistance

	FY2011-12	FY2012-13
4		
5 GENERAL FUND	599,909,134	630,241,604
6 <u>GENERAL FUND</u>	<u>582,313,492</u>	<u>646,573,194</u>
7 CASH FUND	24,344,412	24,344,412
8 FEDERAL FUND est.	998,926,616	1,029,200,776
9 <u>PROGRAM TOTAL</u>	<u>1,623,180,162</u>	<u>1,683,786,792</u>
10 <u>FEDERAL FUND est.</u>	<u>994,935,238</u>	<u>1,030,591,108</u>
11 <u>PROGRAM TOTAL</u>	<u>1,601,593,142</u>	<u>1,701,508,714</u>

12 There is included in the appropriation to this program
13 for FY2011-12 ~~\$599,909,134~~ \$582,313,492 General Funds, \$24,344,412
14 Cash Funds, and ~~\$998,926,616~~ \$994,935,238 Federal Funds estimate
15 for state aid, which shall only be used for such purpose. There
16 is included in the appropriation to this program for FY2012-13
17 ~~\$630,241,604~~ \$646,573,194 General Funds, \$24,344,412 Cash Funds,
18 and ~~\$1,029,200,776~~ \$1,030,591,108 Federal Funds estimate for state
19 aid, which shall only be used for such purpose.

20 There is included in the appropriation to this program
21 for FY2011-12 \$4,765,896 Cash Funds for state aid for the
22 continuation of the behavioral health provider rate increase
23 and behavioral health provider rate increase for managed care,
24 inpatient services, and residential treatment services provided
25 with funds from the Nebraska Health Care Cash Fund. There
26 is included in the appropriation to this program for FY2012-13
27 \$4,765,896 Cash Funds for state aid for the continuation of the

1 behavioral health provider rate increase and behavioral health
2 provider rate increase for managed care, inpatient services,
3 and residential treatment services provided with funds from the
4 Nebraska Health Care Cash Fund.

5 There is included in the appropriation to this program
6 for FY2011-12 \$450,000 Cash Funds from the Nebraska Health Care
7 Cash Fund and \$598,707 Federal Funds estimate for a state plan
8 amendment covering tobacco-use cessation in compliance with Title
9 XIX of the federal Social Security Act. There is included in the
10 appropriation to this program for FY2012-13 \$450,000 Cash Funds
11 from the Nebraska Health Care Cash Fund and \$587,823 Federal Funds
12 estimate for a state plan amendment covering tobacco-use cessation
13 in compliance with Title XIX of the federal Social Security Act.
14 The smoking cessation funding for FY2011-12 and FY2012-13 is for
15 the costs of tobacco-use cessation counseling and tobacco-use
16 cessation pharmaceuticals approved by the federal Food and Drug
17 Administration for such purpose.

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

23 For FY2012-13, the department may not implement, by rule
24 and regulation, the following changes to the medical assistance
25 program:

26 (1) An increase in copayments on physical, speech, and
27 occupational therapies;

1 (2) An increase in copayments for nonemergency visits to
2 the emergency department;

3 (3) A limit of two hundred forty hours per year of home
4 health services;

5 (4) The elimination of private duty nursing services;

6 (5) An increase in the level of care required to receive
7 personal assistance services;

8 (6) A limit for personal assistance services to three
9 and one-half hours of service per day with a sixty-hour limit per
10 month;

11 (7) The elimination of oral nutritional supplements
12 provided through the durable medical equipment program;

13 (8) A limit to behavioral health therapy visits of sixty
14 visits per year;

15 (9) The elimination of dental services, including
16 dentures, for adults;

17 (10) The elimination of chiropractic services;

18 (11) The elimination of eyeglasses for adults;

19 (12) The elimination of hearing aids for adults;

20 (13) The elimination of occupational therapy for adults;

21 (14) The elimination of physical therapy for adults;

22 (15) The elimination of speech therapy for adults;

23 (16) A limit of prescription drugs to ten per month for
24 adults;

25 (17) A limit of inpatient hospital days to forty-five
26 days or thirty days per year for adults; and

27 (18) A limit of physician visits for adults to twelve per

1 year, excluding pregnancy-related visits.

2 Sec. 49. Laws 2011, LB374, section 104, is amended to
3 read:

4 Sec. 104. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN
5 SERVICES

6 Program No. 365 - Mental Health Operations

	FY2011-12	FY2012-13
7		
8 GENERAL FUND	31,121,831	31,723,741
9 <u>GENERAL FUND</u>	<u>31,121,831</u>	<u>31,752,373</u>
10 CASH FUND	3,562,814	3,616,795
11 FEDERAL FUND est.	9,937,371	9,941,425
12 <u>FEDERAL FUND est.</u>	<u>9,937,371</u>	<u>9,912,793</u>
13 PROGRAM TOTAL	44,622,016	45,281,961
14 SALARY LIMIT	25,390,217	25,864,761

15 The unexpended General Fund appropriation balance
16 existing on June 30, 2011, is hereby reappropriated.

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

- 20 No. 361 - Hastings Regional Center
- 21 No. 363 - Lincoln Regional Center
- 22 No. 379 - Evaluation and Screening - Community-Based
- 23 Residential Services

24 Sec. 50. Laws 2011, LB374, section 105, is amended to
25 read:

26 Sec. 105. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN
27 SERVICES

1	Program No. 421 - Beatrice State Developmental Center		
2		FY2011-12	FY2012-13
3	GENERAL FUND	24,927,152	25,505,489
4	<u>GENERAL FUND</u>	<u>24,927,152</u>	<u>25,081,930</u>
5	CASH FUND	2,711,482	2,711,482
6	FEDERAL FUND est.	22,820,537	22,956,323
7	PROGRAM TOTAL	50,459,171	51,173,294
8	<u>FEDERAL FUND est.</u>	<u>22,820,537</u>	<u>21,779,882</u>
9	<u>PROGRAM TOTAL</u>	<u>50,459,171</u>	<u>49,573,294</u>
10	SALARY LIMIT	24,095,712	24,599,987
11	<u>SALARY LIMIT</u>	<u>25,395,712</u>	<u>25,449,987</u>

12 The unexpended General Fund appropriation balance
13 existing on June 30, 2011, is hereby reappropriated.

14 It is the intent of the Legislature that the Department
15 of Health and Human Services shall provide a quarterly report to
16 the Developmental Disabilities Special Investigative Committee,
17 the Appropriations Committee, and the Health and Human Services
18 Committee of the Legislature regarding the use of funds
19 appropriated to the Beatrice State Developmental Center for
20 FY2011-12 and FY2012-13. Reports shall be submitted within two
21 weeks after the end of each quarter.

22 The reports shall indicate expenditures incurred in each
23 quarter for the management teams as well as the independent expert
24 and Department of Justice coordinator. Expenditures for temporary
25 medical/clinical staff, newly hired permanent medical/clinical
26 staff, and additional costs for nurses, direct care staff,
27 and shift supervisors shall be reported. The number of newly

1 hired staff and the job titles of such staff shall also be
2 reported. Contractual expenditures for medical services shall be
3 reported based upon the category of care. Expenditures for clinical
4 assessments of persons at the Beatrice State Developmental Center,
5 training, and the Outreach Treatment and Intensive Services Program
6 shall be reported.

