

LEGISLATURE OF NEBRASKA

ONE HUNDREDTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 959

FINAL READING

Introduced by Speaker Flood, 19; at the request of the Governor.

Read first time January 15, 2008

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2007, LB
2 319, section 9; Laws 2007, LB 320, sections 29, 30,
3 and 49; and Laws 2007, LB 321, sections 23, 24, 32,
4 46, 48, 49, 50, 55, 69, 88, 107, 119, 120, 122, 123,
5 124, 177, 180, 182, 187, 215, 230, 236, 238, 239,
6 244, and 245; to define terms; to provide, change,
7 and eliminate provisions relating to appropriations; to
8 reduce an appropriation; to provide for a transfer of
9 funds; to state intent; to require reports; to repeal the
10 original sections; and to declare an emergency.

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

1 Section 1. DEFINITION OF APPROPRIATION PERIOD.

2 For purposes of this act and any other legislative bill
3 passed by the One Hundredth Legislature, First or Second Session,
4 which appropriates funds, FY2007-08 means the period July 1, 2007,
5 through June 30, 2008; FY2008-09 means the period July 1, 2008,
6 through June 30, 2009; FY2009-10 means the period July 1, 2009,
7 through June 30, 2010; and FY2010-11 means the period July 1, 2010,
8 through June 30, 2011.

9 Sec. 2. APPROPRIATION LANGUAGE.

10 There are hereby appropriated, for FY2007-08 and
11 FY2008-09, 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. REAPPROPRIATION OF BALANCES, FY2007-08 to
16 FY2008-09.

17 In addition to the appropriations set forth in this
18 act, there are hereby reappropriated all unexpended appropriation
19 balances existing on June 30, 2008, for FY2008-09 to the respective
20 agencies, programs, and funds listed in this act, except as
21 otherwise provided in this act.

22 Sec. 4. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

23 All General Fund appropriations existing on June 30,
24 2007, in excess of expended and certified encumbrance amounts
25 are hereby lapsed unless otherwise provided. All Cash Fund

1 and Revolving Fund appropriations existing on June 30, 2007,
 2 in excess of expended and certified encumbrance amounts are
 3 hereby lapsed unless otherwise expressly provided. All certified
 4 encumbrance amounts on June 30, 2007, and June 30, 2008, are hereby
 5 reappropriated for FY2007-08 and FY2008-09, respectively, which
 6 amounts shall be in addition to the amounts shown in this act.

7 Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

8 The definitions contained in the Nebraska Accounting
 9 System Manual, and any amendments thereto, on file with the Clerk
 10 of the Legislature are hereby adopted by the Legislature as the
 11 definitions for this act, except as provided in section 91 of this
 12 act.

13 Sec. 6. DRAWING AND PAYING WARRANTS.

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

19 Sec. 7. AGENCY NO. 5 - SUPREME COURT

20 Program No. 6 - District and Juvenile Court Judges'
 21 Salaries

	<u>FY2007-08</u>	<u>FY2008-09</u>
22		
23	<u>124,877</u>	<u>129,190</u>
24	<u>124,877</u>	<u>129,190</u>
25	<u>117,317</u>	<u>121,568</u>

1 Sec. 8. AGENCY NO. 5 - SUPREME COURT2 Program No. 52 - Operations

	<u>FY2007-08</u>	<u>FY2008-09</u>
4 <u>GENERAL FUND</u>	126,862	126,862
5 <u>CASH FUND</u>	-0-	280,000
6 <u>PROGRAM TOTAL</u>	126,862	406,862
7 <u>SALARY LIMIT</u>	70,167	76,729

8 Sec. 9. AGENCY NO. 5 - SUPREME COURT9 Program No. 420 - State Specialized Court Operations

	<u>FY2007-08</u>	<u>FY2008-09</u>
11 <u>SALARY LIMIT</u>	163,710	185,369

12 Sec. 10. AGENCY NO. 5 - SUPREME COURT13 Program No. 570 - Court Automation

	<u>FY2007-08</u>	<u>FY2008-09</u>
15 <u>CASH FUND</u>	321,993	273,929
16 <u>PROGRAM TOTAL</u>	321,993	273,929
17 <u>SALARY LIMIT</u>	-0-	-0-

18 Sec. 11. AGENCY NO. 7 - GOVERNOR19 Program No. 18 - Governor's Policy Research Office

	<u>FY2007-08</u>	<u>FY2008-09</u>
21 <u>GENERAL FUND</u>	-0-	50,911
22 <u>PROGRAM TOTAL</u>	-0-	50,911
23 <u>SALARY LIMIT</u>	-0-	42,740

24 Sec. 12. AGENCY NO. 9 - SECRETARY OF STATE

1	<u>Program No. 45 - Election Administration</u>		
2		<u>FY2007-08</u>	<u>FY2008-09</u>
3	<u>CASH FUND</u>	<u>35,795</u>	<u>-0-</u>
4	<u>PROGRAM TOTAL</u>	<u>35,795</u>	<u>-0-</u>
5	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
6	Sec. 13. <u>AGENCY NO. 10 - AUDITOR OF PUBLIC ACCOUNTS</u>		
7	<u>Program No. 10 - Salary - Auditor of Public Accounts</u>		
8		<u>FY2007-08</u>	<u>FY2008-09</u>
9	<u>GENERAL FUND</u>	<u>700</u>	<u>1,415</u>
10	<u>PROGRAM TOTAL</u>	<u>700</u>	<u>1,415</u>
11	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
12	Sec. 14. <u>AGENCY NO. 11 - ATTORNEY GENERAL</u>		
13	<u>Program No. 507 - Interpretation and Application of Law</u>		
14		<u>FY2007-08</u>	<u>FY2008-09</u>
15	<u>CASH FUND</u>	<u>17,500</u>	<u>75,108</u>
16	<u>PROGRAM TOTAL</u>	<u>17,500</u>	<u>75,108</u>
17	<u>SALARY LIMIT</u>	<u>11,750</u>	<u>49,350</u>
18	Sec. 15. <u>AGENCY NO. 11 - ATTORNEY GENERAL</u>		
19	<u>Program No. 508 - School Finance Litigation</u>		
20		<u>FY2007-08</u>	<u>FY2008-09</u>
21	<u>GENERAL FUND</u>	<u>600,000</u>	<u>600,000</u>
22	<u>PROGRAM TOTAL</u>	<u>600,000</u>	<u>600,000</u>
23	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
24	Sec. 16. <u>AGENCY NO. 12 - STATE TREASURER</u>		

1 Program No. 503 - Treasury Management

	<u>FY2007-08</u>	<u>FY2008-09</u>
2		
3 <u>CASH FUND</u>	<u>29,000</u>	<u>-0-</u>
4 <u>PROGRAM TOTAL</u>	<u>29,000</u>	<u>-0-</u>
5 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

6 There is included in the appropriation to this program
 7 for FY2007-08 \$10,000 Cash Funds for the cost of federally required
 8 check processing equipment programming updates, which shall only
 9 be used for such purpose. There is included in the appropriation
 10 to this program for FY2007-08 \$5,000 Cash Funds for the cost
 11 of programming related to the daily Nebraska Information System
 12 reconciliation process, which shall only be used for such purpose.

13 Sec. 17. AGENCY NO. 12 - STATE TREASURER

14 Program No. 505 - Educational Savings Unit

	<u>FY2007-08</u>	<u>FY2008-09</u>
15		
16 <u>CASH FUND</u>	<u>57,833</u>	<u>95,102</u>
17 <u>PROGRAM TOTAL</u>	<u>57,833</u>	<u>95,102</u>
18 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

19 Sec. 18. AGENCY NO. 12 - STATE TREASURER

20 Program No. 665 - Convention Center Facility Financing
 21 Assistance

	<u>FY2007-08</u>	<u>FY2008-09</u>
22		
23 <u>CASH FUND</u>	<u>2,671,928</u>	<u>-0-</u>
24 <u>PROGRAM TOTAL</u>	<u>2,671,928</u>	<u>-0-</u>

1 SALARY LIMIT -0- -0-

2 There is included in the appropriation to this program
3 from the Convention Center Support Fund for FY2007-08 \$2,671,928
4 Cash Funds, which shall only be disbursed to a city of the
5 metropolitan class for which an application for state assistance
6 has been approved under the Convention Center Facility Financing
7 Assistance Act.

8 The State Treasurer shall transfer \$1,145,112 from the
9 Convention Center Support Fund to the Local Civic, Cultural,
10 and Convention Center Financing Fund within five days after the
11 effective date of this act.

12 Sec. 19. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION

13 Program No. 352 - Disability Determination

	<u>FY2007-08</u>	<u>FY2008-09</u>
14		
15	<u>FEDERAL FUND est.</u>	<u>-0-</u>
16	<u>PROGRAM TOTAL</u>	<u>-0-</u>
17	<u>SALARY LIMIT</u>	<u>-0-</u>
	39,314	

18 Sec. 20. AGENCY NO. 16 - DEPARTMENT OF REVENUE

19 Program No. 102 - Revenue Administration

	<u>FY2007-08</u>	<u>FY2008-09</u>
20		
21	<u>GENERAL FUND</u>	<u>-0-</u>
22	<u>PROGRAM TOTAL</u>	<u>-0-</u>
23	<u>SALARY LIMIT</u>	<u>-0-</u>
	500,000	
	500,000	
	-0-	

24 There is included in the appropriation to this program

1 for FY2007-08 \$500,000 General Funds for the purpose of acquiring
 2 lists, software, programming, computer equipment, and other
 3 technological methods for enforcing the tax laws. The Department
 4 of Revenue shall include an explanation of the enforcement efforts
 5 undertaken as a result of the funds appropriated in this section
 6 in the annual report required under subdivision (6)(b) of section
 7 77-5601.

8 Sec. 21. AGENCY NO. 18 - DEPARTMENT OF AGRICULTURE

9 Program No. 27 - Departmental Administration

	<u>FY2007-08</u>	<u>FY2008-09</u>
11 <u>CASH FUND</u>	<u>-0-</u>	<u>7,500</u>
12 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>7,500</u>
13 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

14 There is included in the appropriation to this program
 15 for FY2008-09 \$7,500 Cash Funds to be used for the purpose of
 16 supplementing the Livestock Market News program.

17 Sec. 22. AGENCY NO. 21 - STATE FIRE MARSHAL

18 Program No. 340 - Training Division

	<u>FY2007-08</u>	<u>FY2008-09</u>
20 <u>GENERAL FUND</u>	<u>26,670</u>	<u>-0-</u>
21 <u>PROGRAM TOTAL</u>	<u>26,670</u>	<u>-0-</u>
22 <u>SALARY LIMIT</u>	<u>17,000</u>	<u>-0-</u>

23 Sec. 23. AGENCY NO. 22 - DEPARTMENT OF INSURANCE

24 Program No. 69 - Enforcement of Standards - Insurance

LB 959

LB 959

	<u>FY2007-08</u>	<u>FY2008-09</u>	
1			
2	<u>CASH FUND</u>	<u>-0-</u>	<u>434,430</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>434,430</u>
4	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>387,500</u>

5 Sec. 24. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
6 SERVICES

7 Program No. 30 - Tobacco Prevention and Control

	<u>FY2007-08</u>	<u>FY2008-09</u>	
8			
9	<u>CASH FUND</u>	<u>-0-</u>	<u>506,000</u>
10	<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>9,000</u>
11	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>515,000</u>

12 There is included in the appropriation to this program
13 \$6,000 Cash Funds and \$9,000 Federal Funds for modification of
14 the quit line contract to accommodate Medicaid coverage of smoking
15 cessation.

