

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
FIRST SESSION  
**LEGISLATIVE BILL 200**

Introduced by Speaker Adams, 24; at the request of the Governor.

Read first time January 15, 2013

Committee: Appropriations

A BILL

1 FOR AN ACT relating to the Cash Reserve Fund; to amend section  
2 84-612, Revised Statutes Cumulative Supplement, 2012; to  
3 provide for fund transfers; to repeal the original  
4 section; and to declare an emergency.  
5 Be it enacted by the people of the State of Nebraska,

1                   Section 1. Section 84-612, Revised Statutes Cumulative  
2 Supplement, 2012, is amended to read:

3                   84-612 (1) There is hereby created within the state  
4 treasury a fund known as the Cash Reserve Fund which shall be under  
5 the direction of the State Treasurer. The fund shall only be used  
6 pursuant to this section.

7                   (2) The State Treasurer shall transfer funds from the  
8 Cash Reserve Fund to the General Fund upon certification by the  
9 Director of Administrative Services that the current cash balance in  
10 the General Fund is inadequate to meet current obligations. Such  
11 certification shall include the dollar amount to be transferred. Any  
12 transfers made pursuant to this subsection shall be reversed upon  
13 notification by the Director of Administrative Services that  
14 sufficient funds are available.

15                   (3) In addition to receiving transfers from other funds,  
16 the Cash Reserve Fund shall receive federal funds received by the  
17 State of Nebraska for undesignated general government purposes,  
18 federal revenue sharing, or general fiscal relief of the state.

19                   (4) On July 7, 2009, the State Treasurer shall transfer  
20 five million dollars from the Cash Reserve Fund to the Roads  
21 Operations Cash Fund. The Department of Roads shall use such funds to  
22 provide the required state match for federal funding made available  
23 to the state through congressional earmarks.

24                   (5) The State Treasurer shall transfer a total of thirty-  
25 seven million dollars from the Cash Reserve Fund to the General Fund

1 on or before June 30, 2012, on such dates and in such amounts as  
2 directed by the budget administrator of the budget division of the  
3 Department of Administrative Services.

4 (6) The State Treasurer shall transfer a total of sixty-  
5 eight million dollars from the Cash Reserve Fund to the General Fund  
6 on or before June 30, 2013, on such dates and in such amounts as  
7 directed by the budget administrator of the budget division of the  
8 Department of Administrative Services.

9 (7) The State Treasurer, at the direction of the budget  
10 administrator of the budget division of the Department of  
11 Administrative Services, shall transfer not to exceed twelve million  
12 dollars in total between July 1, 2011, and November 30, 2012, from  
13 the Cash Reserve Fund to the Ethanol Production Incentive Cash Fund,  
14 for ethanol production incentive credits, on such dates and in such  
15 amounts as certified by the Tax Commissioner.

16 (8) The State Treasurer, at the direction of the budget  
17 administrator of the budget division of the Department of  
18 Administrative Services, shall transfer an amount equal to the total  
19 amount transferred pursuant to subsection (7) of this section from  
20 the Ethanol Production Incentive Cash Fund to the Cash Reserve Fund  
21 in such amounts as certified by the Tax Commissioner on or before  
22 November 30, 2012.

23 (9) The State Treasurer, at the direction of the budget  
24 administrator of the budget division of the Department of  
25 Administrative Services, shall transfer eighty million dollars from

1 the Cash Reserve Fund to the Nebraska Capital Construction Fund on or  
2 before August 15, 2012.

3 (10) The State Treasurer, at the direction of the budget  
4 administrator of the budget division of the Department of  
5 Administrative Services, shall transfer one million dollars from the  
6 Cash Reserve Fund to the Affordable Housing Trust Fund on or before  
7 August 15, 2012.

8 (11) The State Treasurer shall transfer ten million  
9 dollars from the Cash Reserve Fund to the General Fund on or before  
10 June 30, 2013, on such date as directed by the budget administrator  
11 of the budget division of the Department of Administrative Services.

12 (12) The State Treasurer, at the direction of the budget  
13 administrator of the budget division of the Department of  
14 Administrative Services, shall transfer not to exceed forty-seven  
15 million fifteen thousand four hundred fifty-nine dollars in total  
16 from the Cash Reserve Fund to the Nebraska Capital Construction Fund  
17 between July 1, 2013, and June 30, 2017.

18 (13) The State Treasurer, at the direction of the budget  
19 administrator of the budget division of the Department of  
20 Administrative Services, shall transfer an amount equal to the total  
21 amount transferred pursuant to subsection (12) of this section from  
22 the General Fund to the Cash Reserve Fund between July 1, 2015, and  
23 June 30, 2018.

24 Sec. 2. Original section 84-612, Revised Statutes  
25 Cumulative Supplement, 2012, is repealed.

1                   Sec. 3. Since an emergency exists, this act takes effect  
2 when passed and approved according to law.