7 The reports shall detail transition expenditures by
8 individual for each person transferred from the Beatrice State
9 Developmental Center, since the beginning of FY2009-10, to another
10 setting to receive services. The setting to which each person is
11 transferred shall be identified. The expenditures for the care of
12 persons transferred from the Beatrice State Developmental Center
13 shall be reported by budget program and fund source.

14 The chief executive officer of the Department of Health
15 and Human Services shall certify to the budget administrator
16 of the budget division of the Department of Administrative
17 Services the FY2011-12 and FY2012-13 unexpended appropriation
18 balances for the Beatrice State Developmental Center, Program
19 421, which are available to transition and maintain persons
20 transferred from the Beatrice State Developmental Center to
21 community-based developmental disability or other services. The
22 budget administrator of the budget division of the Department
23 of Administrative Services shall administratively transfer during
24 FY2011-12 and FY2012-13 available unexpended appropriation balances
25 as certified by the chief executive officer of the Department of
26 Health and Human Services from the Beatrice State Developmental
27 Center, Program 421, to Developmental Disability Aid, Program 424,

1 and Medical Assistance, Program 348.

2 Sec. 51. Laws 2011, LB374, section 107, is amended to
3 read:

4 Sec. 107. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
5 SERVICES

6 Program No. 502 - Public Health Aid

	FY2011-12	FY2012-13
7		
8 GENERAL FUND	3,767,394	3,767,394
9 <u>GENERAL FUND</u>	<u>3,767,394</u>	<u>3,758,060</u>
10 CASH FUND	8,280,000	8,280,000
11 PROGRAM TOTAL	12,047,394	12,047,394
12 <u>PROGRAM TOTAL</u>	<u>12,047,394</u>	<u>12,038,060</u>

13 There is included in the appropriation to this program
14 for FY2011-12 \$3,767,394 General Funds and \$8,280,000 Cash Funds
15 for state aid, which shall only be used for such purpose. There
16 is included in the appropriation to this program for FY2012-13
17 ~~\$3,767,394~~ \$3,758,060 General Funds and \$8,280,000 Cash Funds for
18 state aid, which shall only be used for such purpose.

19 There is included in the appropriation to this program
20 for FY2011-12 \$1,809,334 General Funds and for FY2012-13 ~~\$1,809,334~~
21 \$1,800,000 General Funds, for state aid, for the six community
22 health centers funded through Federal Program 330, Public Law
23 104-299, the Health Centers Consolidation Act of 1996. Each ~~center~~
24 of the following centers is to receive a base amount of \$100,000
25 with the balance of the funding to be distributed proportionally
26 based on the previous fiscal year's percent of uninsured clients as
27 reported on the Uniform Data System Report provided to the United

1 ~~States Department of Health and Human Services Bureau of Primary~~
2 ~~Health Care to \$300,000:~~ Charles Drew Health Center, One World
3 Community Health Center, Good Neighbor Community Health Center,
4 Panhandle Community Health Center, Norfolk Community Health Center,
5 and People's Health Center.

6 There is included in the appropriation to this program
7 for FY2011-12 \$1,898,246 General Funds and \$5,405,000 Cash Funds
8 from the Nebraska Health Care Cash Fund for state aid for public
9 health departments. There is included in the appropriation to this
10 program for FY2012-13 \$1,898,246 General Funds and \$5,405,000 Cash
11 Funds from the Nebraska Health Care Cash Fund for state aid for
12 public health departments.

13 There is included in the appropriation to this program
14 for FY2011-12 \$31,713 General Funds and \$1,526,000 Cash Funds for
15 state aid from the Nebraska Health Care Cash Fund for minority
16 public health services in counties having a minority population
17 equal to or exceeding five percent of the total population of
18 the county in the first and third congressional districts as
19 determined by the most recent federal decennial census. There
20 is included in the appropriation to this program for FY2012-13
21 \$31,713 General Funds and \$1,526,000 Cash Funds for state aid
22 from the Nebraska Health Care Cash Fund for minority public health
23 services in counties having a minority population equal to or
24 exceeding five percent of the total population of the county in
25 the first and third congressional districts as determined by the
26 most recent federal decennial census. The Department of Health
27 and Human Services shall distribute the funds on a per capita

1 basis for the purpose of implementing a minority health initiative
2 which may target, but shall not be limited to, infant mortality,
3 cardiovascular disease, obesity, diabetes, and asthma.

4 There is included in the appropriation to this program
5 for FY2011-12 \$28,101 General Funds and \$1,349,000 Cash Funds
6 from the Nebraska Health Care Cash Fund for state aid to be
7 distributed equally among federally qualified health centers in
8 the second congressional district. Such funds shall be used for
9 the purpose of implementing a minority health initiative which
10 may target, but shall not be limited to, infant mortality,
11 cardiovascular disease, obesity, diabetes, and asthma. There is
12 included in the appropriation to this program for FY2012-13 \$28,101
13 General Funds and \$1,349,000 Cash Funds from the Nebraska Health
14 Care Cash Fund for state aid to be distributed equally among
15 federally qualified health centers in a the second congressional
16 district. ~~with a minority population of greater than seventy-five~~
17 ~~thousand inhabitants.~~ Such funds shall be used for the purpose of
18 implementing a minority health initiative which may target, but
19 shall not be limited to, infant mortality, cardiovascular disease,
20 obesity, diabetes, and asthma.

21 Sec. 52. Laws 2011, LB374, section 109, is amended to
22 read:

23 Sec. 109. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
24 SERVICES

25 Program No. 519 - Nebraska Veterans' Homes

26	FY2011-12	FY2012-13
27 GENERAL FUND	25,356,735	25,798,080

1	<u>GENERAL FUND</u>	<u>24,856,735</u>	<u>25,298,080</u>
2	CASH FUND	14,047,196	14,201,610
3	FEDERAL FUND est.	15,410,475	15,474,204
4	<u>FEDERAL FUND est.</u>	<u>15,910,475</u>	<u>15,974,204</u>
5	PROGRAM TOTAL	54,814,406	55,473,894
6	SALARY LIMIT	28,572,099	29,040,920

7 The unexpended General Fund appropriation balance
8 existing on June 30, 2011, is hereby reappropriated.

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

12 No. 510 - Veterans' Home System Administration

13 No. 519 - Grand Island Veterans' Home

14 No. 520 - Norfolk Veterans' Home

15 No. 521 - Western Nebraska Veterans' Home

16 No. 522 - Eastern Nebraska Veterans' Home

17 Sec. 53. Laws 2011, LB374, section 112, is amended to
18 read:

19 Sec. 112. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
20 SERVICES

21 Program No. 621 - Stem Cell Research

22		FY2011-12	FY2012-13
23	CASH FUND	450,573	450,573
24	PROGRAM TOTAL	450,573	450,573
25	SALARY LIMIT	15,000	15,000

26 There is included in the appropriation to this program

1 for FY2011-12 \$437,000 Cash Funds for state aid, which shall only
2 be used for such purpose. There is included in the appropriation to
3 this program for FY2012-13 \$437,000 Cash Funds for state aid from
4 the Nebraska Health Care Cash Fund, which shall only be used for
5 such purpose.