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

18 Program No. 33 - Administration

	<u>FY2007-08</u>	<u>FY2008-09</u>	
19			
20	<u>CASH FUND</u>	<u>-0-</u>	<u>26,000</u>
21	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>26,000</u>

22 There is included in the appropriation in this section
23 \$26,000 from the Nebraska Health Care Cash Fund to continue the
24 Parkinson's Disease Registry.

1 Sec. 26. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 2 SERVICES

3 Program No. 175 - Rural Health Provider Incentive Program

	<u>FY2007-08</u>	<u>FY2008-09</u>
4		
5	<u>CASH FUND</u>	<u>-0-</u>
		<u>500,000</u>
6	<u>PROGRAM TOTAL</u>	<u>-0-</u>
		<u>500,000</u>

7 There is included in the appropriation to this program
 8 for FY2008-09 \$500,000 Cash Funds for state aid, which shall only
 9 be used for such purpose.

10 The funding included in the appropriation in this section
 11 is to provide for additional student loans and loan repayments.

12 Sec. 27. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 13 SERVICES

14 Program No. 348 - Medical Assistance

	<u>FY2007-08</u>	<u>FY2008-09</u>
15		
16	<u>GENERAL FUND</u>	<u>-0-</u>
		<u>900,000</u>
17	<u>CASH FUND</u>	<u>-0-</u>
		<u>250,000</u>
18	<u>FEDERAL FUND est.</u>	<u>-0-</u>
		<u>1,695,000</u>
19	<u>PROGRAM TOTAL</u>	<u>-0-</u>
		<u>2,845,000</u>

20 There is included in the appropriation to this program
 21 for FY2008-09 \$900,000 General Funds, \$250,000 Cash Funds, and
 22 \$1,695,000 Federal Funds for state aid, which shall only be used
 23 for such purpose.

24 There is included in the appropriation in this section
 25 \$250,000 Cash Funds from the Nebraska Health Care Cash Fund

1 and \$345,000 Federal Funds for a state plan amendment to cover
2 tobacco-use cessation in compliance with Title XIX of the federal
3 Social Security Act. The funding is for the costs of tobacco-use
4 cessation counseling and tobacco-use cessation pharmaceuticals
5 approved by the federal Food and Drug Administration for such
6 purposes.

7 There is included in this section \$900,000 General Funds
8 and \$1,350,000 Federal Funds for an additional rate increase of one
9 and one-half percent for behavioral health providers in FY2008-09.

10 The federal Deficit Reduction Act of 2005 contains
11 provisions which will require states to reimburse retail pharmacies
12 for the cost of multiple-source drugs at the average manufacturer's
13 price. The change to this pricing method will result in savings
14 to the state medicaid program and a reduction in revenue to
15 retail pharmacies. It is the intent of the Legislature to increase
16 dispensing fees in an amount that is cost-neutral for the state,
17 utilizing the estimated savings from the provisions of the federal
18 Deficit Reduction Act of 2005, and revenue-neutral for retail
19 pharmacies as a whole. The increase in dispensing fees will take
20 effect if and when the provisions of the federal Deficit Reduction
21 Act of 2005 are implemented.

22 Sec. 28. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
23 SERVICES - DEVELOPMENTAL DISABILITIES

24 Program No. 421 - Beatrice State Developmental Center

25

FY2007-08FY2008-09

LB 959

LB 959

1	<u>GENERAL FUND</u>	<u>-0-</u>	<u>-0-</u>
2	<u>CASH FUND</u>	<u>-0-</u>	<u>-0-</u>
3	<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>-0-</u>
4	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>-0-</u>
5	<u>SALARY LIMIT</u>	<u>665,000</u>	<u>1,265,000</u>

6 The chief executive officer of the Department of Health
7 and Human Services shall certify to the budget administrator
8 of the budget division of the Department of Administrative
9 Services the FY2007-08 and FY2008-09 unexpended appropriation
10 balances for the Beatrice State Developmental Center, Program
11 421, resulting from reduced or discontinued Program 421 services.
12 The budget administrator of the budget division of the Department
13 of Administrative Services shall administratively transfer during
14 FY2007-08 and FY2008-09 available unexpended appropriation balances
15 as certified by the chief executive officer of the Department of
16 Health and Human Services from the Beatrice State Developmental
17 Center, Program 421, to Developmental Disability Aid, Program 424,
18 and Medical Assistance, Program 348.

19 It is the intent of the Legislature that the Department
20 of Health and Human Services shall report at least quarterly to
21 the Governor and the Legislature on the funds transferred from
22 Program 421 pursuant to this section in FY2007-08 and FY2008-09.
23 The report shall include detailed documentation of the funds and
24 clients moved to community-based developmental disability services
25 or other services. The report shall also include criteria used to

1 identify clients to be moved and plans to monitor the placement and
 2 care of clients transferred from the Beatrice State Developmental
 3 Center.

4 Sec. 29. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 5 SERVICES

6 Program No. 502 - Public Health Aid

	<u>FY2007-08</u>	<u>FY2008-09</u>
8 <u>CASH FUND</u>	<u>250,000</u>	<u>-0-</u>
9 <u>PROGRAM TOTAL</u>	<u>250,000</u>	<u>-0-</u>

10 There is included in the appropriation in this section
 11 a one-time appropriation of \$250,000 Cash Funds from the Nebraska
 12 Health Care Cash Fund, for state aid, which shall only be used
 13 for such purpose, for the five community health centers funded
 14 through Federal Program 330, Public Law 104-299, the Health Centers
 15 Consolidation Act of 1996. Each center is to receive \$50,000 on or
 16 before June 30, 2008.

17 Sec. 30. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 18 SERVICES

19 Program No. 571 - Community-Based Aging Programs

	<u>FY2007-08</u>	<u>FY2008-09</u>
21 <u>GENERAL FUND</u>	<u>-0-</u>	<u>750,000</u>
22 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>750,000</u>

23 There is included in the appropriation to this program
 24 for FY2008-09 \$750,000 General Funds for state aid, which shall

1 only be used for such purpose.

2 Sec. 31. There is hereby appropriated for FY2008-09
3 \$14,513,930 from the Highway Cash Fund to the Roads Operations Cash
4 Fund, which fund is hereby appropriated.

5 Sec. 32. AGENCY NO. 27 - DEPARTMENT OF ROADS

6 Program No. 569 - Construction

	<u>FY2007-08</u>	<u>FY2008-09</u>
8 <u>CASH FUND est.</u>	-0-	14,513,930
9 <u>PROGRAM TOTAL</u>	-0-	14,513,930

10 It is the intent of the Legislature that the Department
11 of Roads shall submit a report to the chairperson of the
12 Appropriations Committee of the Legislature on or before December
13 1, 2008, regarding funds requested by each applicant for eligible
14 operating costs in FY2008-09 pursuant to subsection (2) of
15 section 13-1209 and the total amount of state grants projected
16 to be awarded in FY2008-09 pursuant to the public transportation
17 assistance program established under section 13-1209. The report
18 shall separate into two categories the requests and grants awarded
19 for handicapped vans, otherwise known as paratransit vehicles, and
20 requests and grants awarded for handicapped-accessible fixed-route
21 bus systems.

22 Sec. 33. AGENCY NO. 28 - DEPARTMENT OF VETERANS' AFFAIRS

23 Program No. 36 - Departmental Administration

	<u>FY2007-08</u>	<u>FY2008-09</u>
--	------------------	------------------

LB 959

LB 959

1	<u>GENERAL FUND</u>	<u>-0-</u>	<u>74,510</u>
2	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>74,510</u>
3	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>34,000</u>

4 Sec. 34. AGENCY NO. 28 - DEPARTMENT OF VETERANS' AFFAIRS

5 Program No. 937 - Alliance State Veterans' Cemetery

6		<u>FY2007-08</u>	<u>FY2008-09</u>
7	<u>VETERAN CEMETERY</u>		
8	<u>CONSTRUCTION FUND</u>	<u>150,000</u>	<u>-0-</u>
9	<u>NEBRASKA CAPITAL</u>		
10	<u>CONSTRUCTION FUND</u>	<u>150,000</u>	<u>-0-</u>
11	<u>PROGRAM TOTAL</u>	<u>300,000</u>	<u>-0-</u>

12 The Department of Veterans' Affairs is hereby authorized
13 to use the funds appropriated in this program for the construction
14 of the State Veterans' Cemetery at Alliance.

15 Sec. 35. AGENCY NO. 31 - MILITARY DEPARTMENT

16 Program No. 906 - Joint Operations Center

17		<u>FY2007-08</u>	<u>FY2008-09</u>
18	<u>NEBRASKA CAPITAL</u>		
19	<u>CONSTRUCTION FUND</u>	<u>-0-</u>	<u>1,212,224</u>
20	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,212,224</u>

21 The Military Department is hereby authorized to use the
22 funds appropriated in this program to construct and furnish new
23 office space dedicated to the operation of the Nebraska Emergency
24 Management Agency and the Nebraska State Patrol Communications

1 Center.

2 Sec. 36. AGENCY NO. 33 - GAME AND PARKS COMMISSION

3 Program No. 336 - Wildlife Conservation

	<u>FY2007-08</u>	<u>FY2008-09</u>
4		
5 <u>FEDERAL FUND est.</u>	<u>1,547,126</u>	<u>-0-</u>
6 <u>PROGRAM TOTAL</u>	<u>1,547,126</u>	<u>-0-</u>
7 <u>SALARY LIMIT</u>	<u>686,310</u>	<u>-0-</u>

8 Sec. 37. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL

9 SERVICES

10 Program No. 200 - Operations

	<u>FY2007-08</u>	<u>FY2008-09</u>
11		
12 <u>GENERAL FUND</u>	<u>35,000</u>	<u>-0-</u>
13 <u>CASH FUND</u>	<u>239,879</u>	<u>-0-</u>
14 <u>FEDERAL FUND est.</u>	<u>215,000</u>	<u>-0-</u>
15 <u>PROGRAM TOTAL</u>	<u>489,879</u>	<u>-0-</u>
16 <u>SALARY LIMIT</u>	<u>532,414</u>	<u>1,101,783</u>

17 Sec. 38. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE

18 NEBRASKA STATE COLLEGES

19 Program No. 840 - Resource Planning and Student

20 Information Systems

	<u>FY2007-08</u>	<u>FY2008-09</u>
21		
22 <u>GENERAL FUND</u>	<u>5,556,000</u>	<u>-0-</u>
23 <u>PROGRAM TOTAL</u>	<u>5,556,000</u>	<u>-0-</u>

24 There is included in the appropriation to this program

1 for FY2007-08 \$5,556,000 General Funds for Resource Planning and
 2 Student Information Systems for the Board of Trustees of the
 3 Nebraska State Colleges. It is intended that the Board of Trustees
 4 of the Nebraska State Colleges participate in joint planning for
 5 a Student Information System with the Board of Regents of the
 6 University of Nebraska and adopt a system that will be utilized
 7 by both postsecondary education sectors. It is also intended that
 8 the Board of Trustees of the Nebraska State Colleges participate
 9 in joint planning for a Resource Planning System with the Board of
 10 Regents of the University of Nebraska and adopt a system that will
 11 be utilized by both postsecondary education sectors. The planning
 12 undertaken shall be in coordination with the office of the Chief
 13 Information Officer.

