

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 320

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

Read first time January 11, 2007

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to define terms; to
2 appropriate funds for capital construction and property
3 acquisition as prescribed; to state intent; to require
4 program statements; to provide an operative date; and to
5 declare an emergency.
6 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, FY2006-07 means the period July 1, 2006,
5 through June 30, 2007, FY2007-08 means the period July 1, 2007,
6 through June 30, 2008, FY2008-09 means the period July 1, 2008,
7 through June 30, 2009, FY2009-10 means the period July 1, 2009,
8 through June 30, 2010, and FY2010-11 means the period July 1, 2010,
9 through June 30, 2011.

10 Sec. 2. APPROPRIATION LANGUAGE.

11 There are hereby appropriated, for FY2007-08 and
12 FY2008-09, the sums set forth in this act to each agency for
13 each program from the respective funds for capital construction
14 projects, land acquisition, lease-purchase arrangements, and major
15 equipment acquisition, except as otherwise appropriated.

16 Sec. 3. REAPPROPRIATION OF BALANCE, FY2007-08 to
17 FY2008-09.

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 to the respective
21 agencies, programs, and funds listed in this act, except as
22 otherwise provided in this act.

23 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

24 The definitions contained in the Nebraska Accounting
25 System Manual, and any amendments thereto, on file with the Clerk

1 of the Legislature are hereby adopted by the Legislature as the
2 definitions for this act.

3 Sec. 5. DRAWING AND PAYING WARRANTS.

4 The Director of Administrative Services shall draw
5 warrants upon the proper fund in the state treasury for an amount
6 not to exceed the appropriations set forth in this act upon
7 presentation of proper documentation. The State Treasurer shall pay
8 the warrants out of the appropriate funds.

9 Sec. 6. It is the intent of the Legislature that
10 the appropriations for capital facilities follow an orderly and
11 reasonable process based upon defined and documented need and an
12 analysis of the utilization of existing facilities.

13 The biennial appropriations contained in this act
14 covering FY2007-08 and FY2008-09, which have been designated for
15 planning, require from the agency a complete program statement
16 prepared in accordance with the Procedural Manual for Capital
17 Construction as approved by the state building division of
18 the Department of Administrative Services. Projects directly
19 related to program continuation such as fire and life safety,
20 maintenance, utility improvements, handicapped access, and master
21 planning require a statement of needs prepared in accordance with
22 the manual. An appropriation for drawings and construction may
23 be recommended only after submission of an acceptable program
24 statement or statement of needs on or before September 15 to the
25 state building division, the budget division of the Department of

1 Administrative Services, and the Legislative Fiscal Analyst.

2 Program statements that have been submitted prior to
3 FY2007-08 shall be updated if necessary and resubmitted during
4 the period July 1, 2007, to September 1, 2007. Program statements
5 that have been submitted prior to FY2008-09 shall be updated
6 if necessary and resubmitted during the period July 1, 2008, to
7 September 1, 2008, by agency priority. Such priority shall be
8 subject to final modification by the governing authority of each
9 agency on or before September 15, 2008.

10 Sec. 7. It is the intent of the Legislature that agencies
11 should construct or renovate facilities in such a manner as
12 to provide the greatest cost-effective energy savings possible.
13 Design criteria emphasizing efficiency, functionality, and energy
14 conservation shall be reflected in program statements, schematic
15 design documents, design development documents, and construction
16 documents. The state building division of the Department of
17 Administrative Services and the State Energy Office shall provide
18 technical assistance to the state agencies, upon request, to assist
19 them in providing for energy-efficient new or renovated facilities.

20 Sec. 8. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
21 SERVICES

22 Program No. 924 - Parking Lots

23	FY2007-08	FY2008-09	FUTURE
24 NEBRASKA CAPITAL			
25 CONSTRUCTION FUND	300,000	-0-	-0-

1	PROGRAM TOTAL	300,000	-0-	-0-
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2 The appropriation contained in this program is intended
3 for the resurfacing of streets and parking lots on the grounds
4 of the Grand Island Veterans' Home. There shall be no further
5 appropriation for this project.

6 Sec. 9. AGENCY NO. 27 - DEPARTMENT OF ROADS

7 Program No. 901 - Facility Improvements

		FY2007-08	FY2008-09	FUTURE
8				
9	CASH FUND	5,000,000	5,000,000	-0-
10	PROGRAM TOTAL	5,000,000	5,000,000	-0-

11 The Department of Roads is hereby authorized to make
12 improvements statewide. There is included in the appropriation to
13 this program for FY2007-08 \$5,000,000 cash funds and for FY2008-09
14 \$5,000,000 cash funds to make such improvements. It is intended
15 that the following projects be undertaken with funds appropriated
16 to this program:

17 Purchase of property with existing buildings-no
18 modifications required - Alliance

19 Office-Shop-Equip Storage Bldg, Salt Storage, New Yard -
20 Gretna

21 Planning for Building Projects - Statewide

22 District Oper Ctr-Office Addition - Grand Island

23 Office-Shop-Equip Storage Bldg - Valentine

24 Office-Shop-Equip Storage, Salt Storage - Holdrege

1 Office-Shop-Equip Storage, Salt Storage - Wallace
 2 Equipment Storage Bldg - Greenwood
 3 Bulk Salt Storage - Statewide
 4 Expenditures by the Department of Roads during the
 5 2007-09 biennium for the preparation of future biennial program
 6 statements and future project planning expenses shall not exceed an
 7 aggregate total of \$250,000.

8 Sec. 10. AGENCY NO. 28 - DEPARTMENT OF VETERANS AFFAIRS
 9 Program No. 937 - Alliance State Veteran's Cemetery

	FY2007-08	FY2008-09	FUTURE
11 FEDERAL FUND est.	3,400,000	-0-	-0-
12 PROGRAM TOTAL	3,400,000	-0-	-0-

13 The Legislature hereby acknowledges and reaffirms the
 14 directive made in Laws 2006, LB 996, sections 1 through 10 and
 15 LB 996A, section 1, which authorizes the Department of Veterans
 16 Affairs to carry out the provisions of Legislative Bill 996,
 17 Ninety-ninth Legislature, Second Session, 2006. The total cost of
 18 this project from the State Building Fund shall not exceed \$75,000.