6 Sec. 54. Laws 2011, LB374, section 115, is amended to
7 read:

8 Sec. 115. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
9 SERVICES

10 Program No. 870 - Norfolk Sex Offender Treatment

	FY2011-12	FY2012-13	
11			
12	GENERAL FUND	14,766,557	14,928,652
13	<u>GENERAL FUND</u>	<u>14,016,557</u>	<u>14,178,652</u>
14	CASH FUND	48,833	72,914
15	PROGRAM TOTAL	14,815,390	15,001,566
16	<u>PROGRAM TOTAL</u>	<u>14,065,390</u>	<u>14,251,566</u>
17	SALARY LIMIT	8,792,382	8,933,224

18 The unexpended General Fund appropriation balance
19 existing on June 30, 2011, is hereby reappropriated.

20 Sec. 55. Laws 2011, LB374, section 132, is amended to
21 read:

22 Sec. 132. AGENCY NO. 31 - MILITARY DEPARTMENT

23 Program No. 192 - Governor's Emergency Aid

	FY2011-12	FY2012-13	
24			
25	GENERAL FUND	500,000	500,000
26	<u>GENERAL FUND</u>	<u>9,400,000</u>	<u>500,000</u>
27	FEDERAL FUND est.	4,500,000	4,500,000

1	PROGRAM TOTAL	5,000,000	5,000,000
2	<u>PROGRAM TOTAL</u>	<u>13,900,000</u>	<u>5,000,000</u>

3 There is no salary limitation for this program.
4 The unexpended General Fund and Cash Fund appropriation
5 balances existing on June 30, 2011, are hereby reappropriated.

6 There is included in the appropriation to this program
7 for FY2011-12 ~~\$500,000~~ \$9,400,000 General Funds, \$4,500,000 Federal
8 Funds estimate, plus any reappropriated amount, for state aid.

9 There is included in the appropriation to this program for
10 FY2012-13 \$500,000 General Funds and \$4,500,000 Federal Funds
11 estimate for state aid.

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

15 Sec. 56. Laws 2011, LB374, section 200, is amended to
16 read:

17 Sec. 200. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
18 SERVICES

19 Program No. 591 - Tort Claims

20		FY2011-12	FY2012-13
21	GENERAL FUND	210,000	210,000
22	CASH FUND	150,000	50,000
23	PROGRAM TOTAL	360,000	260,000

24 The unexpended General Fund appropriation balance
25 existing on June 30, 2011, is hereby reappropriated. The unexpended
26 Cash Fund appropriation balance existing on June 30, 2011, is

1 hereby reappropriated.

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

- 4 (a) \$58 from the Department of Motor Vehicles;
5 (b) \$165,621 from the Department of Roads;
6 (c) \$5,378 from the Game and Parks Commission; and
7 (d) \$15,269 from the Department of Administrative
8 Services state building division.

9 Such sums shall be transferred to the risk management and
10 state claims division no later than August 1, 2011, or in four
11 equal payments on August 1, October 1, January 1, and April 1, at
12 the discretion of the Risk Manager.

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

- 15 (a) ~~\$58~~ \$369 from the Department of Motor Vehicles;
16 (b) ~~\$165,621~~ \$130,224 from the Department of Roads;
17 (c) ~~\$5,378~~ \$3,597 from the Game and Parks Commission; and
18 (d) ~~\$15,269~~ \$1,764 from the Department of Administrative
19 Services state building division;

20 (e) \$520 from the Department of Agriculture;

21 (f) \$650 from the Nebraska Brand Committee; and

22 (g) \$657 from the Department of Natural Resources.

23 Such sums shall be transferred to the risk management and
24 state claims division no later than August 1, 2012, or in four
25 equal payments on August 1, October 1, January 1, and April 1, at
26 the discretion of the Risk Manager.

27 It is the intent of the Legislature that transfers

1 specified in this section for FY2012-13 be adjusted by the One
2 Hundred Second Legislature, Second Session, 2012, in accordance
3 with information available after July 1, 2011.

4 Sec. 57. Laws 2011, LB 374, section 218, is amended to
5 read:

6 Sec. 218. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
7 DEVELOPMENT

8 Program No. 134 - Rural Development Commission

9	FY2011-12	FY2012-13
10 GENERAL FUND	1,144,049	1,146,046
11 <u>GENERAL FUND</u>	<u>1,144,049</u>	<u>-0-</u>
12 PROGRAM TOTAL	1,144,049	1,146,046
13 <u>PROGRAM TOTAL</u>	<u>1,144,049</u>	<u>-0-</u>
14 SALARY LIMIT	86,762	88,497
15 <u>SALARY LIMIT</u>	<u>86,762</u>	<u>-0-</u>

16 The unexpended General Fund appropriation balance less
17 state aid existing on June 30, 2011, is hereby reappropriated.

18 There is included in the appropriation to this program
19 for FY2011-12 \$989,650 General Funds for state aid, which
20 shall only be used for such purpose. There is included in the
21 appropriation to this program for FY2012-13 \$989,650 General Funds
22 for state aid, which shall only be used for such purpose.

23 The unexpended General Fund appropriation balance
24 existing on June 30, 2012, is hereby reappropriated to Program 603.

25 Sec. 58. Laws 2011, LB 374, section 220, is amended to

1 read:

2 Sec. 220. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
3 DEVELOPMENT

4 Program No. 601 - Community and Rural Development

	FY2011-12	FY2012-13
5 GENERAL FUND	698,092	699,534
6 CASH FUND	11,617,526	11,622,018
7 <u>CASH FUND</u>	<u>11,617,526</u>	<u>12,622,018</u>
8 FEDERAL FUND est.	25,712,418	25,712,418
9 PROGRAM TOTAL	38,028,036	38,033,970
10 <u>PROGRAM TOTAL</u>	<u>38,028,036</u>	<u>39,033,970</u>
11 SALARY LIMIT	1,032,968	1,049,321

12 The unexpended General Fund appropriation balance less
13 state aid existing on June 30, 2011, is hereby reappropriated.

14 There is included in the appropriation to this program
15 for FY2011-12 \$463,172 General Funds, \$11,000,000 Cash Funds, and
16 \$23,937,950 Federal Funds estimate for state aid, which shall only
17 be used for such purpose. There is included in the appropriation
18 to this program for FY2012-13 \$463,172 General Funds, ~~\$11,000,000~~
19 \$12,000,000 Cash Funds, and \$23,937,950 Federal Funds estimate for
20 state aid, which shall only be used for such purpose.