14 Sec. 39. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

15 Program No. 976 - University of Nebraska Medical Center
 16 College of Nursing at Lincoln Facility

	<u>FY2007-08</u>	<u>FY2008-09</u>	<u>FUTURE</u>
18 <u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>87,500</u>	<u>-0-</u>
19 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>87,500</u>	<u>-0-</u>

20 The Board of Regents of the University of Nebraska is
 21 hereby authorized to prepare planning documents for a new facility
 22 for the University of Nebraska Medical Center College of Nursing
 23 Lincoln Division.

24 Sec. 40. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

25 Program No. 740 - University of Nebraska Student

1 Information System

	<u>FY2007-08</u>	<u>FY2008-09</u>	<u>FUTURE</u>
3 <u>GENERAL FUND</u>	<u>14,444,000</u>	<u>-0-</u>	<u>-0-</u>
4 <u>PROGRAM TOTAL</u>	<u>14,444,000</u>	<u>-0-</u>	<u>-0-</u>

5 There is included in the appropriation to this program
6 for FY2007-08 \$14,444,000 General Funds for a Student Information
7 System for the Board of Regents of the University of Nebraska. It
8 is intended that the Board of Regents of the University of Nebraska
9 participate in joint planning for a Student Information System with
10 the Board of Trustees of the Nebraska State Colleges and adopt
11 a system that will be utilized by both postsecondary education
12 sectors. It is also intended that the Board of Regents of the
13 University of Nebraska participate in joint planning with the Board
14 of Trustees of the Nebraska State Colleges for a Resource Planning
15 System for the state colleges. The planning undertaken shall be in
16 coordination with the office of the Chief Information Officer.

17 Sec. 41. LEGISLATIVE APPROVAL FOR HIGHER EDUCATION
18 FACILITIES EXPENDITURES

19 (1) Pursuant to the provisions of section 85-1415 and
20 a recommendation for approval by the Coordinating Commission
21 for Postsecondary Education, the Legislature hereby approves the
22 request by the University of Nebraska for the partial renovation
23 of the Whittier Building at the University of Nebraska-Lincoln. The
24 project cost is estimated at \$23,750,000 of which \$14,500,000 is
25 to be financed from University of Nebraska Facilities Corporation

1 bonds.

2 (2) In lieu of the project approval granted in subsection
3 (1) of this section, pursuant to the provisions of section
4 85-1415, if the Board of Regents of the University of Nebraska
5 approves demolition of the Whittier Building and construction of
6 a building that would provide seventy-three thousand net square
7 feet for research space and thirteen thousand net square feet for
8 a child development center at the University of Nebraska-Lincoln
9 and if such project is reviewed by the Coordinating Commission
10 for Postsecondary Education, the Legislature hereby approves
11 the project. The project cost is estimated at \$36,000,000 of
12 which \$26,750,000 is to be financed from University of Nebraska
13 Facilities Corporation bonds.

14 Sec. 42. LEGISLATIVE APPROVAL FOR HIGHER EDUCATION
15 FACILITIES EXPENDITURES

16 Pursuant to the provisions of section 85-408 and a
17 recommendation for approval by the Coordinating Commission for
18 Postsecondary Education, the Legislature hereby approves the
19 request by the University of Nebraska for the expenditure of
20 \$950,000 from bond surplus funds for wireless service to student
21 residence halls at the University of Nebraska-Lincoln.

22 Sec. 43. LEGISLATIVE APPROVAL FOR HIGHER EDUCATION
23 FACILITIES EXPENDITURES

24 Pursuant to the provisions of section 85-1415 and a
25 recommendation for approval by the Coordinating Commission for

1 Postsecondary Education, the Legislature hereby approves the
2 request by the University of Nebraska for the expenditure of
3 \$5,000,000 to be financed from University of Nebraska Facilities
4 Corporation bonds for the Animal Research Facility Renovation at
5 the University of Nebraska-Lincoln.

6 Sec. 44. LEGISLATIVE APPROVAL FOR HIGHER EDUCATION
7 FACILITIES EXPENDITURES

8 Pursuant to the provisions of section 85-1415 and a
9 recommendation for approval by the Coordinating Commission for
10 Postsecondary Education, the Legislature hereby approves the
11 request by the University of Nebraska for the expenditure of
12 \$13,500,000 to be financed from University of Nebraska Facilities
13 Corporation bonds for the NanoScience Building project at the
14 University of Nebraska-Lincoln.

15 Sec. 45. LEGISLATIVE APPROVAL AND INTENT FOR HIGHER
16 EDUCATION FACILITIES EXPENDITURES

17 It is the intent of the Legislature to approve the
18 construction of a \$9,700,000 Education Center Building at the
19 Nebraska College of Technical Agriculture at Curtis to be financed
20 through a University of Nebraska Facilities Corporation bond issue
21 with related bonds to be retired with state funds, if the following
22 conditions are met:

23 (1) The Education Center Building project at the Nebraska
24 College of Technical Agriculture at Curtis is approved by the Board
25 of Regents of the University of Nebraska;

1 (2) The project is reviewed by the Coordinating
2 Commission for Postsecondary Education;

3 (3) The Nebraska College of Technical Agriculture at
4 Curtis raises \$1,000,000 in private donations to be used to offset
5 the total project cost;

6 (4) The Education Center Building is financed through a
7 University of Nebraska Facilities Corporation bond issue;

8 (5) The University Cash Fund and all other legally
9 available funds of the Board of Regents are pledged to secure the
10 bonds; and

11 (6) The Nebraska College of Technical Agriculture at
12 Curtis secures funding for the construction of new student housing
13 to include at least one hundred forty-four beds.

14 Sec. 46. AGENCY NO. 53 - REAL PROPERTY APPRAISER BOARD
15 Program No. 79 - Appraiser Licensing

	<u>FY2007-08</u>	<u>FY2008-09</u>
16		
17	<u>75,000</u>	<u>-0-</u>
18	<u>75,000</u>	<u>-0-</u>
19	<u>-0-</u>	<u>-0-</u>

20 Sec. 47. AGENCY NO. 71 - STATE ENERGY OFFICE
21 Program No. 106 - Energy Office Administration

	<u>FY2007-08</u>	<u>FY2008-09</u>
22		
23	<u>-0-</u>	<u>636,519</u>
24	<u>-0-</u>	<u>8,299,470</u>

1	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>8,935,989</u>
2	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>1,011,848</u>

3 In addition to the appropriations set forth in this
 4 act, there are hereby reappropriated all unexpended appropriation
 5 balances existing on June 30, 2008, for FY2008-09 from Agency 7 -
 6 Governor, Program No. 106 - Energy Office Administration.

7 There is included in the appropriation to this program
 8 for FY2008-09 \$250,000 Cash Funds and \$7,240,902 Federal Funds
 9 estimate for state aid, which shall only be used for such purpose.
 10 Cash Fund expenditures for state aid for FY2008-09 shall not be
 11 limited to the amount shown.

12 Sec. 48. AGENCY NO. 71 - STATE ENERGY OFFICE

13 Program No. 107 - School Weatherization

		<u>FY2007-08</u>	<u>FY2008-09</u>
14			
15	<u>CASH FUND</u>	<u>-0-</u>	<u>29,441</u>
16	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>29,441</u>
17	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>18,344</u>

18 In addition to the appropriations set forth in this
 19 act, there are hereby reappropriated all unexpended appropriation
 20 balances existing on June 30, 2008, for FY2008-09 from Agency 7 -
 21 Governor, Program No. 107 - School Weatherization.

22 Any cash funds, custodial funds, gifts, trusts, grants,
 23 and any appropriations of funds from prior fiscal years available
 24 to satisfy obligations incurred under such contracts shall be

1 transferred and appropriated to the new agency for the payments of
 2 such obligations. All grants, loans, energy financing agreements,
 3 energy projects, or other forms of approval issued by the original
 4 agency in accordance with functions or duties transferred to
 5 the new agency shall remain valid as issued under the name of
 6 the original agency unless revoked or their effectiveness is
 7 otherwise terminated as provided by law. All documents and records
 8 transferred, or copies of the same, may be authenticated or
 9 certified by the new agency for all legal purposes.

10 Sec. 49. AGENCY NO. 74 - NEBRASKA POWER REVIEW BOARD
 11 Program No. 72 - Enforcement of Standards

	<u>FY2007-08</u>	<u>FY2008-09</u>
13 <u>CASH FUND</u>	2,052	4,104
14 <u>PROGRAM TOTAL</u>	2,052	4,104
15 <u>SALARY LIMIT</u>	1,782	3,564

16 Sec. 50. AGENCY NO. 75 - NEBRASKA INVESTMENT COUNCIL
 17 Program No. 610 - Investments Administration

	<u>FY2007-08</u>	<u>FY2008-09</u>
19 <u>CASH FUND</u>	66,667	265,931
20 <u>PROGRAM TOTAL</u>	66,667	265,931
21 <u>SALARY LIMIT</u>	-0-	80,000

22 Sec. 51. AGENCY NO. 77 - COMMISSION OF INDUSTRIAL
 23 RELATIONS
 24 Program No. 490 - Commissioner Expenses

LB 959

LB 959

	<u>FY2007-08</u>	<u>FY2008-09</u>
1		
2	<u>GENERAL FUND</u>	<u>98,047</u>
3	<u>PROGRAM TOTAL</u>	<u>98,047</u>
4	<u>SALARY LIMIT</u>	<u>89,300</u>
5	Sec. 52. <u>AGENCY NO. 78 - NEBRASKA COMMISSION ON LAW</u>	
6	<u>ENFORCEMENT AND CRIMINAL JUSTICE</u>	
7	<u>Program No. 199 - Nebraska Law Enforcement Training</u>	
8	<u>Center</u>	
9		
	<u>FY2007-08</u>	<u>FY2008-09</u>
10	<u>SALARY LIMIT</u>	<u>-0-</u>
11	Sec. 53. <u>AGENCY NO. 78 - NEBRASKA COMMISSION ON LAW</u>	
12	<u>ENFORCEMENT AND CRIMINAL JUSTICE</u>	
13	<u>Program No. 220 - Community Corrections Council Office</u>	
14		
	<u>FY2007-08</u>	<u>FY2008-09</u>
15	<u>CASH FUND</u>	<u>-0-</u>
16	<u>PROGRAM TOTAL</u>	<u>-0-</u>
17	<u>SALARY LIMIT</u>	<u>-0-</u>
18	Sec. 54. <u>AGENCY NO. 85 - PUBLIC EMPLOYEES RETIREMENT</u>	
19	<u>BOARD</u>	
20	<u>Program No. 41 - Administration of Retirement Systems and</u>	
21	<u>Deferred Compensation</u>	
22		
	<u>FY2007-08</u>	<u>FY2008-09</u>
23	<u>CASH FUND</u>	<u>53,445</u>
24	<u>PROGRAM TOTAL</u>	<u>53,445</u>

