

AMENDMENTS TO LB 480

Introduced by Johnson, 37.

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

3 Section 1. Section 71-7605, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 71-7605 Sections 71-7605 to ~~71-7614~~ 71-7611 shall be
6 known and may be cited as the Nebraska Health Care Funding Act.

7 Sec. 2. Section 71-7611, Revised Statutes Supplement,
8 2007, is amended to read:

9 71-7611 (1) The Nebraska Health Care Cash Fund is
10 created. The State Treasurer shall transfer fifty-five million
11 dollars annually no later than July 15 from the Nebraska Medicaid
12 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement
13 Trust Fund to the Nebraska Health Care Cash Fund, except that
14 such amount shall be reduced by the amount of the unobligated
15 balance in the Nebraska Health Care Cash Fund at the time the
16 transfer is made. The state investment officer upon consultation
17 with the Nebraska Investment Council shall advise the State
18 Treasurer on the amounts to be transferred from the Nebraska
19 Medicaid Intergovernmental Trust Fund and from the Nebraska Tobacco
20 Settlement Trust Fund under this section in order to sustain such
21 transfers in perpetuity. The state investment officer shall report
22 to the Legislature on or before October 1 of every even-numbered
23 year on the sustainability of such transfers. Except as otherwise

1 provided by law, no more than fifty-five million dollars may be
2 appropriated or transferred from the Nebraska Health Care Cash Fund
3 in any fiscal year.

4 (2) Any money in the Nebraska Health Care Cash Fund
5 available for investment shall be invested by the state investment
6 officer pursuant to the Nebraska Capital Expansion Act and the
7 Nebraska State Funds Investment Act.

8 (3) One million dollars in the Nebraska Health Care Cash
9 Fund is designated each year for the Autism Treatment Program
10 Act for five fiscal years beginning in fiscal year 2007-08 and
11 shall be distributed in each fiscal year as follows: (a) First,
12 to the Department of Health and Human Services for costs related
13 to application and implementation of the waiver; (b) second, to
14 the department for other medical costs for children who would
15 not otherwise qualify for medicaid except for the waiver; and (c)
16 third, the balance to the Autism Treatment Program Cash Fund. The
17 State Treasurer shall transfer the balance of the funding to the
18 Autism Treatment Program Cash Fund based on the estimated costs
19 of administrative and other medical costs as determined by the
20 Legislature through the appropriation process. The transfers to
21 the Autism Treatment Program Cash Fund in any fiscal year shall
22 be contingent upon the receipt of private matching funds under
23 the Autism Treatment Program Act, with no less than one dollar of
24 private funds received for every two dollars transferred from the
25 Nebraska Health Care Cash Fund to the Autism Treatment Program Cash
26 Fund.

27 (4) The University of Nebraska and postsecondary

1 educational institutions having colleges of medicine in Nebraska
2 and their affiliated research hospitals in Nebraska, as a condition
3 of receiving any funds appropriated or transferred from the
4 Nebraska Health Care Cash Fund, shall not discriminate against any
5 person on the basis of sexual orientation.

6 Sec. 3. This act becomes operative on July 15, 2008.

7 Sec. 4. Original section 71-7605, Reissue Revised
8 Statutes of Nebraska, and section 71-7611, Revised Statutes
9 Supplement, 2007, are repealed.

10 Sec. 5. The following sections are outright repealed:
11 Sections 71-7601, 71-7602, 71-7604, 71-7609, and 71-7614, Reissue
12 Revised Statutes of Nebraska, section 71-7610, Revised Statutes
13 Cumulative Supplement, 2006, and section 71-7603, Revised Statutes
14 Supplement, 2007.

15 Sec. 6. Since an emergency exists, this act takes effect
16 when passed and approved according to law.