19 There is included in this appropriation to this program
 20 for FY2007-08 an estimated \$3,400,000 from federal funds to
 21 complete this project.

22 The funds appropriated from the State Building Fund to
 23 this project may be used as a match for available federal or other
 24 funds. Nothing in this section shall be construed so as to prohibit
 25 the use of any private, local funds as a match for any available

1 federal or other funds.

2 Sec. 11. AGENCY NO. 33 - GAME AND PARKS COMMISSION

3 Program No. 900 - State Park System Facility Improvements

	FY2007-08	FY2008-09	FUTURE
4 CASH FUND	175,000	100,000	-0-
5 PROGRAM TOTAL	175,000	100,000	-0-

7 The Game and Parks Commission is hereby authorized to
 8 maintain and improve basic facilities of the state park system.
 9 There is included in the appropriation to this program for
 10 FY2007-08 \$175,000 cash funds and for FY2008-09 \$100,000 cash
 11 funds for this purpose.

12 The Game and Parks Commission is hereby authorized to
 13 develop new, maintain, and improve boating facilities. It is the
 14 intent of the Legislature that the Game and Parks Commission shall
 15 apply for and make maximum use of federal funding on all capital
 16 construction projects which are eligible for such assistance.

17 Sec. 12. AGENCY NO. 33 - GAME AND PARKS COMMISSION

18 Program No. 901 - State Parks Facilities Deferred
 19 Maintenance

	FY2007-08	FY2008-09	FUTURE
20 CASH FUND	300,000	300,000	-0-
21 PROGRAM TOTAL	300,000	300,000	-0-

23 The Game and Parks Commission is hereby authorized to
 24 make deferred repair and maintenance improvements at facilities in
 25 the state park system, and replace and upgrade facilities in the

1 state park system, with the appropriation to this program.

2 Sec. 13. AGENCY NO. 33 - GAME AND PARKS COMMISSION

3 Program No. 967 - Improvements to State Parks

4	FY2007-08	FY2008-09	FUTURE	
5	CASH FUND	1,155,000	966,000	-0-
6	PROGRAM TOTAL	1,155,000	966,000	-0-

7 The Game and Parks Commission is hereby authorized to
 8 make state parks improvements statewide with the appropriation to
 9 this program.

10 It is intended that the following projects be undertaken
 11 with funds appropriated to this program for FY2007-08:

12	Swimming Pool & Bath House -	100,000
13	Platte River State Park	
14	Contingency-State Parks - State	55,000
15	Ponca Cabin Dev - Ponca	950,000
16	Renovate Hist. Bldgs. - Fort Robinson	50,000

17 It is intended that the following projects be undertaken
 18 with the funds appropriated to this program for FY2008-09:

19	Renovate Hist. Bldgs. - Fort Robinson	100,000
20	New Picnic Shelters -	20,000
21	Platte River State Park	
22	Contingency-State Parks - State	46,000
23	Ponca Cabin Dev - Ponca	800,000

24 Sec. 14. AGENCY NO. 33 - GAME AND PARKS COMMISSION

25 Program No. 969 - Improvements to State Recreation Areas

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	FY2007-08	FY2008-09	FUTURE
1			
2 CASH FUND	105,000	69,250	-0-
3 PROGRAM TOTAL	105,000	69,250	-0-

4 The Game and Parks Commission is hereby authorized
5 to make state recreation area improvements statewide with the
6 appropriation to this program.

7 It is intended that the following projects be undertaken
8 with funds appropriated to this program for FY2007-08:

9	Contingency-Rec Areas - Statewide		5,000
10	Boat Slips -		100,000
11	Lewis & Clark Reservoir		

12 It is intended that the following projects be undertaken
13 with funds appropriated to this program for FY2008-09:

14	Contingency-Rec Areas -		9,250
15	Statewide		
16	Shower/Latrine Facility -		60,000
17	Willow Creek SRA		

18 Sec. 15. AGENCY NO. 33 - GAME AND PARKS COMMISSION
19 Program No. 971 - Improvements to Wildlife Management
20 Areas

	FY2007-08	FY2008-09	FUTURE
21			
22 CASH FUND	540,000	130,000	-0-
23 PROGRAM TOTAL	540,000	130,000	-0-

24 The Game and Parks Commission is hereby authorized

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1 to make improvements statewide to basic facilities at wildlife
2 management areas.

3 It is intended that the following projects be undertaken
4 with funds appropriated to this program for FY2007-08:

5	Improvements Statewide -	260,000
6	Wildlife Management Areas	
7	Campground Renovation -	130,000
8	Big Alkali Wildlife	
9	Management Area	
10	Construct a Center for Wildlife	
11	Studies - Sacramento-Wilcox	
12	Wildlife Management Area	150,000

13 It is intended that the following projects be undertaken
14 with funds appropriated to this program for FY2008-09:

15	Campground Renovation -	130,000
16	Big Alkali Wildlife	
17	Management Area	

18 Sec. 16. AGENCY NO. 33 - GAME AND PARKS COMMISSION

19 Program No. 972 - Improvements to Administrative
20 Facilities

21		FY2007-08	FY2008-09	FUTURE
22	CASH FUND	79,200	-0-	-0-
23	PROGRAM TOTAL	79,200	-0-	-0-

24 The Game and Parks Commission is hereby authorized to
25 construct an office and storage extension to the Alliance office

1 building for fisheries staff.

2 Sec. 17. AGENCY NO. 33 - GAME AND PARKS COMMISSION

3 Program No. 973 - Improvements to Fish Production
4 Facilities

	FY2007-08	FY2008-09	FUTURE
6 CASH FUND	230,000	-0-	-0-
7 PROGRAM TOTAL	230,000	-0-	-0-

8 The Game and Parks Commission is hereby authorized to
9 make fisheries improvements statewide, such as improvements to
10 hatcheries and the acquisition and development of fishing access
11 facilities, with the appropriation to this program.