LB 959

LB 959

1	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>27,327</u>
2	Sec. 55. <u>AGENCY NO. 85 - PUBLIC EMPLOYEES RETIREMENT</u>		
3	<u>BOARD</u>		
4	<u>Program No. 515 - Public Employees Retirement</u>		
5		<u>FY2007-08</u>	<u>FY2008-09</u>
6	<u>GENERAL FUND</u>	<u>-0-</u>	<u>196,658</u>
7	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>196,658</u>
8	Sec. 56. <u>AGENCY NO. 87 - NEBRASKA ACCOUNTABILITY AND</u>		
9	<u>DISCLOSURE COMMISSION</u>		
10	<u>Program No. 94 - Nebraska Political Accountability</u>		
11		<u>FY2007-08</u>	<u>FY2008-09</u>
12	<u>SALARY LIMIT</u>	<u>1,500</u>	<u>1,500</u>
13	Sec. 57. <u>AGENCY NO. 93 - TAX EQUALIZATION AND REVIEW</u>		
14	<u>COMMISSION</u>		
15	<u>Program No. 115 - Operations</u>		
16		<u>FY2007-08</u>	<u>FY2008-09</u>
17	<u>GENERAL FUND</u>	<u>-0-</u>	<u>73,025</u>
18	<u>CASH FUND</u>	<u>11,884</u>	<u>70,000</u>
19	<u>PROGRAM TOTAL</u>	<u>11,884</u>	<u>143,025</u>
20	<u>SALARY LIMIT</u>	<u>1,011</u>	<u>30,000</u>
21	<u>There is included in the appropriation to this program</u>		
22	<u>for FY2008-09 \$73,025 General Funds and \$70,000 Cash Funds for the</u>		
23	<u>Tax Equalization and Review Commission to contract for mediation of</u>		
24	<u>valuation appeals, which shall only be used for such purpose.</u>		

1 Sec. 58. The General Fund appropriation for FY2007-08 to
 2 the University of Nebraska, for Program 781, is hereby reduced by
 3 \$30,000.

4 Sec. 59. On or before June 30, 2008, the State Treasurer
 5 shall transfer \$30,000 from the General Fund to the Agricultural
 6 Products Marketing Information Cash Fund.

7 Sec. 60. Laws 2007, LB 319, section 9, is amended to
 8 read:

9 Sec. 9. AGENCY NO. 5 - SUPREME COURT
 10 Program No. 7 - County Court Judges' Salaries

	FY2007-08	FY2008-09
11		
12	7,707,290	7,765,659
13	7,707,290	7,765,659
14	6,735,566	6,735,566
15	<u>7,586,015</u>	<u>7,644,384</u>
16	<u>7,586,015</u>	<u>7,644,384</u>
17	<u>6,621,396</u>	<u>6,621,396</u>

18 Sec. 61. Laws 2007, LB 320, section 29, is amended to
 19 read:

20 Sec. 29. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
 21 TELECOMMUNICATIONS COMMISSION

22 Program No. 913 - Carpenter Telecommunications Center
 23 Renovation

	FY2007-08	FY2008-09	FUTURE
24			
25			
26	1,738,671	1,488,671	-0-

1	PROGRAM TOTAL	1,738,671	1,488,671	-0-
---	---------------	-----------	-----------	-----

2 The Legislature hereby acknowledges and reaffirms the
3 directive made by Laws 2001, First Special Session, LB 1, section
4 15, which authorizes the Nebraska Educational Telecommunications
5 Commission to renovate the Terry M. Carpenter Telecommunications
6 Center. Funds are provided to upgrade the heating, ventilating, and
7 air conditioning systems; to upgrade the mechanical and electrical
8 systems; to address fire and life safety problems; and to address
9 handicapped accessibility problems. The funding also provides
10 renovation of some areas of the building that are currently of
11 limited use and function, to include network operations space and
12 dressing room reconfiguration; minor renovation of studios 3 and
13 4; and level 2 infill over studio 2 and the north side of the
14 facility. The total project cost shall not exceed \$13,439,605,
15 exclusive of financing costs. An estimated \$464,000 of excess
16 Nebraska Capital Construction Fund appropriation for FY2008-09
17 may be redirected by the Nebraska Educational Telecommunications
18 Commission from the Carpenter Telecommunications Center Building
19 Renovation Project to the Public Media at the Capitol Project.

20 Pursuant to provisions of this section and prior to May
21 23, 2005, the total project cost authorization has been increased
22 by \$250,000. Within additional project expenditure authority
23 granted, the commission may accommodate any current building
24 renewal class 1 requests, the upgrade of stairwells, energy

1 efficient lighting, exterior railings, the upgrade of first floor
2 restrooms, wall treatments, storage space, classroom equipment, and
3 lockable overhead storage space and files for employee workspaces.
4 It is intended that current building renewal class 1 requests
5 be given first priority in use of additional project expenditure
6 authority granted pursuant to this section.

7 The commission may enter into long-term financing
8 contracts with any person, firm, or corporation for purposes of
9 the Carpenter Telecommunications Center Renovation. The payment of
10 costs of the renovation may occur over a contract period not to
11 extend beyond June 30, 2009. The commission shall not pledge the
12 credit of the State of Nebraska for the payment of any sum owing
13 on account of such contracts, except that there may be pledged
14 for payment of any such contracts any appropriations made by the
15 Legislature for such purpose. No contracts shall be entered into
16 pursuant to this section without prior approval by resolution of
17 the commission. The commission may schedule contractual payments on
18 a monthly, quarterly, or semiannual basis consistent with the state
19 fiscal year. On or before August 31, 2009, any funds appropriated
20 from the State Building Fund and the Nebraska Capital Construction
21 Fund for the Carpenter Telecommunications Center Renovation held in
22 the state treasury and held by any trustee which are not necessary
23 to meet the terms of any long-term financing agreements entered
24 into pursuant to this section shall be transferred to the General
25 Fund.

1 Sec. 62. Laws 2007, LB 320, section 30, is amended to
2 read:

3 Sec. 30. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
4 TELECOMMUNICATIONS COMMISSION

5 Program No. 922 - Final DTV Transmitter Conversion

	FY2007-08	FY2008-09	FUTURE
6 NEBRASKA CAPITAL			
8 CONSTRUCTION FUND	-0-	250,000	900,000
9 CASH FUND	<u>31,500</u>	<u>1,165,000</u>	<u>-0-</u>
10 FEDERAL FUNDS est.	<u>116,150</u>	<u>-0-</u>	<u>-0-</u>
11 PROGRAM TOTAL	<u>147,650</u>	<u>1,415,000</u>	<u>900,000</u>
12 <u>CASH FUND</u>	<u>1,609,000</u>	<u>1,165,000</u>	<u>-0-</u>
13 <u>FEDERAL FUND est.</u>	<u>405,000</u>	<u>-0-</u>	<u>-0-</u>
14 <u>PROGRAM TOTAL</u>	<u>2,014,000</u>	<u>1,415,000</u>	<u>900,000</u>

15 The Nebraska Educational Telecommunications Commission
16 is hereby authorized to complete the conversion of the existing
17 NETC system to the new DTV system through upgrades to existing
18 statewide transmission systems, translators, transmitters, and
19 through the removal of antennas, transmission lines, and other
20 outdated equipment associated with the conversion process.

21 There is included in the appropriation to this program
22 for FY2007-08 ~~\$31,500~~ \$1,609,000 from cash funds and ~~\$116,150~~
23 \$405,000 from federal funds and for FY2008-09 \$250,000 from the
24 Nebraska Capital Construction Fund and \$1,165,000 from cash funds.
25 In addition to the amounts appropriated in this section, it is

1 intended that \$450,000 be appropriated from the Nebraska Capital
2 Construction Fund for FY2009-10 and \$450,000 be appropriated from
3 the Nebraska Capital Construction Fund for FY2010-11 to complete
4 the project.

5 Sec. 63. Laws 2007, LB 320, section 49, is amended to
6 read:

7 Sec. 49. There is hereby appropriated, unless otherwise
8 specified, for FY2007-08 and for FY2008-09 from undisbursed
9 balances existing on June 30, 2007, and on June 30, 2008,
10 respectively, to each agency for each program from the respective
11 funds for capital construction as follows:

12 (1) Agency No. 25 - Department of Health and Human
13 Services

14 Program Nos. 906, 922, 923, 924, and 931, except that
15 the undisbursed balance of the appropriation to Program 922,
16 fund 38000, existing on June 30, 2007, less \$150,000 is hereby
17 reappropriated.

18 (2) Agency No. 27 - Department of Roads

19 Program No. 901, except that the unobligated biennium
20 appropriation balance shall lapse once all projects funded in
21 that biennium are completed, postponed to a future biennium, or
22 indefinitely postponed.

23 (3) Agency No. 28 - Department of Veterans' Affairs

24 Program No. 937 - Alliance State Veterans' Cemetery.

25 (4) Agency No. 31 - Military Department

1 Program Nos. 905, 906, 910, and 925.

2 (5) Agency No. 33 – Game and Parks Commission

3 Program Nos. 900, 901, 902, 919, 924, 955, 960, 961,
4 967, 968, 969, 971, 972, 973, 975, 976, 977, 979, 981, and 983,

5 except that for FY2007-08, only the undisbursed balances existing
6 on June 30, 2007, for the following programs and projects shall be
7 reappropriated and all other unobligated June 30, 2007, balances
8 shall lapse:

9 Program No. 900 – State Park System Facility Improvements
10 and Motor Boat Access Facilities

11 Program No. 901 – State Facilities Deferred Maintenance

12 Program No. 902 – Trail Development Assistance

13 Program No. 919 – Political Subdivisions Aid

14 Program No. 924 – Wildlife Land Acquisitions and
15 Improvements, less \$323,041.64 of unobligated Federal Fund
16 appropriation authority

17 Program No. 955 – Youth Outdoor Skill Training

18 Program No. 960 – Park and Recreation Land Acquisition,
19 including the purchase of land for a new maintenance facility to
20 replace the facility located at 30th and Y Streets in Lincoln

21 Program No. 961 – Lewis and Clark Commemorative Special
22 Projects

23 Program No. 967 – Major State Park Areas

24 Program No. 968 – State Historical Parks

25 Program No. 969 – State Recreation Areas

1 Program No. 971 - Wildlife Management Areas -
 2 Improvements

3 Program No. 972 - Administrative Facilities -
 4 Improvements

5 Program No. 973 - Fish production

6 Program No. 975 - Emergency Repairs - Park System

7 Program No. 976 - Emergency Repairs to Fish and Wildlife
 8 Facilities

9 Program No. 977 - Nongame and Endangered Species Land
 10 Acquisition and Development

11 Program No. 979 - Cowboy Trail - Emergency Repairs and
 12 Deferred Maintenance, provided that deferred repair projects may be
 13 addressed from the unobligated construction appropriations in this
 14 program

15 Program No. 981 - Aquatic Habitat - Improvements

16 Program No. 983 - Buffalo Soldier Barracks.

17 (6) Agency No. 46 - Department of Correctional Services
 18 Programs Nos. 915, 916, 918, and 920.

