

LEGISLATIVE BILL 32

Approved by the Governor February 12, 1987

Introduced by Labedz, 5, Chairperson, Executive Board

AN ACT relating to public lands and buildings; to amend sections 81-815.52 and 81-1108.15, Reissue Revised Statutes of Nebraska, 1943; to repeal obsolete provisions relating to the state office building in Lincoln, the downtown education center and office building in Omaha, and specific conveyances involving state agencies, boards, and commissions; to eliminate certain funds; to harmonize provisions; and to repeal the original sections, and also sections 81-815.41 to 81-815.44, 81-1108.33 to 81-1108.35, 81-1108.44 to 81-1108.47, 90-201 to 90-208, 90-210 to 90-212, 90-217, and 90-226, Reissue Revised Statutes of Nebraska, 1943.

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

Section 1. That section 81-815.52, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-815.52. There is hereby created in the state treasury a special fund to be known as the Niobrara State Park Fund. All proceeds received from the sale of real estate as provided in section 90-211 shall be paid into the state treasury and the State Treasurer shall deposit the money in the Niobrara State Park Fund. The State Treasurer shall disburse the money in such fund to the Game and Parks Commission to be used exclusively by such commission to acquire real estate and provide necessary facilities in order to establish a state park in the vicinity of the real estate known as Niobrara State Park. Any money in the Niobrara State Park Fund available for investment shall be invested by the state investment officer pursuant to Chapter 72, article 12.

Sec. 2. That section 81-1108.15, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

81-1108.15. The division shall have the primary functions and responsibilities of statewide facilities planning, facilities construction, and facilities administration and shall adopt and promulgate

rules and regulations to carry out the provisions of this section.

(1) Facilities planning shall include the following responsibilities and duties:

(a) To maintain utilization records of all state-owned and occupied facilities;

(b) To coordinate comprehensive capital facilities planning;

(c) To define and review program statements based on space utilization standards;

(d) To prepare or review planning and construction documents;

(e) To develop and maintain time-cost schedules for capital construction projects;

(f) To assist the Governor and the Legislative Fiscal Analyst in the preparation of the capital construction budget recommendations; and

(g) To maintain a complete inventory of all state-owned or occupied sites and structures and to review the proposals for naming such sites and structures.

(2) Facilities construction shall include the following powers and duties:

(a) To maintain close contact with and inspections of each project so as to assure execution of time-cost schedules and efficient contract performance if such project's total design and construction cost is more than fifty thousand dollars;

(b) To perform final acceptance inspections and evaluations; and

(c) To coordinate all change or modification orders and progress payment orders.

(3) Facilities administration shall include the following powers and duties:

(a) To serve as state leasing administrator or agent;

(b) To provide or assure adequate administration, maintenance, repairs, custodial duties, and security to all buildings and grounds owned or leased by the State of Nebraska;

(c) To procure, manage, and assign office space;

(d) To be responsible for adequate parking;

(e) To perform all maintenance, repairs, and custodial duties necessary to properly maintain the capitol and grounds, Governor's Mansion and grounds, state laboratory and grounds, state parking, and all properties adjacent to the capitol grounds owned or leased by the State of Nebraska;

(f) To report monthly time-cost data on projects to the Governor and the Clerk of the Legislature;

(g) To administer the State Emergency Capital Construction Contingency Fund, the State Office Building Fund, and the Downtown Education Center and Office Rental Fund;

(h) To submit status reports to the Governor and the Legislative Fiscal Analyst after each quarter of a construction project is completed detailing change orders and expenditures to date. Such reports shall be required on all projects costing five hundred thousand dollars or more and on such other projects as may be designated by the division; and

(i) To submit a final report on each project to the Governor and the Legislative Fiscal Analyst. Such report shall include, but not be limited to, a comparison of final costs and appropriations made for the project, change orders, and modifications, and whether the construction complied with the related approved program statement. Such reports shall be required on all projects costing five hundred thousand dollars or more and on such other projects as may be designated by the division.

Each member of the Legislature shall receive a copy of the reports required by subdivisions (3)(f), (h), and (i) of this section by making a request for them to the administrator. The information on such reports shall be submitted to the division by the agency responsible for the project.

Sec. 3. That original sections 81-815.52 and 81-1108.15, Reissue Revised Statutes of Nebraska, 1943, and also sections 81-815.41 to 81-815.44, 81-1108.33 to 81-1108.35, 81-1108.44 to 81-1108.47, 90-201 to 90-208, 90-210 to 90-212, 90-217, and 90-226, Reissue Revised Statutes of Nebraska, 1943, are repealed.