12 Sec. 18. AGENCY NO. 33 - GAME AND PARKS COMMISSION

13 Program No. 975 - Emergency Repairs to State Park System
14 Areas

	FY2007-08	FY2008-09	FUTURE
16 CASH FUND	100,000	100,000	-0-
17 PROGRAM TOTAL	100,000	100,000	-0-

18 The Game and Parks Commission is hereby authorized to
19 make emergency repairs to facilities in the state park system with
20 the appropriation to this program.

21 Sec. 19. AGENCY NO. 33 - GAME AND PARKS COMMISSION

22 Program No. 976 - Emergency Repairs - Fish and Wildlife
23 Facilities

	FY2007-08	FY2008-09	FUTURE
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1	CASH FUND	100,000	-0-	-0-
2	PROGRAM TOTAL	100,000	-0-	-0-

3 The Game and Parks Commission is hereby authorized to
4 make emergency repairs to hatcheries, wildlife management areas,
5 refuges, and other facilities related to fish and wildlife
6 management with the appropriation to this program.

7 Sec. 20. AGENCY NO. 33 - GAME AND PARKS COMMISSION

8 Program No. 980 - Canyon Ponds and Aquarium Renovation -
9 Schramm State Recreation Area

10		FY2007-08	FY2008-09	FUTURE
11	CASH FUND	250,000	250,000	-0-
12	PROGRAM TOTAL	250,000	250,000	-0-

13 The Game and Parks Commission is hereby authorized to
14 make improvements to ponds, sidewalks, viewing areas, pond dams,
15 and hatch house at the Schramm State Recreational Area. The
16 Game and Parks shall also incorporate ADA accessibility in these
17 improvements to comply with the Americans with Disabilities Act,
18 1990.

19 There is included in this appropriation to this program
20 for FY2007-08 \$250,000 and for FY2008-09 \$250,000 to complete this
21 work.

22 Sec. 21. AGENCY NO. 33 - GAME AND PARKS COMMISSION

23 Program No. 981 - Aquatic Habitat Enhancement and
24 Restoration

1	FY2007-08	FY2008-09	FUTURE
2 CASH FUND	2,750,000	1,250,000	-0-
3 PROGRAM TOTAL	2,750,000	1,250,000	-0-

4 The Game and Parks Commission is hereby authorized
 5 to enhance and rehabilitate aquatic habitat statewide with the
 6 appropriation to this program.

7 It is intended that the following projects be undertaken
 8 with funds appropriated for this program for FY2007-08:

9 Aquatic Habitat Restoration -	1,000,000
10 Statewide	
11 Cunningham Reservoir Restoration	1,750,000
12 Phase II	

13 It is intended that the following projects be undertaken
 14 with funds appropriated for this program for FY2008-09:

15 Aquatic Habitat Restoration -	750,000
16 Statewide	
17 Cunningham Reservoir Restoration -	500,000
18 Phase II	

19 Sec. 22. AGENCY NO. 33 - GAME AND PARKS COMMISSION

20 It is the intent of the Legislature that the Game and
 21 Parks Commission shall apply for and make maximum use of federal
 22 funding on all capital construction projects which are eligible
 23 for such assistance. It is the intent of the Legislature that all
 24 funds appropriated to the Game and Parks Commission for capital
 25 construction projects shall only be spent for the purpose of the

1 original appropriation.

2 Sec. 23. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL
3 SERVICES

4 Program No. 919 - Nebraska Correctional Treatment Center

	FY2007-08	FY2008-09	FUTURE
6 STATE BUILDING FUND	200,000	3,000,000	13,300,000
7 PROGRAM TOTAL	200,000	3,000,000	13,300,000

8 The Department of Correctional Services is hereby
9 authorized to design and construct a new correctional substance
10 abuse treatment center with the appropriation to this program. The
11 total project cost shall not exceed \$16,500,000.

12 There is included in the appropriation to this program
13 for FY2007-08 \$200,000 from the State Building Fund to prepare
14 planning documents up to the design development level of planning.

15 There is included in the appropriation to this program
16 for FY2008-09 \$3,000,000 from the State Building Fund to prepare
17 construction documents, to bid and award a construction contract,
18 and to begin construction of the project.

19 It is the intent of the Legislature to appropriate
20 \$6,650,000 from the State Building Fund for FY2009-10 and
21 \$6,650,000 from the State Building Fund for FY2010-11 to complete
22 the project.

23 Sec. 24. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL
24 SERVICES

25 Program No. 920 - Correctional Industries Building

1 Additions

2		FY2007-08	FY2008-09	FUTURE
3	REVOLVING FUND	1,200,000	2,645,000	-0-
4	PROGRAM TOTAL	1,200,000	2,645,000	-0-

5 The Department of Correctional Services is hereby
 6 authorized to renovate and build additions to correctional
 7 industries buildings at the Tecumseh State Correctional
 8 Institution, the Nebraska Correctional Center for Women at York,
 9 and the Omaha Correctional Center with the appropriation to this
 10 program. The total project cost shall not exceed \$3,845,000.

11 There is included in the appropriation to this program
 12 for FY2007-08 \$1,200,000 from the Correctional Industries Revolving
 13 Fund to begin construction of these projects.

14 There is included in the appropriation to this program
 15 for FY2008-09 \$2,645,000 from the Correctional Industries Revolving
 16 Fund to complete the construction of these projects.

17 Sec. 25. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL
 18 SERVICES

19 Program No. 921 - Nebraska State Penitentiary Flood
 20 Improvements

21		FY2007-08	FY2008-09	FUTURE
22	STATE BUILDING FUND	900,000	1,220,000	1,220,000
23	PROGRAM TOTAL	900,000	1,220,000	1,220,000

24 The Department of Correctional Services is hereby
 25 authorized to participate with the City of Lincoln, Nebraska,

1 and the Lower Platte South Natural Resources District in making
2 drainage improvements to Beal Slough for the purpose of flood
3 proofing the Nebraska State Penitentiary's Central Utility Plant
4 and removing the Nebraska State Penitentiary complex from the
5 one-hundred-year floodplain. The total project cost from State
6 Funds shall not exceed \$3,340,000.