19 (7) Agency No. 47 - Nebraska Educational
 20 Telecommunications Commission

21 Program Nos. 901, 911, 913, 919 less \$557,000 unobligated
 22 cash fund appropriation, and less \$2,073,647 unobligated federal
 23 fund appropriation, 922, 925, and 926.

24 (8) Agency No. 50 - Board of Trustees of the Nebraska
 25 State Colleges

1 Program Nos. 901, 919, 920, 934, 940, 941, 945, 946, 950,
2 951, 952, 993, and 998, and any additional construction programs
3 administratively created relating to the Board of Trustees of the
4 Nebraska State Colleges and its campuses which are funded through
5 cash funds, federal funds, revolving funds, or private gifts or
6 donations.

7 (9) Agency No. 51 - University of Nebraska

8 Program Nos. 901, 902, 903, 905, 906, 907, 908, 911,
9 912, 913, 915, 916, 917, 918, 919, 920, 922, 926, 927, 928,
10 929, 931, 932, 933, 934, 936, 937, 938, 942, 943, 944, 945,
11 946, 947, 948, 949, 950, 951, 953, 954, 955, 956, 957, 958,
12 959, 960, 961, 963, 965, 966, 967, 968, 969, 970, 971, 973,
13 974, 978, 982, 985, 989, 990, 992, 993, 994, and 997, and 999,
14 and any additional construction programs administratively created
15 relating to the University of Nebraska-Lincoln, the University
16 of Nebraska at Omaha, the University of Nebraska Medical Center,
17 the University of Nebraska at Kearney, the Nebraska College of
18 Technical Agriculture at Curtis, and the University of Nebraska
19 Central Administration which are funded through cash funds, federal
20 funds, revolving funds, or private gifts or donations.

21 (10) Agency No. 65 - Department of Administrative
22 Services

23 Program Nos. 901, 913, 920, 923, 924, 932, 933, 935, 939,
24 and 940.

25 Appropriations to program numbers pertaining to funding

1 for the Deferred Building Renewal Act are hereby reappropriated.

2 Sec. 64. Laws 2007, LB 321, section 23, is amended to
 3 read:

4 Sec. 23. AGENCY NO. 7 - GOVERNOR

5 Program No. 106 - Energy Office Administration

6		FY2007-08	FY2008-09
7	CASH FUND	625,093	636,519
8	FEDERAL FUND est.	8,269,077	8,299,470
9	PROGRAM TOTAL	8,894,170	8,935,989
10	SALARY LIMIT	987,190	1,011,848

11		<u>FY2007-08</u>	<u>FY2008-09</u>
12	<u>CASH FUND</u>	<u>625,093</u>	<u>-0-</u>
13	<u>FEDERAL FUND est.</u>	<u>8,269,077</u>	<u>-0-</u>
14	<u>PROGRAM TOTAL</u>	<u>8,894,170</u>	<u>-0-</u>
15	<u>SALARY LIMIT</u>	<u>987,190</u>	<u>-0-</u>

16 In addition to the appropriations set forth in this
 17 act, there are hereby reappropriated all unexpended appropriation
 18 balances existing on June 30, 2008, for FY2008-09 to Agency
 19 71 - State Energy Office, Program No. 106 - Energy Office
 20 Administration.

21 There is included in the appropriation to this program
 22 for FY2007-08 \$250,000 Cash Funds and \$7,240,902 Federal Funds
 23 estimate for state aid, which shall only be used for such purpose.
 24 Cash Fund expenditures for state aid for FY2007-08 shall not be
 25 limited to the amount shown. ~~There is included in the appropriation~~

1 ~~to this program for FY2008-09 \$250,000 Cash Funds and \$7,240,902~~
 2 ~~Federal Funds estimate for state aid, which shall only be used for~~
 3 ~~such purpose. Cash Fund expenditures for state aid for FY2008-09~~
 4 ~~shall not be limited to the amount shown.~~

5 Sec. 65. Laws 2007, LB 321, section 24, is amended to
 6 read:

7 Sec. 24. AGENCY NO. 7 - GOVERNOR
 8 Program No. 107 - School Weatherization

	<u>FY2007-08</u>	<u>FY2008-09</u>
10 CASH FUND	28,542	29,441
11 PROGRAM TOTAL	28,542	29,441
12 SALARY LIMIT	17,897	18,344

	<u>FY2007-08</u>	<u>FY2008-09</u>
14 <u>CASH FUND</u>	<u>28,542</u>	<u>-0-</u>
15 <u>PROGRAM TOTAL</u>	<u>28,542</u>	<u>-0-</u>
16 <u>SALARY LIMIT</u>	<u>17,897</u>	<u>-0-</u>

17 In addition to the appropriations set forth in this
 18 act, there are hereby reappropriated all unexpended appropriation
 19 balances existing on June 30, 2008, for FY2008-09 to Agency 71 -
 20 State Energy Office, Program No. 107 - School Weatherization.

21 Sec. 66. Laws 2007, LB 321, section 32, is amended to
 22 read:

23 Sec. 32. AGENCY NO. 10 - AUDITOR OF PUBLIC ACCOUNTS
 24 Program No. 506 - State Agency and County Post Audits

LB 959		LB 959
1	FY2007-08	FY2008-09
2	GENERAL FUND 2,369,312	2,436,568
3	PROGRAM TOTAL 2,369,312	2,436,568
4	<u>GENERAL FUND</u> 2,368,612	<u>2,435,153</u>
5	<u>PROGRAM TOTAL</u> 2,368,612	<u>2,435,153</u>
6	SALARY LIMIT 1,728,699	1,767,437
7	Sec. 67. Laws 2007, LB 321, section 46, is amended to	
8	read:	
9	Sec. 46. AGENCY NO. 12 - STATE TREASURER	
10	Program No. 659 - Long-Term Care Savings Program	
11	FY2007-08	FY2008-09
12	GENERAL FUND 101,222	102,651
13	PROGRAM TOTAL 101,222	102,651
14	<u>GENERAL FUND</u> 91,222	<u>102,651</u>
15	<u>PROGRAM TOTAL</u> 91,222	<u>102,651</u>
16	SALARY LIMIT 30,750	31,520
17	Sec. 68. Laws 2007, LB 321, section 48, is amended to	
18	read:	
19	Sec. 48. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION	
20	Program No. 25 - Education, Administration, and Support	
21	FY2007-08	FY2008-09
22	GENERAL FUND 9,786,880	10,066,410
23	<u>GENERAL FUND</u> 9,658,810	<u>9,944,480</u>
24	CASH FUND 1,093,153	1,111,863
25	FEDERAL FUND est. 13,632,535	13,997,130

LB 959

LB 959

1	REVOLVING FUND	160,175	160,175
2	PROGRAM TOTAL	24,672,743	25,335,578
3	<u>PROGRAM TOTAL</u>	<u>24,544,673</u>	<u>25,213,648</u>
4	SALARY LIMIT	11,563,744	11,983,629

5 There is included in the appropriation to this program
6 \$282,600 General Funds for FY2007-08 and \$259,600 General Funds for
7 FY2008-09 to carry out the provisions of Laws 2006, LB 1024, or any
8 laws enacted in the 2007 Session to amend or replace Laws 2006, LB
9 1024, which shall only be used for such purpose.

10 The unexpended appropriation balance of the \$1,607,000
11 General Funds appropriated for statewide assessment and reporting
12 existing on June 30, 2007, is hereby reappropriated.

13 The unexpended balance of General Funds appropriated
14 in LB 1024A, Ninety-ninth Legislature, Second Session, 2006, for
15 FY2007-08 may be expended to pay off unused vacation and sick leave
16 for retiring employees in FY2007-08.

17 There is included in the appropriation to this program
18 \$1,607,000 General Funds for FY2007-08 and \$1,607,000 General Funds
19 for FY2008-09 to provide for statewide assessment and reporting,
20 which shall only be used for such purpose.

21 Sec. 69. Laws 2007, LB 321, section 49, is amended to
22 read:

23 Sec. 49. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION
24 Program No. 158 - Education Aid

LB 959

LB 959

	FY2007-08	FY2008-09
1		
2	952,197,997	1,036,530,133
3	<u>952,197,997</u>	<u>1,089,425,526</u>
4	2,282,938	2,282,938
5	254,923,780	262,443,987
6	1,209,404,715	1,301,257,058
7	<u>1,209,404,715</u>	<u>1,354,152,451</u>

8 There is included in the appropriation to this
9 program for FY2007-08 \$952,197,997 General Funds, \$2,282,938
10 Cash Funds, and \$254,923,780 Federal Funds estimate for state
11 aid, which shall only be used for such purpose. There is
12 included in the appropriation to this program for FY2008-09
13 ~~\$1,036,530,133~~ \$1,089,425,526 General Funds, \$2,282,938 Cash Funds,
14 and \$262,443,987 Federal Funds estimate for state aid, which shall
15 only be used for such purpose.

16 There is included in the amount shown for FY2007-08
17 \$753,555,548 General Funds which are hereby appropriated to
18 the Tax Equity and Educational Opportunities Fund, which
19 fund is hereby appropriated to provide state aid to public
20 school districts pursuant to the Tax Equity and Educational
21 Opportunities Support Act. There is included in the amount shown
22 for FY2008-09 ~~\$832,498,267~~ \$885,393,660 General Funds which are
23 hereby appropriated to the Tax Equity and Educational Opportunities
24 Fund, which fund is hereby appropriated to provide state aid to
25 public school districts pursuant to the Tax Equity and Educational

1 Opportunities Support Act.

2 There is included in the amount shown for this program
3 \$179,508,584 General Funds provided as state aid for FY2007-08 for
4 special education reimbursement. There is included in the amount
5 shown for this program \$184,893,842 General Funds provided as state
6 aid for FY2008-09 for special education reimbursement.

7 There is included in the amount shown for this program
8 \$435,000 General Funds provided as state aid for FY2007-08 and
9 \$450,000 General Funds provided as state aid for FY2008-09 to carry
10 out the provisions of subsection (2) of section 79-734.

11 There is included in the amount shown for this program
12 \$3,626,267 General Funds provided as state aid for FY2007-08 and
13 \$3,615,426 General Funds provided as state aid for FY2008-09 for
14 early childhood education projects.

15 There is included in the amount shown for this program
16 \$8,266,325 General Funds provided as state aid for FY2007-08 and
17 \$8,266,325 General Funds provided as state aid for FY2008-09 for
18 core services for educational service units.

19 There is included in the amount shown for this program
20 \$2,566,013 General Funds provided as state aid for FY2007-08 and
21 \$2,566,013 General Funds provided as state aid for FY2008-09 for
22 technology infrastructure for educational service units.

23 There is included in the amount shown for this program
24 \$530,300 General Funds provided as state aid for FY2007-08 and
25 \$530,300 General Funds provided as state aid for FY2008-09 for

1 distance education aid to educational service units.