21 Sec. 59. Laws 2011, LB 374, section 221, is amended to
22 read:

23 Sec. 221. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
24 DEVELOPMENT

1 Program No. 603 - Industrial Recruitment

2		FY2011-12	FY2012-13
3	GENERAL FUND	2,486,866	2,516,025
4	<u>GENERAL FUND</u>	<u>2,486,866</u>	<u>2,672,421</u>
5	CASH FUND	1,243,504	1,244,881
6	FEDERAL FUND est.	325,515	325,515
7	PROGRAM TOTAL	4,055,885	4,086,421
8	<u>PROGRAM TOTAL</u>	<u>4,055,885</u>	<u>4,242,817</u>
9	SALARY LIMIT	1,337,006	1,363,814
10	<u>SALARY LIMIT</u>	<u>1,337,006</u>	<u>1,452,311</u>

11 The unexpended General Fund appropriation balance
12 existing on June 30, 2011, is hereby reappropriated.

13 The unexpended Cash Fund appropriation balance existing
14 on June 30, 2011, is hereby reappropriated.

15 There is included in the appropriation to this program
16 for FY2011-12 \$1,107,944 Cash Funds and \$249,341 Federal Funds
17 estimate for state aid, which shall only be used for such
18 purpose. There is included in the appropriation to this program for
19 FY2012-13 \$1,107,944 Cash Funds and \$249,341 Federal Funds estimate
20 for state aid, which shall only be used for such purpose.

21 Sec. 60. Laws 2011, LB 374, section 222, is amended to
22 read:

23 Sec. 222. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
24 DEVELOPMENT

25 Program No. 618 - Tourism Promotion

	FY2011-12	FY2012-13	
1			
2	GENERAL FUND	250,000	250,000
3	CASH FUND	3,964,556	3,979,777
4	<u>CASH FUND</u>	<u>4,214,556</u>	<u>3,979,777</u>
5	FEDERAL FUND est.	959,815	959,815
6	PROGRAM TOTAL	5,174,371	5,189,592
7	<u>PROGRAM TOTAL</u>	<u>5,424,371</u>	<u>5,189,592</u>
8	SALARY LIMIT	712,821	726,350

9 The unexpended General Fund appropriation balance
10 existing on June 30, 2011, is hereby reappropriated.

11 There is included in the appropriation to this program
12 for FY2011-12 \$102,600 Cash Funds for state aid, which shall only
13 be used for such purpose. There is included in the appropriation to
14 this program for FY2012-13 \$102,600 Cash Funds for state aid, which
15 shall only be used for such purpose.

16 There is included in the appropriation to this program
17 for FY2011-12 \$250,000 General Funds, which shall be used by the
18 Department of Economic Development for advertising, marketing, and
19 promotional efforts for tourism activities and travel destinations.
20 Such promotional activities shall be representative of the
21 statewide tourism economy and targeted toward external markets
22 in an effort to bring outside capital into the state. There
23 is included in the appropriation to this program for FY2012-13
24 ~~\$250,000~~ \$150,000 General Funds, which shall be used by the
25 Department of Economic Development for advertising, marketing, and

1 promotional efforts for tourism activities and travel destinations.
2 Such promotional activities shall be representative of the
3 statewide tourism economy and targeted toward external markets in
4 an effort to bring outside capital into the state.

5 There is included in the appropriation to this program
6 \$250,000 Cash Funds for FY2011-12 to provide funding for
7 promotional and visitor development activities related to the
8 hosting of an Olympic Team Trial event and a United States National
9 Championship event by a city of the metropolitan class. There is
10 included in the appropriation to this program \$100,000 General
11 Funds for FY2012-13 to provide funding for promotional and visitor
12 development activities related to the hosting of an Olympic Team
13 Trial event and a United States National Championship event by a
14 city of the metropolitan class.

15 Sec. 61. Laws 2011, LB374, section 226, is amended to
16 read:

17 Sec. 226. AGENCY NO. 75 - NEBRASKA INVESTMENT COUNCIL
18 Program No. 610 - Investments Administration

	FY2011-12	FY2012-13
19 CASH FUND	2,436,150	2,480,449
20 PROGRAM TOTAL	2,436,150	2,480,449
21 SALARY LIMIT	870,789	884,643

22 It is the intent of the Legislature that the value of
23 certain credits for services and supplies received be accounted
24 for as an expenditure attributable to agency operations. The
25 Nebraska Investment Council shall submit to the Department of
26 Administrative Services a quarterly reconciliation report of
27

1 all credits for services and supplies received in support of
2 operations. The Department of Administrative Services shall
3 establish the appropriate subprogram and accounts to separately
4 identify all such transactions.

5 Such amounts are hereby appropriated as reported to the
6 Department of Administrative Services. Such amounts shall not be
7 included for purposes of calculating investment charges pursuant to
8 section 72-1249.02.

9 Sec. 62. Laws 2011, LB374, section 235, is amended to
10 read:

11 Sec. 235. AGENCY NO. 78 - NEBRASKA COMMISSION ON LAW
12 ENFORCEMENT AND CRIMINAL JUSTICE

13 Program No. 202 - Crime Victims' Reparations

14	FY2011-12	FY2012-13
15 GENERAL FUND	27,837	27,837
16 CASH FUND	194,000	194,000
17 FEDERAL FUND est.	128,400	128,400
18 PROGRAM TOTAL	350,237	350,237
19 SALARY LIMIT	-0-	-0-

20 The unexpended General Fund appropriation balance, less
21 aid, existing on June 30, 2011, is hereby reappropriated.

22 There is included in the appropriation to this program
23 for FY2011-12 \$20,000 General Funds, \$194,000 Cash Funds, and
24 ~~\$128,400~~ \$121,980 Federal Funds estimate for state aid, which
25 shall only be used for such purpose. There is included in the
26 appropriation to this program for FY2012-13 \$20,000 General Funds,

1 \$194,000 Cash Funds, and ~~\$128,400~~ \$121,980 Federal Funds estimate
2 for state aid, which shall only be used for such purpose.

3 Sec. 63. Laws 2011, LB374, section 249, is amended to
4 read:

5 Sec. 249. AGENCY NO. 85 - PUBLIC EMPLOYEES RETIREMENT
6 BOARD

7 Program No. 515 - Public Employees Retirement

	FY2011-12	FY2012-13
8		
9	28,344,698	29,629,917
10	28,344,698	29,629,917
11	<u>28,344,698</u>	<u>29,991,325</u>
12	<u>28,344,698</u>	<u>29,991,325</u>

13 There is included in the appropriation to this program
14 for FY2011-12 \$21,907,947 General Funds to provide additional
15 funding to the School Employees Retirement System, which shall only
16 be used for such purpose. There is included in the appropriation
17 to this program for FY2012-13 ~~\$21,696,235~~ \$22,400,533 General Funds
18 to provide additional funding to the School Employees Retirement
19 System, which shall only be used for such purpose.

20 There is included in the appropriation to this program
21 for FY2011-12 \$4,885,824 General Funds to provide additional
22 funding to the Class V School Employees Retirement System, which
23 shall only be used for such purpose. There is included in the
24 appropriation to this program for FY2012-13 ~~\$5,107,301~~ \$4,948,318
25 General Funds to provide additional funding to the Class V School
26 Employees Retirement System, which shall only be used for such
27 purpose.

1 There is included in the appropriation to this program
2 for FY2011-12 \$1,478,683 General Funds to provide additional
3 funding to the Nebraska State Patrol Retirement System, which
4 shall only be used for such purpose. There is included in the
5 appropriation to this program for FY2012-13 ~~\$2,754,137~~ \$2,570,230
6 General Funds to provide additional funding to the Nebraska State
7 Patrol Retirement System, which shall only be used for such
8 purpose.