7 There is included in the appropriation to this program
8 for FY2007-08 \$900,000 from the State Building Fund for Part
9 One of the project which shall only be used by the Department
10 of Correctional Services for the state's cost of flood proofing
11 the Nebraska State Penitentiary's Central Utility Plant. At
12 the direction of the Director of Correctional Services, this
13 appropriation may be directly administered by the Department of
14 Correctional Services or contracted with either the City of Lincoln
15 or the Lower Platte South Natural Resources District to provide
16 reimbursement of actual costs paid and certified in writing by the
17 contracting local political subdivision, not to exceed \$900,000, to
18 complete Part One of the project.

19 There is included in the appropriation to this program
20 for FY2008-09 \$1,220,000 from the State Building Fund for Part Two
21 of the project for the remainder of the flood improvement work
22 which shall only be expended by the Department of Correctional
23 Services as a separate contract with the City of Lincoln to begin
24 work on Part Two of the project.

25 It is the intent of the Legislature to appropriate to

1 this program for FY2009-10 \$1,220,000 from the State Building
2 Fund for Part Two of the project for the remainder of the flood
3 improvement work which shall only be expended by the Department
4 of Correctional Services as a separate contract with the City of
5 Lincoln to complete work on Part Two of the project.

6 The Department of Correctional Services shall reimburse
7 the City of Lincoln by means of a separate contract not to exceed
8 \$1,220,000 for FY2008-09 and by means of a separate contract not
9 to exceed \$1,220,000 for FY2009-10, subject to appropriation by the
10 One Hundredth and First Legislature, for completion of Part Two of
11 the project, which shall be paid on a quarterly basis beginning as
12 soon as administratively possible on or after October 1, 2008, for
13 one-third of all expenses actually paid for Part Two of the project
14 by the City of Lincoln, as certified in writing each quarter by
15 the Mayor of the City of Lincoln, to the Director of Correctional
16 Services, except that no state funds shall be expended on Part
17 Two of this project until the Mayor of the City of Lincoln has
18 certified in writing to the Director of Correctional Services that
19 a combined total of \$4,880,000 has been appropriated by the City
20 of Lincoln and the Lower Platte South Natural Resources District
21 and has made such funds available to fully complete the Beal Slough
22 Flood Improvement Project.

23 Sec. 26. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
24 TELECOMMUNICATIONS COMMISSION

25 Program No. 901 - Satellite System

1		FY2007-08	FY2008-09	FUTURE
2	STATE BUILDING FUND	100,000	100,000	-0-
3	PROGRAM TOTAL	100,000	100,000	-0-

4 The Legislature hereby acknowledges and reaffirms the
5 directive made by Laws 2000, LB 1217, section 32, which authorizes
6 the Nebraska Educational Telecommunications Commission to replace
7 Network 3 equipment with the appropriation to this program. This
8 project should be completed in FY2008-09.

9 It is estimated that in FY2007-08 and again in FY2008-09
10 that old satellite equipment will be replaced, along with outdated
11 codecs, transceivers, and modems, with the appropriation to this
12 program. However, expenditures are not limited to these specific
13 pieces of equipment.

14 Sec. 27. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
15 TELECOMMUNICATIONS COMMISSION

16 Program No. 911 - Digitization (DTV) Equipment and
17 Satellite Bandwidth Replacement

18		FY2007-08	FY2008-09	FUTURE
19	STATE BUILDING FUND	5,700,000	5,700,000	4,692,327
20	PROGRAM TOTAL	5,700,000	5,700,000	4,692,327

21 The Legislature hereby acknowledges and reaffirms
22 the directive made by Laws 1999, LB 878, section 30, which
23 authorizes the Nebraska Educational Telecommunications Commission
24 (NETC) to digitize the NETC transmission signal and to replace
25 satellite transponder capacity. This project should be completed

1 in FY2009-10.

2 (1) The commission shall not pledge the credit of the
3 State of Nebraska for the payment of any sum owing on account
4 of such contract or contracts in subsections (1) and (2) of this
5 section, except that there may be pledged for payment of any such
6 contract or contracts any appropriations made by the Legislature
7 for such purpose. No contract or contracts shall be entered into
8 pursuant to subsections (1) and (2) of this section without prior
9 approval by resolution of the commission. The principal amount
10 of the contract or contracts financing the digitization equipment
11 project estimated to be retired by appropriations made to this
12 program is \$23,500,000 and may include an estimated \$2,000,000
13 of digital upgrades or repairs to translators and an estimated
14 \$2,200,000 of heating, ventilating, and air conditioning upgrades,
15 and repairs associated with the installation of digital equipment
16 upgrades at the Terry M. Carpenter Educational Telecommunications
17 Building in Lincoln. The digitization equipment project may include
18 the cost for collocation of transmission towers. The Legislature
19 acknowledges that the total amount of the digitization production
20 equipment project has not been provided for and encourages the
21 commission to aggressively pursue alternative sources of funding
22 for the remainder of the digitization production equipment project.
23 The amount of the digitization equipment project not funded through
24 this program is estimated at \$12,936,905. The principal amount
25 of the contract or contracts financing the satellite transponder

1 capacity replacement project is estimated at \$18,944,000.

2 (2) On or before August 31, 2010, any funds appropriated
3 from the State Building Fund for the digitization equipment project
4 and the satellite transponder capacity replacement project held in
5 the state treasury and held by the trustee which are not necessary
6 to meet the terms of any long-term financing agreements entered
7 into pursuant to this section shall be transferred to the General
8 Fund.

9 (3) The commission may expend funds appropriated to
10 Program 533 to meet incidental administrative expenses associated
11 with the digitization equipment project and the satellite
12 transponder capacity replacement project. The commission may also
13 expend federal funds and private gifts and donations for the same
14 purposes.

15 (4) It is the intent of the Legislature that the Nebraska
16 Educational Telecommunications Commission submit quarterly reports
17 with regard to the costs and associated funding of the digitization
18 equipment project as contained in Program 911, according to the
19 procedures established by the State's Chief Information Office
20 (CIO).