2 There is included in the amount shown for this program
3 \$2,336,921 General Funds provided as state aid for FY2007-08 and
4 \$2,336,921 General Funds provided as state aid for FY2008-09 for
5 programs for learners with high ability.

6 There is included in the amount shown for this program
7 \$271,378 General Funds provided as state aid for FY2007-08 and
8 \$271,378 General Funds provided as state aid for FY2008-09 for the
9 school breakfast program.

10 There is included in the amount shown for this program
11 \$421,087 General Funds provided as state aid for FY2007-08 and
12 \$421,087 General Funds provided as state aid for FY2008-09 for the
13 school lunch program.

14 There is included in the amount shown for this program
15 \$230,574 General Funds provided as state aid for FY2007-08 and
16 \$230,574 General Funds provided as state aid for FY2008-09 for
17 adult basic education programs.

18 There is included in the amount shown for this program
19 \$450,000 General Funds provided as state aid for FY2007-08 and
20 \$450,000 General Funds provided as state aid for FY2008-09 for the
21 Career Education Partnership Act.

22 The unexpended appropriation balance of the \$2,000,000
23 Cash Funds appropriated from the School District Reorganization
24 Fund for base year reorganization incentives existing on June 30,
25 2007, is hereby reappropriated.

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 FY2007-08 and FY2008-09
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. 70. Laws 2007, LB 321, section 50, is amended to
23 read:

24 Sec. 50. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION
25 Program No. 161 - Education Innovation

LB 959

LB 959

	FY2007-08	FY2008-09
1		
2 CASH FUND	4,351,429	4,603,196
3 PROGRAM TOTAL	4,351,429	4,603,196
4 SALARY LIMIT	34,295	35,152

5 There is included in the appropriation to this program
6 for FY2007-08 \$4,300,000 Cash Funds for state aid, which shall only
7 be used for such purpose. There is included in the appropriation
8 to this program for FY2008-09 \$4,550,000 Cash Funds for state aid,
9 which shall only be used for such purpose.

10 There is included in the amount shown for this program
11 \$500,000 Cash Funds provided as state aid for FY2007-08 and
12 \$750,000 Cash Funds provided as state aid for FY2008-09 for
13 distance education aid to fund the Attracting Excellence to
14 Teaching Program Act, and any amount remaining in the Education
15 Innovation Fund shall be allocated, after administrative expenses,
16 for distance education equipment and incentives.

17 Sec. 71. Laws 2007, LB 321, section 55, is amended to
18 read:

19 Sec. 55. AGENCY NO. 13 - STATE DEPARTMENT OF EDUCATION
20 Program No. 614 - Professional Practices Commission

	FY2007-08	FY2008-09
21		
22 CASH FUND	128,745	149,288
23 PROGRAM TOTAL	128,745	149,288
24 SALARY LIMIT	59,085	86,792

LB 959

LB 959

1	<u>CASH FUND</u>	<u>158,745</u>	<u>149,288</u>
2	<u>PROGRAM TOTAL</u>	<u>158,745</u>	<u>149,288</u>
3	<u>SALARY LIMIT</u>	<u>60,000</u>	<u>86,792</u>

4 There is included in the appropriation to this program
5 for FY2007-08 \$30,000 Cash Funds to provide for an ethics education
6 video for teachers.

7 Sec. 72. Laws 2007, LB 321, section 69, is amended to
8 read:

9 Sec. 69. AGENCY NO. 16 - DEPARTMENT OF REVENUE
10 Program No. 108 - Homestead Exemption

11		FY2007-08	FY2008-09
12	<u>GENERAL FUND</u>	<u>70,056,960</u>	<u>76,120,104</u>
13	<u>PROGRAM TOTAL</u>	<u>70,056,960</u>	<u>76,120,104</u>
14	<u>GENERAL FUND</u>	<u>63,056,960</u>	<u>76,120,104</u>
15	<u>PROGRAM TOTAL</u>	<u>63,056,960</u>	<u>76,120,104</u>

16 There is included in the appropriation to this program
17 for FY2007-08 ~~\$70,056,960~~ \$63,056,960 General Funds for state aid,
18 which shall only be used for such purpose. There is included in
19 the appropriation to this program for FY2008-09 \$76,120,104 General
20 Funds for state aid, which shall only be used for such purpose.

21 Sec. 73. Laws 2007, LB 321, section 88, is amended to
22 read:

23 Sec. 88. AGENCY NO. 21 - STATE FIRE MARSHAL
24 Program No. 193 - Public Protection

LB 959

LB 959

	FY2007-08	FY2008-09	
1			
2	GENERAL FUND	2,647,462	3,194,724
3	CASH FUND	1,658,144	1,223,140
4	FEDERAL FUND est.	50,000	50,000
5	PROGRAM TOTAL	4,355,606	4,467,864
6	SALARY LIMIT	2,444,165	2,538,578
7	<u>GENERAL FUND</u>	<u>2,620,792</u>	<u>3,194,724</u>
8	<u>CASH FUND</u>	<u>1,729,918</u>	<u>1,510,234</u>
9	<u>FEDERAL FUND est.</u>	<u>114,063</u>	<u>306,250</u>
10	<u>PROGRAM TOTAL</u>	<u>4,464,773</u>	<u>5,011,208</u>
11	<u>SALARY LIMIT</u>	<u>2,525,302</u>	<u>2,863,123</u>

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

15 No. 225 - General Operations

16 No. 226 - Pipeline Safety

17 No. 227 - Underground Storage Tanks

18 There is included in the appropriation to this program
19 for FY2007-08 \$50,000 Federal Funds estimate for state aid.
20 There is included in the appropriation to this program for
21 FY2008-09 \$50,000 Federal Funds estimate for state aid. If federal
22 restrictions prevent using these Federal Funds for state aid,
23 the State Fire Marshal may reallocate available funds in the
24 Underground Storage Tank Fund to provide state aid payments to the
25 affected political subdivisions.

1 Sec. 74. Laws 2007, LB 321, section 107, is amended to
2 read:

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

5 Program No. 514 - Health Aid

	FY2007-08	FY2008-09
6		
7	3,944,700	4,024,776
8	<u>3,944,700</u>	<u>4,124,776</u>
9	8,904,897	9,172,044
10	34,687,255	34,687,255
11	47,536,852	47,884,075
12	<u>47,536,852</u>	<u>47,984,075</u>

13 There is included in the appropriation to this program
14 for FY2007-08 \$3,944,700 General Funds, \$8,904,897 Cash Funds, and
15 \$34,687,255 Federal Funds estimate for state aid, which shall only
16 be used for such purpose. There is included in the appropriation
17 to this program for FY2008-09 ~~\$4,024,776~~ \$4,124,776 General Funds,
18 \$9,172,044 Cash Funds, and \$34,687,255 Federal Funds estimate for
19 state aid, which shall only be used for such purpose.

20 There is included in the appropriation to this program
21 \$530,420 General Funds for FY2007-08 and ~~\$540,894~~ \$640,894
22 General Funds for FY2008-09, which shall only be used for the
23 following purposes: Reimbursement for the provision of pap smears,
24 colposcopy, cervical biopsy, cryotherapy, loop electrosurgical
25 excision procedure (LEEP), and such other treatments and procedures

1 as may be developed for the followup of abnormal pap smears;
 2 the diagnosis and treatment of sexually transmitted diseases,
 3 including, but not limited to, chlamydia, gonorrhea, HPV (genital
 4 warts), and herpes; and associated laboratory and equipment costs
 5 and staff training costs relating to the use of colposcopy
 6 equipment. None of the General Funds provided under this program
 7 shall be used to perform or facilitate the performance of abortion
 8 or to counsel or refer for abortion.

9 Sec. 75. Laws 2007, LB 321, section 119, is amended to
 10 read:

11 Sec. 119. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 12 SERVICES - BEHAVIORAL HEALTH

13 Program No. 38 - Behavioral Health Aid

	<u>FY2007-08</u>	<u>FY2008-09</u>
14		
15 GENERAL FUND	60,328,781	61,765,686
16 CASH FUND	13,532,280	13,532,280
17 FEDERAL FUND est.	18,504,971	18,504,971
18 PROGRAM TOTAL	92,366,032	93,802,937
19		
	<u>FY2007-08</u>	<u>FY2008-09</u>
20 GENERAL FUND	<u>69,228,781</u>	<u>69,273,006</u>
21 CASH FUND	<u>14,332,280</u>	<u>14,332,280</u>
22 FEDERAL FUND est.	<u>18,504,971</u>	<u>18,504,971</u>
23 PROGRAM TOTAL	<u>102,066,032</u>	<u>102,110,257</u>

24 The unexpended General Fund appropriation balance
 25 existing on June 30, 2007, is hereby reappropriated. The unexpended

1 reappropriated General Fund balance shall be distributed to
2 regional behavioral health authorities on or before May 30, 2008,
3 for one-time purposes related to the statewide development and
4 provision of community-based behavioral health services. The funds
5 shall be distributed pursuant to the allocation formula developed
6 by the Division of Behavioral Health Services in consultation with
7 regional behavioral health authorities.

8 There is included in the appropriation to this program
9 for FY2007-08 ~~\$60,328,781~~ \$69,228,781 General Funds, ~~\$13,532,280~~
10 \$14,332,280 Cash Funds, and \$18,504,971 Federal Funds estimate
11 for state aid, which shall only be used for such purpose. There
12 is included in the appropriation to this program for FY2008-09
13 ~~\$61,765,686~~ \$69,273,006 General Funds, ~~\$13,532,280~~ \$14,332,280 Cash
14 Funds, and \$18,504,971 Federal Funds estimate for state aid, which
15 shall only be used for such purpose.

16 There is included in the amount shown as General Fund
17 aid in this program \$1,532,304 General Funds for FY2007-08 and
18 \$3,095,253 General Funds for FY2008-09 to be used for an annual two
19 percent increase in rates paid to providers of mental health and
20 substance abuse services, which funds shall only be used for such
21 purpose. There is included in the amount shown as General Fund aid
22 in this program \$1,707,320 General Funds for FY2008-09 to be used
23 for an additional two percent increase in rates paid to providers
24 of mental health and substance abuse services, which funds shall
25 only be used for such purpose.

1 There is included in the amount shown as General Fund
2 aid in this program \$5,400,000 General Funds for FY2007-08 and
3 \$5,800,000 General Funds for FY2008-09 which has been reallocated
4 from the regional centers pursuant to Laws 2004, LB 1083. The
5 \$5,400,000 General Funds appropriated for FY2007-08 shall be
6 distributed to regional behavioral health authorities on or before
7 May 30, 2008, for purposes related to the statewide development and
8 provision of community-based behavioral health services.

9 There is included in the amount shown as General Fund
10 aid in this program \$3,500,000 General Funds for FY2007-08 which
11 has been reallocated from the regional centers pursuant to Laws
12 2004, LB 1083. The \$3,500,000 General Funds shall be distributed to
13 regional behavioral health authorities on or before May 30, 2008,
14 for one-time purposes related to the statewide development and
15 provision of community-based behavioral health services. The funds
16 shall be distributed pursuant to the allocation formula developed
17 by the Division of Behavioral Health Services in consultation with
18 regional behavioral health authorities.

