

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION
LEGISLATIVE BILL 988A

FINAL READING

Introduced by Raikes, 25.

Read first time March 10, 2008

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 2007, LB
2 321, section 49; to change appropriations to aid in
3 carrying out the provisions of Legislative Bill 988, One
4 Hundredth Legislature, Second Session, 2008; to state
5 intent regarding appropriations; to repeal the original
6 section; and to declare an emergency.
7 Be it enacted by the people of the State of Nebraska,

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1 Section 1. Laws 2007, LB 321, section 49, is amended to
2 read:

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

	FY2007-08	FY2008-09
6 GENERAL FUND	952,197,997	1,036,530,133
7 <u>GENERAL FUND</u>	<u>952,197,997</u>	<u>1,027,559,109</u>
8 CASH FUND	2,282,938	2,282,938
9 FEDERAL FUND est.	254,923,780	262,443,987
10 PROGRAM TOTAL	1,209,404,715	1,301,257,058
11 <u>PROGRAM TOTAL</u>	<u>1,209,404,715</u>	<u>1,292,286,034</u>

12 There is included in the appropriation to this
13 program for FY2007-08 \$952,197,997 General Funds, \$2,282,938
14 Cash Funds, and \$254,923,780 Federal Funds estimate for state
15 aid, which shall only be used for such purpose. There is
16 included in the appropriation to this program for FY2008-09
17 ~~\$1,036,530,133~~ \$1,027,559,109 General Funds, \$2,282,938 Cash Funds,
18 and \$262,443,987 Federal Funds estimate for state aid, which shall
19 only be used for such purpose.

20 There is included in the amount shown for FY2007-08
21 \$753,555,548 General Funds which are hereby appropriated to
22 the Tax Equity and Educational Opportunities Fund, which
23 fund is hereby appropriated to provide state aid to public
24 school districts pursuant to the Tax Equity and Educational
25 Opportunities Support Act. There is included in the amount shown
26 for FY2008-09 ~~\$832,498,267~~ \$823,527,243 General Funds which are

1 hereby appropriated to the Tax Equity and Educational Opportunities
2 Fund, which fund is hereby appropriated to provide state aid to
3 public school districts pursuant to the Tax Equity and Educational
4 Opportunities Support Act.

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

10 There is included in the amount shown for this program
11 \$435,000 General Funds provided as state aid for FY2007-08 and
12 \$450,000 General Funds provided as state aid for FY2008-09 to carry
13 out the provisions of subsection (2) of section 79-734.

14 There is included in the amount shown for this program
15 \$3,626,267 General Funds provided as state aid for FY2007-08 and
16 \$3,615,426 General Funds provided as state aid for FY2008-09 for
17 early childhood education projects.

18 There is included in the amount shown for this program
19 \$8,266,325 General Funds provided as state aid for FY2007-08 and
20 \$8,266,325 General Funds provided as state aid for FY2008-09 for
21 core services for educational service units.

22 There is included in the amount shown for this program
23 \$2,566,013 General Funds provided as state aid for FY2007-08 and
24 \$2,566,013 General Funds provided as state aid for FY2008-09 for
25 technology infrastructure for educational service units.

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1 There is included in the amount shown for this program
2 \$530,300 General Funds provided as state aid for FY2007-08 and
3 \$530,300 General Funds provided as state aid for FY2008-09 for
4 distance education aid to educational service units.

5 There is included in the amount shown for this program
6 \$2,336,921 General Funds provided as state aid for FY2007-08 and
7 \$2,336,921 General Funds provided as state aid for FY2008-09 for
8 programs for learners with high ability.

9 There is included in the amount shown for this program
10 \$271,378 General Funds provided as state aid for FY2007-08 and
11 \$271,378 General Funds provided as state aid for FY2008-09 for the
12 school breakfast program.

13 There is included in the amount shown for this program
14 \$421,087 General Funds provided as state aid for FY2007-08 and
15 \$421,087 General Funds provided as state aid for FY2008-09 for the
16 school lunch program.

17 There is included in the amount shown for this program
18 \$230,574 General Funds provided as state aid for FY2007-08 and
19 \$230,574 General Funds provided as state aid for FY2008-09 for
20 adult basic education programs.

21 There is included in the amount shown for this program
22 \$450,000 General Funds provided as state aid for FY2007-08 and
23 \$450,000 General Funds provided as state aid for FY2008-09 for the
24 Career Education Partnership Act.

25 The unexpended appropriation balance of the \$2,000,000

1 Cash Funds appropriated from the School District Reorganization
2 Fund for base year reorganization incentives existing on June 30,
3 2007, is hereby reappropriated.

4 On or before October 1 of each year, the Department of
5 Health and Human Services and the State Department of Education
6 shall jointly certify to the budget administrator of the budget
7 division of the Department of Administrative Services the amount
8 of federal medicaid funds paid to school districts pursuant to
9 the Early Intervention Act for special education services for
10 children age five years and older. The General Fund appropriation
11 to the State Department of Education, Program 158, for state
12 special education aid shall be decreased by an amount equal to
13 the amount that would have been reimbursed with state General
14 Funds to the school districts through the special education
15 reimbursement process for special education services for children
16 age five years and older that was paid to school districts or
17 approved cooperatives with federal medicaid funds. There is hereby
18 appropriated from the General Fund an amount equal to the amount
19 certified to the budget administrator for FY2007-08 and FY2008-09
20 to the Department of Health and Human Services to aid in carrying
21 out the provisions of Laws 1991, LB 701. The budget administrator
22 shall distribute the amount appropriated between budget programs
23 according to percentages certified by the Department of Health and
24 Human Services.

25 It is the intent of the Legislature that the changes made

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1 by Legislative Bill 959, section 69, to Laws 2007, LB321, section
2 49, are null and void and are superseded by the changes made by
3 this legislative bill.

4 Sec. 2. Original Laws 2007, LB 321, section 49, is
5 repealed.

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