21 Sec. 28. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
22 TELECOMMUNICATIONS COMMISSION

23 Program No. 913 - Carpenter Telecommunications Center
24 Renovation

25 FY2007-08 FY2008-09 FUTURE

1	STATE BUILDING FUND	1,738,671	1,513,671	-0-
2	PROGRAM TOTAL	1,738,671	1,513,671	-0-

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

17 Pursuant to provisions of this section and prior to May
18 23, 2005, the total project cost authorization has been increased
19 by \$250,000. Within additional project expenditure authority
20 granted, the commission may accommodate any current building
21 renewal class 1 requests, the upgrade of stairwells, energy
22 efficient lighting, exterior railings, the upgrade of first floor
23 restrooms, wall treatments, storage space, classroom equipment, and
24 lockable overhead storage space and files for employee workspaces.
25 It is intended that current building renewal class 1 requests

1 be given first priority in use of additional project expenditure
2 authority granted pursuant to this section.

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

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

23 Program No. 922 - Final DTV Transmitter Conversion

24	FY2007-08	FY2008-09	FUTURE
25	STATE BUILDING FUND	-0-	250,000
		900,000	

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1	CASH FUND	31,500	1,165,000	-0-
2	FEDERAL FUNDS est.	116,150	-0-	-0-
3	PROGRAM TOTAL	147,650	1,415,000	900,000

4 The Nebraska Educational Telecommunications Commission
5 is hereby authorized to complete the conversion of the existing
6 NETC system to the new DTV system through upgrades to existing
7 statewide transmission systems, translators, transmitters, and
8 through the removal of antennas, transmission lines, and other
9 outdated equipment associated with the conversion process.

10 There is included in the appropriation to this program
11 for FY2007-08 \$31,500 from cash funds and \$116,150 from federal
12 funds and for FY2008-09 \$250,000 from the State Building Fund and
13 \$1,165,000 from cash funds. In addition to the amounts appropriated
14 in this section, it is intended that \$450,000 be appropriated from
15 the State Building Fund for FY2009-10 and \$450,000 be appropriated
16 from the State Building Fund for FY2010-11 to complete the project.

17 Sec. 30. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
18 TELECOMMUNICATIONS COMMISSION

19 Program No. 991 - UNO TV Equipment Replacement

20		FY2007-08	FY2008-09	FUTURE
21	STATE BUILDING FUND	20,000	-0-	-0-
22	PROGRAM TOTAL	20,000	-0-	-0-

23 The Nebraska Educational Telecommunications Commission is
24 hereby authorized to replace monitor, display processor and related
25 hardware for a master control video monitoring upgrade for KYNE-TV

1 at the University of Nebraska at Omaha.

2 Sec. 31. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
3 NEBRASKA STATE COLLEGES

4 Program No. 920 - Board Facilities Fee Fund Projects

5		FY2007-08	FY2008-09	FUTURE
6	STATE BUILDING FUND	400,000	400,000	-0-
7	REVOLVING FUND est.	952,426	952,426	-0-
8	PROGRAM TOTAL	1,352,426	1,352,426	-0-

9 The Legislature hereby acknowledges and reaffirms the
10 directive made by Laws 1998, LB 1100, sections 6 and 7, which
11 authorizes the Board of Trustees of the Nebraska State Colleges
12 to complete various renewal and renovation projects on all state
13 college campuses with the appropriation to this program.

14 Sec. 32. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
15 NEBRASKA STATE COLLEGES

16 Program No. 919 - State College Facilities Program

17		FY2007-08	FY2008-09	FUTURE
18	STATE BUILDING FUND	1,125,000	1,125,000	12,375,000
19	REVOLVING FUND est.	400,000	600,000	13,200,000
20	PROGRAM TOTAL	1,525,000	1,725,000	25,575,000

21 The Legislature hereby acknowledges and reaffirms the
22 directive made by Laws 2006, LB 605, sections 5, 6, and 7, which
23 authorizes the Board of Trustees of the Nebraska State Colleges
24 to make expenditures from the State College Facilities Program

1 exclusively for deferred maintenance, repair, and renovation
2 projects outlined in section 6 of the act.

3 Sec. 33. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
4 NEBRASKA STATE COLLEGES

5 Program No. 998 - Peru State College Library/Old Gym
6 Renovation and Wayne State College Power Plant Construction

	FY2007-08	FY2008-09	FUTURE
7 STATE BUILDING FUND	2,009,360	2,009,360	-0-
8 PROGRAM TOTAL	2,009,360	2,009,360	-0-

10 The Legislature hereby acknowledges and reaffirms the
11 directive made by Laws 1999, LB 878, section 33, which authorizes
12 the Board of Trustees of the Nebraska State Colleges to design,
13 renovate, and construct as is necessary to provide quality library
14 stack, circulation, classroom, and office space in the combined
15 and connected Library and Old Gym facilities on the Peru State
16 College campus. The total project cost to be supported from state
17 funds is estimated as \$6,630,419. Nonstate tax funds may be used to
18 supplement the project.

19 The Board of Trustees of the Nebraska State Colleges is
20 hereby authorized to design and construct a plant to produce steam
21 and chilled water to meet heating and cooling requirements of the
22 Wayne State College campus. Should it prove to be in the greater
23 long-term financial interest of the State of Nebraska and Wayne
24 State College, the Board of Trustees is alternatively authorized
25 to purchase and improve an existing steam and chilled water

1 production facility to meet heating and cooling requirements of the
2 Wayne State College campus. Prior to exercising its authority to
3 undertake either alternative under provisions of this section, the
4 Board of Trustees shall secure the approval of the Governor. The
5 total project cost to be supported from state funds is estimated
6 as \$3,803,877. Nonstate tax funds may be used to supplement the
7 project.

8 In addition to amounts appropriated in this section from
9 the State Building Fund for FY2007-08 and FY2008-09, it is intended
10 that \$2,009,360 be appropriated to this program from the State
11 Building Fund for each fiscal year. The Board of Trustees may
12 enter into long-term financing contracts with any person, firm, or
13 corporation for purposes of the Peru State College Library/Old Gym
14 Renovation and Addition project and the Wayne State College Power
15 Plant Construction project. The payments of costs of the renovation
16 may occur over a contract period not to extend beyond June 30,
17 2009. The Board of Trustees shall not pledge the credit of the
18 State of Nebraska for the payment of any sum owing on account
19 of such contracts, except that there may be pledged for payment
20 of any such contracts any appropriations made by the Legislature
21 for such purpose. No contracts shall be entered into pursuant to
22 this section without prior approval by resolution of the Board of
23 Trustees. The Board of Trustees may schedule contractual payments
24 on a monthly, quarterly, or semiannual basis consistent with
25 the state fiscal year. On or before August 31, 2009, any funds

1 appropriated from the State Building Fund for the projects held in
 2 the state treasury and held by any trustee which are not necessary
 3 to meet the terms of any long-term financing agreements entered
 4 into pursuant to this section shall be transferred to the General
 5 Fund.