19 There is included in the amount shown as General Fund aid
20 in this program \$-0- General Funds for FY2007-08 and \$-0- General
21 Funds for FY2008-09 for aid to Region VI Behavioral Healthcare to
22 provide matching funds for a federal grant received by Heartland
23 Family Service to develop a residential substance abuse treatment
24 program for women in treatment with their children, which shall
25 only be used for such purpose. It is the intent of the Legislature

1 that state funds will not be specially appropriated and earmarked
2 for this purpose after the 2007-09 biennium.

3 There is included in the amount shown as Cash Fund aid
4 in this program \$6,500,000 Cash Funds for FY2007-08 and \$6,500,000
5 Cash Funds for FY2008-09 from the Nebraska Health Care Cash Fund
6 to be used for community-based mental health and substance abuse
7 services, including intermediate-level residential mental health
8 services. It is the intent of the Legislature that these funds
9 shall be distributed to each of the six behavioral health regions
10 based upon a formula determined by the Department of Health and
11 Human Services.

12 There is included in the amount shown as Cash Fund aid
13 in this program \$2,599,660 Cash Funds for FY2007-08 and \$2,599,660
14 Cash Funds for FY2008-09 from the Nebraska Health Care Cash Fund to
15 be used for rates paid to providers of mental health and substance
16 abuse services.

17 There is included in the amount shown as Cash Fund aid
18 in this program \$1,500,000 Cash Funds for FY2007-08 and \$1,500,000
19 Cash Funds for FY2008-09 from the Nebraska Health Care Cash Fund
20 to be used for the cost of maintenance and treatment of persons
21 in emergency protective custody under the Nebraska Mental Health
22 Commitment Act.

23 There is included in the amount shown as Cash Fund aid
24 in this program \$225,000 Cash Funds for FY2007-08 and \$225,000 Cash
25 Funds for FY2008-09 from the Nebraska Health Care Cash Fund to be

1 used for compulsive gamblers assistance programs.

2 Sec. 76. Laws 2007, LB 321, section 120, is amended to
 3 read:

4 Sec. 120. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 5 SERVICES - BEHAVIORAL HEALTH

6 Program No. 365 - Mental Health Operations

	FY2007-08	FY2008-09
7		
8	41,085,734	43,166,082
9	<u>32,185,734</u>	<u>37,366,082</u>
10	3,569,762	3,569,762
11	7,865,530	7,865,530
12	52,521,026	54,601,374
13	<u>43,621,026</u>	<u>48,801,374</u>
14	28,276,752	28,939,254

15 Pursuant to Laws 2004, LB 1083, all funding related to
 16 the provision of regional center services that are reduced or
 17 discontinued shall be reallocated and expended for purposes related
 18 to the statewide development and provision of community-based
 19 behavioral health services. The budget administrator of the
 20 budget division of the Department of Administrative Services shall
 21 administratively transfer during FY2007-08 and FY2008-09 available
 22 appropriation balances as determined by the ~~Director~~ chief
 23 executive officer of the Department of Health and Human Services
 24 from the Department of Health and Human Services - Behavioral
 25 Health, Program 365, Mental Health Operations, to the Department

1 of Health and Human Services, Program 33, Administration, and
2 the Department of Health and Human Services - Behavioral Health,
3 Program 38, Behavioral Health Aid.

4 Sec. 77. Laws 2007, LB 321, section 122, is amended to
5 read:

6 Sec. 122. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
7 SERVICES - DEVELOPMENTAL DISABILITIES

8 Program No. 421 - Beatrice State Developmental Center

	FY2007-08	FY2008-09
9 GENERAL FUND	17,496,784	18,965,852
10 CASH FUND	4,136,276	4,136,276
11 FEDERAL FUND est.	28,593,356	28,889,132
12 <u>FEDERAL FUND est.</u>	<u>30,093,356</u>	<u>28,889,132</u>
13 PROGRAM TOTAL	50,226,416	51,991,260
14 <u>PROGRAM TOTAL</u>	<u>51,726,416</u>	<u>51,991,260</u>
15 SALARY LIMIT	28,087,017	28,691,048

16 There is included in the appropriation to this program
17 for FY2007-08 \$1,500,000 Federal Funds estimate, which shall only
18 be used for strategies, including bonuses, to retain and recruit
19 quality staff and employees at the Beatrice State Developmental
20 Center.

21 Sec. 78. Laws 2007, LB 321, section 123, is amended to
22 read:

23 Sec. 123. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
24 SERVICES - DEVELOPMENTAL DISABILITIES
25

1	Program No. 424 - Developmental Disability Aid		
2		FY2007-08	FY2008-09
3	GENERAL FUND	66,634,494	68,166,316
4	CASH FUND	6,112,000	6,112,000
5	FEDERAL FUND est.	87,390,172	90,515,866
6	PROGRAM TOTAL	160,136,666	164,794,182
7		<u>FY2007-08</u>	<u>FY2008-09</u>
8	<u>GENERAL FUND</u>	<u>66,634,494</u>	<u>71,166,316</u>
9	<u>CASH FUND</u>	<u>6,112,000</u>	<u>6,112,000</u>
10	<u>FEDERAL FUND est.</u>	<u>87,390,172</u>	<u>94,207,814</u>
11	<u>PROGRAM TOTAL</u>	<u>160,136,666</u>	<u>171,486,130</u>

12 There is included in the appropriation to this program
 13 for FY2007-08 \$66,634,494 General Funds, \$6,112,000 Cash Funds, and
 14 \$87,390,172 Federal Funds estimate for state aid, which shall only
 15 be used for such purpose. There is included in the appropriation to
 16 this program for FY2008-09 ~~\$68,166,316~~ \$71,166,316 General Funds,
 17 \$6,112,000 Cash Funds, and ~~\$90,515,866~~ \$94,207,814 Federal Funds
 18 estimate for state aid, which shall only be used for such purpose.

19 There is included in the appropriation to this program
 20 for FY2007-08 \$1,509,224 General Funds and \$2,370,570 Federal Funds
 21 estimate for rate equity, which shall only be used for such
 22 purpose. There is included in the appropriation to this program
 23 for FY2008-09 ~~\$3,033,540~~ \$6,033,540 General Funds and ~~\$5,038,758~~
 24 \$8,730,706 Federal Funds estimate for rate equity, which shall only
 25 be used for such purpose.

1 There is included in the amount shown as Cash Fund aid in
 2 this program for FY2007-08 \$5,000,000 Cash Funds and for FY2008-09
 3 \$5,000,000 Cash Funds from the Nebraska Health Care Cash Fund to be
 4 used for services for persons with developmental disabilities (1)
 5 who were on the waiting list for such services prior to July 1,
 6 2001, and began receiving such services on and after such date and
 7 (2) who are on the waiting list for such services on and after July
 8 1, 2007, beginning with those who have been on the waiting list for
 9 the greatest length of time past their date of need.

10 Sec. 79. Laws 2007, LB 321, section 124, is amended to
 11 read:

12 Sec. 124. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
 13 SERVICES - VETERANS' HOMES

14 Program No. 519 - Nebraska Veterans' Homes

	FY2007-08	FY2008-09
15		
16	22,601,532	24,321,371
17	15,671,385	15,371,385
18	11,698,573	11,698,573
19	<u>22,601,532</u>	<u>24,246,861</u>
20	<u>15,671,385</u>	<u>15,408,640</u>
21	<u>11,698,573</u>	<u>11,735,828</u>
22	PROGRAM TOTAL	51,391,329
23	SALARY LIMIT	26,218,507

24 Sec. 80. Laws 2007, LB 321, section 177, is amended to
 25 read:

LB 959

LB 959

1 Sec. 177. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
2 TELECOMMUNICATIONS COMMISSION

3 Program No. 533 - Network Operations

	FY2007-08	FY2008-09
4		
5 GENERAL FUND	9,197,064	9,383,070
6 CASH FUND	242,759	242,759
7 PROGRAM TOTAL	9,439,823	9,625,829
8 SALARY LIMIT	2,869,450	2,938,518
9 <u>SALARY LIMIT</u>	<u>2,944,450</u>	<u>2,938,518</u>

10 The limitation on expenditures for permanent and
11 temporary salaries and per diems for the Nebraska Educational
12 Telecommunications Commission may be exceeded by the amount
13 required to fulfill the state's obligation for salaries in
14 contractual arrangements in which the state has entered into an
15 employer-employee relationship with the person subject to the
16 contract as determined by the social security administration bureau
17 of the Department of Administrative Services.

18 Sec. 81. Laws 2007, LB 321, section 180, is amended to
19 read:

20 Sec. 180. AGENCY NO. 48 - COORDINATING COMMISSION FOR
21 POSTSECONDARY EDUCATION

22 Program No. 640 - Postsecondary Education Coordination

	FY2007-08	FY2008-09
23		
24 GENERAL FUND	1,260,506	1,299,297
25 CASH FUND	10,000	10,000

LB 959

LB 959

1	<u>CASH FUND</u>	<u>25,000</u>	<u>10,000</u>
2	FEDERAL FUND est.	6,000	6,000
3	PROGRAM TOTAL	1,276,506	1,315,297
4	<u>PROGRAM TOTAL</u>	<u>1,291,506</u>	<u>1,315,297</u>
5	SALARY LIMIT	830,429	850,937

6 There is included in the appropriation to this program
7 for FY2007-08 an estimated \$90,000 General Funds and for FY2008-09
8 an estimated \$95,000 General Funds for Midwestern Higher Education
9 Compact state membership dues.

10 Sec. 82. Laws 2007, LB 321, section 182, is amended to
11 read:

12 Sec. 182. AGENCY NO. 48 - COORDINATING COMMISSION FOR
13 POSTSECONDARY EDUCATION

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

16		FY2007-08	FY2008-09
17	GENERAL FUND	49,750	49,750
18	PROGRAM TOTAL	49,750	49,750

19		<u>FY2007-08</u>	<u>FY2008-09</u>
20	<u>GENERAL FUND</u>	<u>49,750</u>	<u>115,250</u>
21	<u>PROGRAM TOTAL</u>	<u>49,750</u>	<u>115,250</u>

22 The unexpended General Fund appropriation balance
23 existing on June 30, 2007, for Program No. 691, is hereby
24 reappropriated.

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

3 Sec. 83. Laws 2007, LB 321, section 187, is amended to
4 read:

5 Sec. 187. AGENCY NO. 54 - NEBRASKA STATE HISTORICAL
6 SOCIETY

7 Program No. 648 - Nebraska State Historical Society

	FY2007-08	FY2008-09
8		
9	4,298,929	4,368,269
10	<u>4,283,159</u>	<u>4,352,499</u>
11	CASH FUND 1,603,235	1,627,575
12	FEDERAL FUND est. 710,702	731,394
13	PROGRAM TOTAL 6,612,866	6,727,238
14	SALARY LIMIT 3,380,524	3,462,454
15	<u>PROGRAM TOTAL 6,597,096</u>	<u>6,711,468</u>
16	<u>SALARY LIMIT 3,364,754</u>	<u>3,446,684</u>

17 There is included in the appropriation to this program
18 for FY2007-08 \$100,000 Federal Funds estimate for state aid, which
19 shall only be used for such purpose. There is included in the
20 appropriation to this program for FY2008-09 \$100,000 Federal Funds
21 estimate for state aid, which shall only be used for such purpose.