9 There is included in the appropriation to this program
10 for FY2011-12 \$72,244 General Funds to provide additional funding
11 to the Nebraska Judges Retirement System, which shall only be used
12 for such purpose. There is included in the appropriation to this
13 program for FY2012-13 \$72,244 General Funds to provide additional
14 funding to the Nebraska Judges Retirement System, which shall only
15 be used for such purpose.

16 Pursuant to section 84-1319.01, each state agency
17 participating in the State Employees Retirement System of the
18 State of Nebraska shall contribute an amount to the State Equal
19 Retirement Benefit Fund to provide all similarly situated male
20 and female members with equal benefits. It is the intent of the
21 Legislature that the Public Employees Retirement Board notify each
22 state agency of the amount to be paid to the fund for FY2011-12
23 and FY2012-13.

24 Sec. 64. Laws 2011, LB374, section 260, is amended to
25 read:

26 Sec. 260. CASH FUNDS.

27 The receipts for FY2011-12 and FY2012-13 inuring to the

1 several Cash Funds, together with any amounts held in account by
2 the State Treasurer on June 30, 2011, are hereby credited to each
3 of the funds respectively.

4 Expenditure of Cash Funds appropriated in this act shall
5 be limited to the amount shown by program except when specific
6 exceptions are made. The amounts appropriated in this act include
7 the following funds:

8 (1) Legislative Council: Nebraska Legislative Shared
9 Information System Cash Fund, Donations/Contributions Cash Fund,
10 Nebraska Health Care Cash Fund;

11 (2) Supreme Court: Supreme Court Reports Cash Fund,
12 Probation Program Cash Fund, Probation Cash Fund, State Probation
13 Contractual Services Cash Fund, Dispute Resolution Cash Fund,
14 Counsel for Discipline Cash Fund, Supreme Court Education Fund,
15 Supreme Court Automation Cash Fund, Parenting Act Fund;

16 (3) Governor: Governor's Policy Research Cash Fund;

17 (4) Secretary of State: Nebraska Collection Agency Fund,
18 Records Management Cash Fund, Secretary of State Administration
19 Cash Fund, Uniform Commercial Code Cash Fund, Corporation Cash
20 Fund, Election Administration Fund;

21 (5) Auditor of Public Accounts: Cooperative Audit Cash
22 Fund;

23 (6) Attorney General: Motor Vehicle Fraud Cash Fund,
24 Department of Justice Natural Resources Enforcement Fund, State
25 Settlement Cash Fund, Nebraska Health Care Cash Fund, State DNA
26 Sample and Data Base Fund, State Medicaid Fraud Control Unit Cash
27 Fund;

1 (7) State Treasurer: State Treasurer Administrative Fund,
2 Unclaimed Property Cash Fund, Mutual Finance Assistance Fund,
3 College Savings Plan Administrative Fund, College Savings Plan
4 Expense Fund, Convention Center Support Fund, State Disbursement
5 Unit Cash Fund, Treasury Management Cash Fund, Sports Arena
6 Facility Support Fund;

7 (8) State Department of Education: State Department of
8 Education Cash Fund, Certification Fund, Professional Practices
9 Commission Fund, Tax Equity and Educational Opportunities Fund,
10 Education Innovation Fund, School Technology Fund, Tuition Recovery
11 Cash Fund, Private Postsecondary Career Schools Cash Fund,
12 Excellence in Teaching Cash Fund, School District Reorganization
13 Fund;

14 (9) Public Service Commission: Nebraska Grain Warehouse
15 Surveillance Cash Fund, Nebraska Telecommunications Relay System
16 Fund, Public Service Commission Housing and Recreational Vehicle
17 Cash Fund, Nebraska Telecommunications Universal Service Fund,
18 Nebraska Internet Enhancement Fund, Nebraska Competitive Telephone
19 Marketplace Fund, Enhanced Wireless 911 Fund, Moisture Testing
20 Examination Fund, Grain Warehouse Auditing Fund, Municipal Rate
21 Negotiations Revolving Loan Fund, Public Service Commission
22 Pipeline Regulation Fund;

23 (10) Department of Revenue: Department of Revenue
24 Enforcement Fund, State Lottery Operation Cash Fund, Marijuana and
25 Controlled Substances Tax Administration Cash Fund, Department of
26 Revenue Contractor Enforcement Fund, Waste Reduction and Recycling
27 Incentive Fees Collection Fund, Petroleum Release Remedial Action

1 Collection Fund, Litter Fee Collection Fund, ~~Motor Fuels Refund~~
2 ~~Administration Cash Fund~~, Severance Tax Administration Fund, ~~Rural~~
3 ~~Economic Opportunities Fund~~, Department of Revenue Miscellaneous
4 Receipts Fund, Charitable Gaming Operations Fund, Tobacco Products
5 Administration Cash Fund, Nebraska Incentives Fund, Motor Fuel
6 Tax Enforcement and Collection Cash Fund, Nebraska Health Care
7 Cash Fund, State Athletic Commissioner's Cash Fund, Department of
8 Revenue Property Assessment Division Cash Fund, Property Tax Credit
9 Cash Fund, Energy Conservation Improvement Fund, Nebraska Advantage
10 Transformational Tourism and Redevelopment Act Cash Fund;
11 (11) Department of Aeronautics: Department of Aeronautics
12 Cash Fund;
13 (12) Department of Agriculture: Fertilizers and Soil
14 Conditioners Administrative Fund, Commercial Feed Administration
15 Cash Fund, Pure Milk Cash Fund, Soil and Plant Analysis
16 Laboratory Cash Fund, Livestock Auction Market Fund, Nebraska
17 Potato Development Fund, Graded Egg Fund, Weights and Measures
18 Administrative Fund, Nebraska Poultry and Egg Development,
19 Utilization, and Marketing Fund, Agricultural Products Marketing
20 Information Cash Fund, Manufacturing Milk Cash Fund, Pure Food
21 Cash Fund, Nebraska Agricultural Products Marketing Cash Fund,
22 State Apiary Cash Fund, Pseudorabies Control Cash Fund, Weed
23 Book Cash Fund, Pesticide Administrative Cash Fund, Nebraska Seed
24 Administrative Cash Fund, Plant Protection and Plant Pest Cash
25 Fund, Tractor Permit Cash Fund, Nebraska Origin and Premium Quality
26 Grain Cash Fund, Animal Damage Control Cash Fund, Noxious Weed
27 Cash Fund, Buffer Strip Incentive Fund, Winery and Grape Producers

1 Promotional Fund, Commercial Dog and Cat Operator Inspection
2 Program Cash Fund, Domesticated Cervine Animal Cash Fund, Anthrax
3 Control Act Cash Fund;

4 (13) Department of Banking and Finance: Financial
5 Institution Assessment Cash Fund, Securities Act Cash Fund, Banking
6 Settlement Cash Fund;

7 (14) State Fire Marshal: Nebraska Natural Gas Pipeline
8 Safety Cash Fund, State Fire Marshal Cash Fund, Underground Storage
9 Tank Fund, Training Division Cash Fund, Reduced Cigarette Ignition
10 Propensity Fund;