6 Sec. 34. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

7 Program No. 906 - System Facilities Fee Fund Projects

	FY2007-08	FY2008-09	FUTURE
8 STATE BUILDING FUND	5,500,000	5,500,000	-0-
10 CASH FUND est.	5,200,000	5,200,000	5,200,000
11 PROGRAM TOTAL	10,700,000	10,700,000	5,200,000

12 The Legislature hereby acknowledges and reaffirms the
 13 directive made by Laws 1998, LB 1100, sections 3 and 4, which
 14 authorizes the Board of Regents of the University of Nebraska to
 15 complete various renewal and renovation projects on all university
 16 campuses with the appropriation to this program.

17 Sec. 35. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

18 Program No. 915 - Agriculture Field Lab Fund

	FY2007-08	FY2008-09	FUTURE
19 CASH FUND est.	219,267	8,500	8,500
21 PROGRAM TOTAL	219,267	8,500	8,500

22 All receipts of the Agricultural Field Laboratory Fund
 23 are hereby appropriated to the Board of Regents of the University
 24 of Nebraska for the University of Nebraska-Lincoln for FY2007-08

1 and FY2008-09. The unexpended balances in the fund on June 30,
 2 2007, and on June 30, 2008, are hereby reappropriated.

3 Sec. 36. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

4 Program No. 920 - University of Nebraska Facilities
 5 Program

	FY2007-08	FY2008-09	FUTURE
6 STATE BUILDING FUND	5,500,000	5,500,000	121,000,000
7 CASH FUND est.	3,260,000	4,890,000	111,220,000
8 PROGRAM TOTAL	8,760,000	10,390,000	232,220,000

10 The Legislature hereby acknowledges and reaffirms the
 11 directive made by Laws 2006, LB 605, sections 2, 3, and 4,
 12 which authorizes the Board of Regents to make expenditures from
 13 appropriated funds for the University of Nebraska Facilities
 14 Program exclusively for deferred maintenance, repair, renovation,
 15 facility renovation, and facility replacement projects as outlined
 16 in section 3 of the act.

17 Sec. 37. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

18 Program No. 937 - Agricultural Research Land - University
 19 of Nebraska-Lincoln

	FY2007-08	FY2008-09	FUTURE
20 CASH FUND est.	665,156	50,000	52,000
21 PROGRAM TOTAL	665,156	50,000	52,000

23 The Board of Regents of the University of Nebraska is
 24 hereby authorized to sell, pursuant to law and on terms and

1 conditions to be prescribed by the board, real estate which has
 2 been used for agricultural research by the University of Nebraska
 3 when such functions are transferred to other lands more suitable
 4 for agricultural research programs.

5 All proceeds from the sale of such real estate along
 6 with any unexpended balances existing on June 30, 2007, and on
 7 June 30, 2008, together with accrued interest, if any, are hereby
 8 appropriated to the Board of Regents of the University of Nebraska
 9 to the Agricultural Research Land Fund to be used exclusively
 10 for the acquisition, development, and improvement of other real
 11 estate for the agricultural research programs of the University of
 12 Nebraska.

13 Sec. 38. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

14 Program No. 989 - College of Public Affairs and Community
 15 Services Engineering Building Renovation

	FY2007-08	FY2008-09	FUTURE
16 STATE BUILDING FUND	9,572,500	-0-	-0-
17 PROGRAM TOTAL	9,572,500	-0-	-0-

19 The Legislature hereby acknowledges and reaffirms the
 20 directive made by Laws 2005, LB 424, section 38, which authorizes
 21 the Board of Regents of the University of Nebraska to renovate the
 22 Engineering Building at the University of Nebraska at Omaha for the
 23 College of Public Affairs and Community Services. The total project
 24 cost is estimated at \$14,200,000.

1 The Board of Regents of the University of Nebraska shall
 2 not pledge the credit of the State of Nebraska for the payment of
 3 any sum owing on account of such contract, except that there may
 4 be pledged for the payment of any such contract any appropriation
 5 specifically made by the Legislature for such purpose, together
 6 with such funds of the Board of Regents of the University of
 7 Nebraska as the board determines. No contract shall be entered into
 8 pursuant to this section without prior approval by resolution by
 9 the Board of Regents. The Board of Regents may also convey, lease,
 10 or lease back all or any part of the project authorized by this
 11 section and the land on which such project is situated to such
 12 person, firm, or corporation as the Board of Regents may contract
 13 with pursuant to this section to facilitate the long-term payment
 14 of the cost of such project. Any such conveyance or lease shall
 15 provide that when the cost of such project has been paid, together
 16 with interest and other costs thereon, such project and the land
 17 on which such project is located shall become the property of the
 18 Board of Regents.

19 Sec. 39. AGENCY NO. 54 - NEBRASKA STATE HISTORICAL
 20 SOCIETY

21 Program No. 954 - Life Safety ADA Improvements,
 22 Headquarters Building at 1500 R Street, Lincoln

	FY2007-08	FY2008-09	FUTURE
24 STATE BUILDING FUND	100,000	2,165,000	1,263,050
1 CASH FUND	-0-	2,000,000	1,263,050

2	PROGRAM TOTAL	100,000	4,165,000	2,526,100
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3 The Nebraska State Historical Society is hereby
 4 authorized to renovate the Society's Headquarters Building at
 5 1500 R Street, Lincoln, Nebraska. Funds are provided to upgrade
 6 the heating, ventilating and air conditioning systems, mechanical
 7 systems, and related electrical systems, including interior
 8 demolition and new construction, upgrading existing interior
 9 stairwells, the construction of two exterior stair towers to
 10 address fire and life safety problems between the stack areas and
 11 office areas, and to address handicapped accessibility problems.