22 There is included in the appropriation to this program
23 for FY2007-08 \$25,000 General Funds and for FY2008-09 \$25,000
24 General Funds to carry out obligations of the agency under the
25 Unmarked Human Burial Sites and Skeletal Remains Protection Act,

1 which shall only be used for such purpose.

2 It is the intent of the Legislature that the Nebraska
3 State Historical Society shall continue to budget and account for
4 each of the branch museums at the subprogram level within this
5 program.

6 Appropriations shall only be expended for the operation,
7 construction, maintenance, or repair of a gift of real property
8 after that property has been approved for acceptance by the
9 Governor and the Legislature as required under section 81-1108.33.

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

13 No. 43 - Departmental Administration

14 No. 258 - Library/Archives Division

15 No. 541 - Museum Operation

16 No. 542 - Branch Museums

17 No. 543 - Archeology Division

18 No. 552 - Historic Preservation

19 No. 632 - Hall of Fame Commission

20 No. 647 - Skeletal Remains Protection

21 No. 653 - Gerald R. Ford Conservation Center

22 Sec. 84. Laws 2007, LB 321, section 215, is amended to
23 read:

24 Sec. 215. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
25 SERVICES

1	Program No. 591 - Tort Claims		
2		FY2007-08	FY2008-09
3	GENERAL FUND	210,000	210,000
4	CASH FUND	50,000	50,000
5	PROGRAM TOTAL	260,000	260,000
6	SALARY LIMIT	-0-	-0-

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

- 9 (a) \$172 from the Department of Motor Vehicles;
10 (b) \$26,433 from the Department of Roads; and
11 (c) \$4,163 from the Game and Parks Commission.

12 Such sums shall be transferred to the risk management and
13 state claims division no later than August 1, 2007, or in four
14 equal payments on August 1, October 1, January 1, and April 1, at
15 the discretion of the Risk Manager.

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

- 18 ~~(a) \$172 from the Department of Motor Vehicles;~~
19 ~~(b) \$26,433 from the Department of Roads; and~~
20 ~~(c) \$4,163 from the Game and Parks Commission.~~
21 (a) \$208 from the Department of Labor;
22 (b) \$6,137 from the Department of Roads; and
23 (c) \$1,004 from the Department of Administrative
24 Services.

25 Such sums shall be transferred to the risk management and

1 state claims division no later than August 1, 2008, or in four
2 equal payments on August 1, October 1, January 1, and April 1, at
3 the discretion of the Risk Manager.

4 It is the intent of the Legislature that transfers
5 specified in this section for FY2008-09 be adjusted by the One
6 Hundredth Legislature, Second Session, 2008, in accordance with
7 information available after July 1, 2007.

8 Sec. 85. Laws 2007, LB 321, section 230, is amended to
9 read:

10 Sec. 230. AGENCY NO. 69 - NEBRASKA ARTS COUNCIL
11 Program No. 326 - Promotion and Development of the Arts

	FY2007-08	FY2008-09
12 GENERAL FUND	606,381	614,908
13 CASH FUND	10,000	10,000
14 FEDERAL FUND est.	128,590	128,590
15 PROGRAM TOTAL	744,971	753,498
16 SALARY LIMIT	422,468	432,834
17 SALARY LIMIT	<u>423,057</u>	<u>433,635</u>

18 It is the intent of the Legislature that the Nebraska
19 Arts Council work with the office of the Chief Information Officer
20 to review and analyze the information technology and communication
21 requirements of the agency and to determine the most efficient and
22 cost-effective methods to manage information and provide services
23 to constituent groups.

24 Sec. 86. Laws 2007, LB 321, section 236, is amended to

LB 959

LB 959

1 read:

2 Sec. 236. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
3 DEVELOPMENT

4 Program No. 600 - Administration

	FY2007-08	FY2008-09
5		
6	1,270,990	1,197,591
7	<u>1,270,990</u>	<u>1,297,591</u>
8	286,065	286,145
9	146,291	146,291
10	1,703,346	1,630,027
11	<u>1,703,346</u>	<u>1,730,027</u>
12	927,314	946,732

13 There is included in the appropriation to this program
14 for FY2007-08 \$113,850 General Funds and \$15,000 Cash Funds for
15 state aid, which shall only be used for such purpose. There is
16 included in the appropriation to this program for FY2008-09 ~~\$-0-~~
17 \$100,000 General Funds and \$15,000 Cash Funds for state aid, which
18 shall only be used for such purpose.

19 Sec. 87. Laws 2007, LB 321, section 238, is amended to
20 read:

21 Sec. 238. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
22 DEVELOPMENT

23 Program No. 603 - Industrial Recruitment

	FY2007-08	FY2008-09
24		
25	2,878,636	2,941,508

LB 959

LB 959

1	<u>GENERAL FUND</u>	<u>2,878,636</u>	<u>2,841,508</u>
2	CASH FUND	6,490,285	6,490,324
3	FEDERAL FUND est.	325,515	325,515
4	PROGRAM TOTAL	9,694,436	9,757,347
5	<u>PROGRAM TOTAL</u>	<u>9,694,436</u>	<u>9,657,347</u>
6	SALARY LIMIT	1,467,370	1,503,028

7 The unexpended Cash Fund appropriation balance existing
8 on June 30, 2007, is hereby reappropriated.

9 There is included in the appropriation to this program
10 for FY2007-08 \$377,500 General Funds, \$6,357,944 Cash Funds, and
11 \$249,341 Federal Funds estimate for state aid, which shall only
12 be used for such purpose. There is included in the appropriation
13 to this program for FY2008-09 ~~\$377,500~~ \$277,500 General Funds,
14 \$6,357,944 Cash Funds, and \$249,341 Federal Funds estimate for
15 state aid, which shall only be used for such purpose.

16 Sec. 88. Laws 2007, LB 321, section 239, is amended to
17 read:

18 Sec. 239. AGENCY NO. 72 - DEPARTMENT OF ECONOMIC
19 DEVELOPMENT

20 Program No. 618 - Tourism Promotion

21		FY2007-08	FY2008-09
22	GENERAL FUND	500,000	500,000
23	CASH FUND	3,373,305	3,402,173
24	<u>CASH FUND</u>	<u>3,623,305</u>	<u>3,402,173</u>
25	FEDERAL FUND est.	959,815	959,815

LB 959

LB 959

1	PROGRAM TOTAL	4,833,120	4,861,988
2	<u>PROGRAM TOTAL</u>	<u>5,083,120</u>	<u>4,861,988</u>
3	SALARY LIMIT	722,206	739,182

4 There is included in the appropriation to this program
5 for FY2007-08 \$500,000 General Funds and \$108,000 Cash Funds for
6 state aid, which shall only be used for such purpose. There
7 is included in the appropriation to this program for FY2008-09
8 \$500,000 General Funds and \$108,000 Cash Funds for state aid, which
9 shall only be used for such purpose.

10 The General Fund state aid appropriation to this program
11 shall be used to provide a system of dollar-for-dollar matching
12 grants to area or regional promotional groups for advertising,
13 marketing, and promotional efforts.

14 There is included in the appropriation to this program
15 \$250,000 Cash Funds for FY2007-08 to provide funding for
16 promotional and visitor development activities related to the
17 hosting of an Olympic Team Trial event by a city of the
18 metropolitan class.

19 Sec. 89. Laws 2007, LB 321, section 244, is amended to
20 read:

21 Sec. 244. AGENCY NO. 76 - COMMISSION ON INDIAN AFFAIRS
22 Program No. 584 - Indian Affairs

23		FY2007-08	FY2008-09
24	GENERAL FUND	191,223	196,919

LB 959

LB 959

1	<u>PROGRAM TOTAL</u>	<u>191,223</u>	<u>196,919</u>
2	<u>SALARY LIMIT</u>	<u>119,120</u>	<u>122,093</u>
3	<u>GENERAL FUND</u>	<u>189,623</u>	<u>196,919</u>
4	<u>CASH FUND</u>	<u>1,600</u>	<u>-0-</u>
5	<u>PROGRAM TOTAL</u>	<u>191,223</u>	<u>196,919</u>
6	<u>SALARY LIMIT</u>	<u>122,180</u>	<u>125,153</u>

7 Sec. 90. Laws 2007, LB 321, section 245, is amended to
8 read:

9 Sec. 245. AGENCY NO. 77 - COMMISSION OF INDUSTRIAL
10 RELATIONS

11 Program No. 531 - Administration

12		FY2007-08	FY2008-09
13	<u>GENERAL FUND</u>	<u>282,770</u>	<u>291,636</u>
14	<u>PROGRAM TOTAL</u>	<u>282,770</u>	<u>291,636</u>
15	<u>SALARY LIMIT</u>	<u>166,448</u>	<u>169,431</u>

16		<u>FY2007-08</u>	<u>FY2008-09</u>
17	<u>GENERAL FUND</u>	<u>282,770</u>	<u>193,589</u>
18	<u>PROGRAM TOTAL</u>	<u>282,770</u>	<u>193,589</u>
19	<u>SALARY LIMIT</u>	<u>166,448</u>	<u>80,728</u>

20 Sec. 91. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

21 (1) For purposes of this act, (a) SALARY LIMIT shall mean
22 total expenditures for permanent and temporary salaries and per
23 diems and (b) total expenditures for permanent and temporary
24 salaries and per diems shall mean all remuneration paid to

1 employees treated as taxable compensation by the Internal Revenue
2 Service or subject to social security coverage, specifically
3 including payments accounted for as vacation, holidays, sick leave,
4 military leave, funeral leave, maternity leave, administrative
5 leave, compensatory time, deferred compensation, or any other
6 similar form, and amounts withheld pursuant to law, but excluding
7 state contributions for social security, retirement, and employee
8 insurance plans.

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

21 (3) Expenditures for permanent and temporary salaries
22 resulting from awards made to employees under sections 81-1346 to
23 81-1354 shall be in addition to the limitations on permanent and
24 temporary salaries and per diems otherwise shown in this act.

25 (4) The limitation on expenditures for permanent and

1 temporary salaries and per diems for FY2008-09 as enumerated in
2 this act shall be the basis for continuation funding for each
3 fiscal year of the succeeding biennium.

4 (5) The limitation on expenditures for permanent and
5 temporary salaries and per diems for FY2008-09 shall be increased
6 by certified encumbrance amounts from FY2007-08 for permanent and
7 temporary salaries and per diems. Encumbered amounts shall be
8 calculated in accordance with section 81-138.01.

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

13 Sec. 92. Original Laws 2007, LB 319, section 9; Laws
14 2007, LB 320, sections 29, 30, and 49; and Laws 2007, LB 321,
15 sections 23, 24, 32, 46, 48, 49, 50, 55, 69, 88, 107, 119, 120,
16 122, 123, 124, 177, 180, 182, 187, 215, 230, 236, 238, 239, 244,
17 and 245, are repealed.

18 Sec. 93. Since an emergency exists, this act takes effect
19 when passed and approved according to law.