11 (15) Department of Insurance: Department of Insurance
12 Cash Fund;

13 (16) Department of Labor: Employment Security Special
14 Contingent Fund, ~~Nebraska Amusement Ride Fund~~, Farm Labor
15 Contractors Fund, Contractor Registration Cash Fund, Boiler
16 Inspection Cash Fund, ~~Elevator~~ Mechanical Safety Inspection Fund,
17 Professional Employer Organization Cash Fund;

18 (17) Department of Motor Vehicles: Motor Carrier Division
19 Cash Fund, Department of Motor Vehicles Cash Fund, License Plate
20 Cash Fund, Motorcycle Safety Education Fund;

21 (18) Department of Health and Human Services: Health and
22 Human Services Cash Fund, Veterans' Home Building Fund, Institution
23 Cash Fund, Small Business Enterprises Cash Fund, School District
24 Reimbursement Fund, Compulsive Gamblers Assistance Fund, Nebraska
25 Child Abuse Prevention Fund, Nebraska Health Care Cash Fund,
26 Children's Health Insurance Cash Fund, Childhood Care Cash Fund,
27 University of Nebraska Medical Center Medical Education Revolving

1 Fund, Behavioral Health Services Fund, Health and Human Services
2 Reimbursement Fund, Professional and Occupational Credentialing
3 Cash Fund, Rural Health Professional Incentive Fund, Organ and
4 Tissue Donor Awareness and Education Fund, Tobacco Prevention and
5 Control Cash Fund, Stem Cell Research Cash Fund;

6 (19) Department of Roads: Highway Cash Fund, Grade
7 Crossing Protection Fund, State Recreation Road Fund, Roads
8 Operations Cash Fund, Midwest Interstate Passenger Rail Compact
9 Cash Fund, Light-Density Rail Line Assistance Cash Fund;

10 (20) Department of Veterans' Affairs: Veteran Cemetery
11 Construction Fund, Nebraska Veteran Cemetery System Operation Fund;

12 (21) Department of Natural Resources: Water Resources
13 Cash Fund, Republican River Basin Water Sustainability Task Force
14 Cash Fund, Small Watersheds Flood Control Fund, Nebraska Resources
15 Development Fund, Nebraska Soil and Water Conservation Fund,
16 Natural Resources Water Quality Fund, Water Well Decommissioning
17 Fund, Carbon Sequestration Assessment Cash Fund, Water Resources
18 Trust Fund, Department of Natural Resources Cash Fund;

19 (22) State Electrical Board: Electrical Division Fund;

20 (23) Military Department: Military Department Cash Fund,
21 Governor's Emergency Cash Fund, Nebraska Emergency Management
22 Agency Cash Fund, Nebraska Emergency Planning and Community Right
23 to Know Cash Fund, Joint Operations Center Cash Fund;

24 (24) Board of Educational Lands and Funds: Surveyors'
25 Cash Fund, Board of Educational Lands and Funds Cash Fund, Survey
26 Record Repository Fund;

27 (25) Game and Parks Commission: State Game Fund, State

1 Park Cash Revolving Fund, Nebraska Habitat Fund, Nebraska Aquatic
2 Habitat Fund, Nebraska Snowmobile Trail Cash Fund, Nebraska
3 Outdoor Recreation Development Cash Fund, Wildlife Conservation
4 Fund, Nebraska Environmental Trust Fund, Cowboy Trail Fund, Game
5 Law Investigation Cash Fund, Niobrara Council Fund, Nebraska
6 Environmental Endowment Fund, Ferguson House Fund;
7 (26) Nebraska Library Commission: Nebraska Library
8 Commission Cash Fund;
9 (27) Nebraska Liquor Control Commission: Nebraska Liquor
10 Control Commission Rule and Regulation Cash Fund;
11 (28) State Racing Commission: Racing Commission's Cash
12 Fund, Track Distribution Fund;
13 (29) Nebraska Workers' Compensation Court: Compensation
14 Court Cash Fund;
15 (30) Nebraska Brand Committee: Nebraska Brand Inspection
16 and Theft Prevention Fund;
17 (31) Nebraska Motor Vehicle Industry Licensing Board:
18 Nebraska Motor Vehicle Industry Licensing Fund;
19 (32) State Real Estate Commission: State Real Estate
20 Commission's Fund;
21 (33) Board of Barber Examiners: Board of Barber Examiners
22 Fund;
23 (34) Department of Correctional Services: Department of
24 Correctional Services Facility Cash Fund, Parole Program Cash Fund,
25 Reentry Cash Fund;
26 (35) Nebraska Educational Telecommunications Commission:
27 State Educational Telecommunications Fund, NEB*SAT Cash Fund;

1 (36) Coordinating Commission for Postsecondary Education:
2 Coordinating Commission for Postsecondary Education Cash Fund,
3 Nebraska Opportunity Grant Fund;

4 (37) Nebraska State Colleges: Chadron Cash Fund, Peru
5 Cash Fund, Wayne Cash Fund, Chadron State College Designated Cash
6 Fund, Peru State College Designated Cash Fund, Wayne State College
7 Designated Cash Fund, Board of Trustees Cash Fund;

8 (38) University of Nebraska: University Cash Fund,
9 Temporary University Fund, University of Nebraska at Omaha Cash
10 Fund, University of Nebraska Medical Center Cash Fund, University
11 of Nebraska at Kearney Cash Fund, University of Nebraska Central
12 Administration Designated Cash Fund, University of Nebraska-Lincoln
13 Designated Cash Fund, University of Nebraska at Omaha Designated
14 Cash Fund, University of Nebraska Medical Center Designated Cash
15 Fund, University of Nebraska at Kearney Designated Cash Fund;

16 (39) Nebraska State Fair Board: Antique Farm Machinery
17 and Equipment Fund;

18 (40) Real Property Appraiser Board: Real Property
19 Appraiser Fund;

20 (41) Nebraska State Historical Society: Historical
21 Society Fund, Historical Landmark Cash Fund;

22 (42) Nebraska Wheat Development, Utilization, and
23 Marketing Board: Nebraska Wheat Development, Utilization, and
24 Marketing Fund;

25 (43) Nebraska Oil and Gas Conservation Commission: Oil
26 and Gas Conservation Fund;

27 (44) Board of Engineers and Architects: Engineers and

1 Architects Regulation Fund;

2 (45) Board of Geologists: Geologists Regulation Fund;

3 (46) Nebraska Ethanol Board: Agricultural Alcohol Fuel

4 Tax Fund, Ethanol Production Incentive Cash Fund;

5 (47) Nebraska Dairy Industry Development Board: Nebraska

6 Dairy Industry Development Fund;

7 (48) State Board of Examiners for Land Surveyors: Land

8 Surveyor Examiner's Fund;

9 (49) Nebraska State Board of Public Accountancy:

10 Certified Public Accountants Fund;

11 (50) Nebraska State Patrol: Nebraska State Patrol Cash

12 Fund, Investigation Petty Cash Fund, Carrier Enforcement Cash Fund,

13 Nebraska State Patrol Drug Control and Education Cash Fund, Public

14 Safety Cash Fund, Nebraska State Patrol Vehicle Replacement Cash

15 Fund, Nebraska Public Safety Communication System Cash Fund;

16 (51) Department of Administrative Services: Building

17 Renewal Allocation Fund, State Building Renewal Assessment Fund,

18 University Building Renewal Assessment Fund, State College Building

19 Renewal Assessment Fund, Capitol Restoration Cash Fund, Vacant

20 Building and Excess Land Cash Fund, Resource Recovery Fund, Tort

21 Claims Fund, Information Technology Infrastructure Fund, Health and

22 Life Benefit Administration Cash Fund, City of the Primary Class

23 Development Fund, City of the Metropolitan Class Development Fund,

24 World Day on the Mall Cash Fund;

25 (52) Abstracters Board of Examiners: Abstracters Board of

26 Examiners Cash Fund;

27 (53) Commission on Latino-Americans: Hispanic Awareness

1 Cash Fund, Commission on Latino-Americans Cash Fund;
2 (54) Nebraska Arts Council: Nebraska Arts Council Cash
3 Fund, Nebraska Arts and Humanities Cash Fund;
4 (55) State Foster Care Review Board: Foster Care Review
5 Board Cash Fund;
6 (56) Nebraska Energy Office: School Weatherization Fund,
7 State Energy Office Cash Fund;
8 (57) Department of Economic Development: Nebraska
9 Agricultural Products Research Fund, Aerospace Museum Cash Fund,
10 State Visitors Promotion Cash Fund, Job Training Cash Fund,
11 Administrative Cash Fund, Tourist Promotion Fund, Affordable
12 Housing Trust Fund, Comprehensive Housing Strategy Cash Fund,
13 Economic Development Cash Fund, Local Civic, Cultural, and
14 Convention Center Financing Fund, Civic and Community Center
15 Financing Fund;
16 (58) State Board of Landscape Architects: State Board of
17 Landscape Architects Cash Fund;
18 (59) Nebraska Power Review Board: Nebraska Power Review
19 Fund;
20 (60) Nebraska Investment Council: State Investment
21 Officer's Cash Fund;
22 (61) Nebraska Commission on Law Enforcement and Criminal
23 Justice: Nebraska Law Enforcement Training Center Cash Fund, Law
24 Enforcement Improvement Fund, Victim's Compensation Fund, Community
25 Corrections Uniform Data Analysis Cash Fund, Violence Prevention
26 Cash Fund, Nebraska Crime Victim Fund;
27 (62) Commission for the Blind and Visually Impaired:

1 Commission for the Blind and Visually Impaired Cash Fund;

2 (63) Commission for the Deaf and Hard of Hearing:

3 Commission for the Deaf and Hard of Hearing Fund;

4 (64) Department of Environmental Quality: Integrated

5 Solid Waste Management Cash Fund, Nebraska Litter Reduction and

6 Recycling Fund, Department of Environmental Quality Cash Fund,

7 Chemigation Costs Fund, Low-Level Radioactive Waste Cash Fund,

8 Petroleum Products and Hazardous Substances Storage and Handling

9 Fund, Petroleum Release Remedial Action Cash Fund, Wastewater

10 Treatment Operator Certification Cash Fund, Local Site Selection

11 Cash Fund, Local Monitoring Committee Cash Fund, Waste Reduction

12 and Recycling Incentive Fund, Wastewater Treatment Facilities

13 Construction Loan Fund, Remedial Action Plan Monitoring Fund,

14 Livestock Waste Management Cash Fund, Drinking Water Administration

15 Fund, Clean Air Title V Cash Fund, Air Quality Permit Cash

16 Fund, Superfund Cost Share Cash Fund, Private Onsite Wastewater

17 Treatment System Certification and Registration Cash Fund, Solid

18 Waste Landfill Closure Assistance Fund;

19 (65) Public Employees Retirement Board: School Expense

20 Fund, Judges Expense Fund, State Patrol Expense Fund, Deferred

21 Compensation Expense Fund, State Employees Retirement System

22 Expense Fund, County Employees Retirement System Expense Fund,

23 State Employer Retirement Expense Fund, County Employer Retirement

24 Expense Fund, State Cash Balance Expense Fund, County Cash Balance

25 Expense Fund;

26 (66) Dry Bean Commission: Dry Bean Development,

27 Utilization, Promotion, and Education Fund;

1 (67) Nebraska Accountability and Disclosure Commission:
2 Nebraska Accountability and Disclosure Commission Cash Fund,
3 Campaign Finance Limitation Cash Fund;

4 (68) Corn Development, Utilization, and Marketing Board:
5 Nebraska Corn Development, Utilization, and Marketing Fund;

6 (69) Community College Aid: Nebraska Community College
7 Aid Cash Fund;

8 (70) Grain Sorghum Development, Utilization, and
9 Marketing Board: Grain Sorghum Development, Utilization, and
10 Marketing Fund;

11 (71) Tax Equalization and Review Commission: Tax
12 Equalization and Review Commission Cash Fund;

13 (72) Commission on Public Advocacy: Commission on Public
14 Advocacy Operations Cash Fund, Legal Aid and Services Fund, Civil
15 Legal Services Fund; and

16 (73) Commission on Indian Affairs: Designated Collection
17 Fund.

18 Sec. 65. Laws 2011, LB374, section 267, is amended to
19 read:

20 Sec. 267. GIFTS, BEQUESTS, AND DEVISES.

21 Any gift, bequest, or devise made available to the State
22 of Nebraska for any purpose or purposes, together with the income
23 thereof, shall be allocated to the expending agency designated
24 by such donor or, if none is designated by such donor, by the
25 Governor.

26 Acceptance of a gift, bequest, or devise shall be subject
27 to approval by the expending agency and the following restrictions:

1 (1) No matching of state funds shall be required as a
2 condition of acceptance;

3 (2) Any gift or bequest of personal property in excess of
4 \$10,000 shall be approved by the Governor before acceptance;

5 (3) Any gift or devise of real property in excess of
6 \$10,000 shall be approved by the Governor and the Legislature
7 before acceptance pursuant to sections 81-176 and 81-1108.33; and

8 (4) ~~Any gift, bequest, or devise the proceeds of which~~
9 ~~are used to acquire real property, a structure, or an improvement~~
10 ~~shall be approved by the Governor and the Legislature before~~
11 ~~acceptance pursuant to sections Sections 81-176 and 81-1108.33~~
12 ~~shall govern the acquisition of real property and structures with~~
13 ~~the proceeds of a gift, bequest, or devise.~~

14 For purposes of this section, gifts, bequests, and
15 devises shall include, but not be limited to, donations, gifts,
16 bequests, devises, and grants from individuals, organizations,
17 corporations, and similar entities and from nonfederal governmental
18 agencies.