12 The Nebraska State Historical Society may spend up to
 13 \$100,000 from the State Building Fund for FY2007-08 for planning
 14 documents up to the design development phase, as defined in the
 15 Department of Administrative Services State Building Division's
 16 Procedural Manual for Capital Construction Projects. In order
 17 to complete construction documents, bid the project, award a
 18 construction contract and begin construction on the project
 19 contained in this program, and before any of the State Building
 20 Fund appropriation contained in this program for FY2008-09 may
 21 be committed or dispersed, there shall be a commitment of at
 22 least \$3,263,000 from private sources to the project. Existence of
 23 such commitment shall be conveyed in written form to the budget
 24 administrator of the Department of Administrative Services, at
 1 which time the State Building Fund appropriation may be released.

2 Sec. 40. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
3 SERVICES

4 Program No. 901 - State Capitol Improvements

	FY2007-08	FY2008-09	FUTURE
6 STATE BUILDING FUND	500,000	500,000	1,000,000
7 PROGRAM TOTAL	500,000	500,000	1,000,000

8 (1) The State Capitol Administrator is hereby authorized
9 to undertake projects identified within the Master Plan for
10 the Conservation and Restoration of the Nebraska State Capitol.
11 Prior to expending any amounts appropriated in this section, the
12 State Capitol Administrator shall identify projects planned to be
13 undertaken with such amounts and shall submit such plans to the
14 Nebraska Capitol Commission for review. There is included in the
15 appropriation to this program \$500,000 for FY2007-08 and \$500,000
16 for FY2008-09 from the State Building Fund for such purpose.

17 (2) In addition to amounts appropriated in this section
18 for FY2007-08 and FY2008-09, it is intended that \$500,000 be
19 appropriated from the State Building Fund for this program for
20 FY2009-10 and FY2010-11 to undertake projects identified within the
21 Master Plan for the Conservation and Restoration of the Nebraska
22 State Capitol.

23 Sec. 41. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
24 SERVICES

1 Program No. 913 - Parking Expansion

LB 320

LB 320

	FY2007-08	FY2008-09	FUTURE
2			
3 REVOLVING FUND	323,304	323,304	2,343,954
4 PROGRAM TOTAL	323,304	323,304	2,343,954

5 The Legislature hereby acknowledges and reaffirms the
6 directive made by Laws 1996, LB 1189, section 53, which authorized
7 the Department of Administrative Services to construct two
8 additional levels of parking to the state's east garage in Lincoln
9 and one additional level of parking to the state's south garage
10 in Lincoln, along with related repair and restoration items, and
11 which authorized the state building division of the Department of
12 Administrative Services to enter into contracts with the city of
13 Lincoln or any person, firm, or corporation in order to construct
14 such additional parking and to proceed with financing the project
15 for a period not to exceed twenty years.

16 There is included in the appropriation to this program
17 for FY2007-08 \$323,304 from the Capitol Buildings Parking Revolving
18 Fund and for FY2008-09 \$323,304 from the Capitol Buildings Parking
19 Revolving Fund to be applied toward retirement of obligations
20 entered into to finance the projects. These obligations are
21 scheduled to continue through September of 2016.

22 Sec. 42. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
23 SERVICES

24 Program No. 920 - Executive Office Building and Parking
25 Facility Purchase

	FY2007-08	FY2008-09	FUTURE
1			
2 STATE BUILDING REVOLVING FUND	210,764	210,764	1,391,043
3 PROGRAM TOTAL	210,764	210,764	1,391,043

4 The Legislature hereby acknowledges and reaffirms the
5 directive made by Laws 1999, LB 878, section 54, which authorized
6 the Department of Administrative Services to purchase the Executive
7 Office Building and the parking facility located at the corner of
8 13th and K Streets in Lincoln, Nebraska. The department was further
9 authorized to enter into a contract or contracts with such entity
10 or entities as necessary to facilitate financing the purchase.

11 In addition to the amounts appropriated in this section,
12 it is intended that \$210,764 be appropriated from the State
13 Building Revolving Fund for this program for each fiscal year
14 thereafter until the amount financed to facilitate purchase of
15 these premises has been fully amortized.

16 Sec. 43. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
17 SERVICES

18 Program No. 933 - Acquisition of Property within and in
19 close proximity to the Capitol Environs District

	FY2007-08	FY2008-09	FUTURE
20			
21 NEBRASKA CAPITAL			
22 CONSTRUCTION FUND	1,220,000	-0-	10,980,000
23 PROGRAM TOTAL	1,220,000	-0-	10,980,000

24 Subject to provisions of subdivision (3) of section

1 81-1107, the Department of Administrative Services is hereby
2 authorized to acquire property located within the Nebraska State
3 Capitol Environs District, or in proximity to it, as such property
4 becomes available. The Department of Administrative Services is
5 also authorized to enter into long-term financial agreements in
6 order to acquire such property. Prior to finalization of any
7 long-term financing agreements, the Governor's approval shall be
8 obtained. Such long-term agreements shall not extend beyond June
9 30, 2014. There is included in the appropriation to this program
10 for FY2007-08 \$1,220,000 from the Nebraska Capital Construction
11 Fund for such purpose.

12 In addition to the amounts appropriated in this section,
13 the Department of Administrative Services is hereby authorized to
14 expend funds from other funding sources for this project, and
15 including up to an additional \$2,100,000 of interest earnings
16 for the project. The \$2,100,000 of interest earnings is hereby
17 appropriated for FY2007-08.

18 In addition to the purchase of property, the Department
19 of Administrative Services may use the additional interest earnings
20 to purchase moveable and fixed equipment, pay for moving costs
21 associated with moving agencies into any building which is
22 acquired, pay for rental expenses associated with moving agencies
23 into any building which is acquired, and defray any miscellaneous
24 associated costs of moving agencies into any building which is
25 acquired.

1 In addition to amounts appropriated in this section
 2 for FY2007-08 and FY2008-09, it is intended that a minimum of
 3 \$10,980,000 be appropriated from the Nebraska Capital Construction
 4 Fund for this program for future years, from FY2009-10 through
 5 FY2013-14 as necessary to complete the purchase.