19 At the discretion of the budget administrator of the
20 budget division of the Department of Administrative Services and
21 the Accounting Administrator of the Department of Administrative
22 Services, expenditures of funds from any gift, bequest, or devise
23 may be expended through any existing or administratively created
24 cash fund account, revolving fund account, or trust fund account,
25 in which case the actual amount of the gift, bequest, or devise
26 is hereby appropriated to the expending agency, for the purpose
27 or purposes designated by the donor, in addition to the amounts

1 appropriated in this act. If no such cash fund account, revolving
2 fund account, or trust fund account exists, the Accounting
3 Administrator may create such fund account as is necessary to
4 properly and separately account for the gift, bequest, or devise,
5 in which case the actual amount of the gift, bequest, or devise
6 is hereby appropriated to the expending agency, for the purpose
7 or purposes designated by the donor, in addition to the amounts
8 appropriated in this act.

9 This section shall not apply to the University of
10 Nebraska.

11 Sec. 66. Laws 2011, LB376, section 19, is amended to
12 read:

13 Sec. 19. AGENCY NO. 37 - NEBRASKA WORKERS' COMPENSATION
14 COURT

15 Program No. 526 - Judges' Salaries

	FY2011-12	FY2012-13
16 CASH FUND	1,070,460	1,070,460
17 PROGRAM TOTAL	1,070,460	1,070,460
18 CASH FUND	<u>1,083,575</u>	<u>1,090,328</u>
19 PROGRAM TOTAL	<u>1,083,575</u>	<u>1,090,328</u>
20 SALARY LIMIT	924,375	924,375

22 Sec. 67. Laws 2011, LB377, section 8, is amended to read:

23 Sec. 8. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
24 SERVICES

25 Program No. 902 - Bridges Program Relocation

	FY2011-12	FY2012-13	FUTURE
26 NEBRASKA CAPITAL	450,000	1,049,433	-0-

1	<u>CONSTRUCTION FUND</u>			
2	<u>PROGRAM TOTAL</u>	450,000	1,049,433	-0-
3	<u>NEBRASKA CAPITAL</u>	1,000,000	499,433	-0-
4	<u>CONSTRUCTION FUND</u>			
5	<u>PROGRAM TOTAL</u>	1,000,000	499,433	-0-

6 The Department of Health and Human Services is hereby
7 authorized to design and construct secure housing for persons with
8 developmental disabilities. The housing authorized in this section
9 shall be used to relocate the Bridges program operated at the
10 Hastings Regional Center.

11 Sec. 68. Laws 2011, LB377, section 38, is amended to
12 read:

13 Sec. 38. GIFTS, BEQUESTS, AND DEVISES.

14 Any gift, bequest, or devise made available to the State
15 of Nebraska for any purpose or purposes, together with the income
16 thereof, shall be allocated to the expending agency designated
17 by such donor or, if none is designated by such donor, by the
18 Governor.

19 Acceptance of a gift, bequest, or devise shall be subject
20 to approval by the expending agency and the following restrictions:

21 (1) No matching of state funds shall be required as a
22 condition of acceptance;

23 (2) Any gift or bequest of personal property in excess of
24 \$10,000 shall be approved by the Governor before acceptance;

25 (3) Any gift or devise of real property in excess of
26 \$10,000 shall be approved by the Governor and the Legislature
27 before acceptance pursuant to sections 81-176 and 81-1108.33; and

1 (4) ~~Any gift, bequest, or devise the proceeds of which~~
2 ~~are used to acquire real property, a structure, or an improvement~~
3 ~~shall be approved by the Governor and the Legislature before~~
4 ~~acceptance pursuant to sections Sections 81-176 and 81-1108.33~~
5 ~~shall govern the acquisition of real property and structures with~~
6 ~~the proceeds of a gift, bequest, or devise.~~

7 For purposes of this section, gifts, bequests, and
8 devises shall include, but not be limited to, donations, gifts,
9 bequests, devises, and grants from individuals, organizations,
10 corporations, and similar entities and from nonfederal governmental
11 agencies.

12 At the discretion of the budget administrator of the
13 budget division of the Department of Administrative Services and
14 the Accounting Administrator of the Department of Administrative
15 Services, expenditures of funds from any gift, bequest, or devise
16 may be expended through any existing or administratively created
17 cash fund account, revolving fund account, or trust fund account,
18 in which case the actual amount of the gift, bequest, or devise
19 is hereby appropriated to the expending agency, for the purpose
20 or purposes designated by the donor, in addition to the amounts
21 appropriated in this act. If no such cash fund account, revolving
22 fund account, or trust fund account exists, the Accounting
23 Administrator may create such fund account as is necessary to
24 properly and separately account for the gift, bequest, or devise,
25 in which case the actual amount of the gift, bequest, or devise
26 is hereby appropriated to the expending agency, for the purpose
27 or purposes designated by the donor, in addition to the amounts

1 appropriated in this act.

2 This section shall not apply to the University of
3 Nebraska.

4 Sec. 69. Laws 2011, LB390, section 33, is amended to
5 read:

6 Sec. 33. AGENCY NO. 5 - SUPREME COURT

7 Program No. 435 - Probation Community Corrections

	FY2011-12	FY2012-13
8 GENERAL FUND	4,071,208	4,085,694
9 CASH FUND est.	5,221,701	5,241,677
10 PROGRAM TOTAL	9,292,909	9,327,371
11 SALARY LIMIT	1,673,312	1,706,778
12 <u>SALARY LIMIT</u>	<u>1,713,952</u>	<u>1,783,778</u>

13
14 The unexpended General Fund appropriation balance
15 existing on June 30, 2011, is hereby reappropriated.

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

18 Sec. 70. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

19 (1) For purposes of this act, (a) SALARY LIMIT shall mean
20 total expenditures for permanent and temporary salaries and per
21 diems and (b) total expenditures for permanent and temporary
22 salaries and per diems shall mean all remuneration paid to
23 employees treated as taxable compensation by the Internal Revenue
24 Service or subject to social security coverage, specifically
25 including payments accounted for as vacation, holidays, sick leave,
26 military leave, funeral leave, maternity leave, administrative
27 leave, compensatory time, deferred compensation, or any other

1 similar form, and amounts withheld pursuant to law, but excluding
2 state contributions for social security, retirement, and employee
3 insurance plans.

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

16 (3) Expenditures for permanent and temporary salaries
17 resulting from awards made to employees under sections 81-1346 to
18 81-1354 shall be in addition to the limitations on permanent and
19 temporary salaries and per diems otherwise shown in this act.

20 (4) The limitation on expenditures for permanent and
21 temporary salaries and per diems for FY2010-11 as established by
22 the Legislature shall be the basis for continuation funding for
23 each fiscal year of the succeeding biennium.

24 (5) The limitation on expenditures for permanent and
25 temporary salaries and per diems for FY2010-11 shall be increased
26 by certified encumbrance amounts from FY2009-10 for permanent and
27 temporary salaries and per diems. Encumbered amounts shall be

1 calculated in accordance with section 81-138.01.

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

6 Sec. 71. Original Laws 2011, LB 374, sections 24, 46, 47,
7 66, 91, 92, 93, 94, 98, 100, 101, 102, 104, 105, 107, 109, 112,
8 115, 132, 200, 218, 220, 221, 222, 226, 235, 249, 260, and 267;
9 Laws 2011, LB 376, section 19; Laws 2011, LB 377, sections 8 and
10 38; and Laws 2011, LB 390, section 33, are repealed.

11 Sec. 72. Since an emergency exists, this act takes effect
12 when passed and approved according to law.