6 Sec. 44. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
 7 SERVICES

8 Program No. 935 - Nebraska Public Safety Communication
 9 System Towers and Network Equipment Financing

	FY2007-08	FY2008-09	FUTURE
11 STATE BUILDING FUND	1,525,822	1,525,822	7,629,110
12 PROGRAM TOTAL	1,525,822	1,525,822	7,629,110

13 The Chief Information Officer is authorized to enter
 14 into a seven-year master lease financing agreement through the
 15 Department of Administrative Services for costs of radio towers and
 16 network equipment associated with implementing the Nebraska Public
 17 Safety Communication System. The total project cost, including
 18 financing, shall not exceed \$10,680,754. It is the intent of the
 19 Legislature that any excess appropriations not otherwise required
 20 to repay the cost of the seven-year-master-lease financing shall
 21 not be spent and shall be available for lapse by the Legislature.

22 There is included in the appropriation to this program
 23 for FY2007-08 \$1,525,822 from the State Building Fund to begin
 24 repayment of project financing.

25 There is included in the appropriation to this program

1 for FY2008-09 \$1,525,822 from the State Building Fund to continue
2 repayment of project financing.

3 It is the intent of the Legislature to appropriate
4 \$1,525,822 from the State Building Fund each fiscal year thereafter
5 through FY2013-14 to complete repayment of project financing.

6 Sec. 45. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
7 SERVICES

8 Program No. 939 - State Capitol Complex

	FY2007-08	FY2008-09	FUTURE
9 STATE BUILDING FUND	8,676,033	-0-	-0-
10 CASH FUND	-0-	8,261,013	6,809,014
11 PROGRAM TOTAL	8,676,033	8,261,013	6,809,014

12 The Legislature hereby acknowledges and reaffirms the
13 directives made by Laws 1997, LB 386, section 55, which authorized
14 the State Capitol Masonry Restoration project. The Legislature
15 further acknowledges and reaffirms provisions of the Nebraska
16 State Capitol Preservation and Restoration Act which assign
17 responsibility for administration of the project to the Office of
18 the Nebraska Capitol Commission.
19

20 There is included in the appropriation to this program
21 for FY2007-08 \$8,676,033 from the State Building Fund to continue
22 the project. There is included in the appropriation to this program
23 for FY2008-09 \$8,261,013 from the State Capitol Restoration Fund
24 to continue the project. In addition to amounts appropriated in
25 this section for FY2007-08 and FY2008-09, it is intended that

1 \$6,809,014 be appropriated from the State Capitol Restoration Fund
2 for FY2009-10. The project should be completed in FY2009-10.

3 Sec. 46. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
4 SERVICES

5 Program No. 940 - Task Force for Building Renewal

	FY2007-08	FY2008-09	FUTURE
6 CASH FUND	22,213,736	28,244,938	60,000,000
7 PROGRAM TOTAL	22,213,736	28,244,938	60,000,000

9 The Legislature hereby acknowledges and reaffirms the
10 directive made by section 77-2602, which is to place amounts from
11 the special privilege tax on cigarettes in the Building Renewal
12 Allocation Fund for FY1997-98 and continuing each fiscal year until
13 all the purposes of the Deferred Building Renewal Act have been
14 fulfilled.

15 The appropriation to this program is for the purpose of
16 carrying out the provisions of the Deferred Building Renewal Act
17 which includes deferred repair, fire and life safety projects,
18 and compliance with the federal Americans with Disabilities Act
19 (ADA) of 1990. Funds may also be spent on projects related to
20 energy conservation. There is hereby appropriated any available
21 federal funds, plus investment income thereon, for this program
22 for FY2007-08 and FY2008-09. There is included in the appropriation
23 to this program for FY2007-08 an amount not to exceed \$200,000
24 cash funds and for FY2008-09 an amount not to exceed \$200,000
25 cash funds to conduct maintenance, life safety, ADA, and energy

1 conservation seminars, to develop preventive maintenance programs,
2 and to perform roof scans and other testing related to the
3 completion of the projects.

4 The funds appropriated in this section for actual
5 deferred repair, fire and life safety, compliance with the federal
6 Americans with Disabilities Act of 1990, and energy conservation
7 shall be matched by federal, private, and agency General, Cash,
8 and Revolving Funds as determined by the Task Force for Building
9 Renewal.

10 None of the funds appropriated to this program shall be
11 used for operating budget compliance with the federal Americans
12 with Disabilities Act of 1990. Expenditures for deferred repair,
13 fire and life safety projects, and compliance with the federal
14 Americans with Disabilities Act of 1990 may be made through
15 the same program on the Allotment Status Report in the Nebraska
16 Information System, except that expenditures for deferred repair,
17 fire and life safety projects, and compliance with the federal
18 Americans with Disabilities Act of 1990 should each be kept
19 separate by subprogram on the Budget Status Report in the Nebraska
20 Information System or through the use of the Grant Project Status
21 Report or some other accounting mechanism.

22 Sec. 47. There is hereby appropriated, unless otherwise
23 specified, for FY2007-08 and for FY2008-09 from undisbursed
24 balances existing on June 30, 2007, and on June 30, 2008,
25 respectively, to each agency for each program from the respective

1 funds for capital construction as follows:

2 (1) Agency No. 25 - Department of Health and Human
3 Services

4 Program Nos. 906, 922, 923, 924, and 931.

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

6 Program No. 901, except that the unobligated
7 appropriation balance for projects that have been completed
8 shall lapse and shall not be included in any reappropriation.

9 (3) Agency No. 31 - Military Department

10 Program Nos. 905, 906, and 925.

11 (4) Agency No. 33 - Game and Parks Commission

12 Program Nos. 900, 901, 902, 919, 924, 955, 960, 961, 969,
13 971, 972, 973, 975, 976, 977, 979, 981, and 983, except that for
14 FY2007-08 only the undisbursed balances existing on June 30, 2007,
15 for the following programs and projects shall be reappropriated,
16 all other unobligated June 30, 2007, balances shall lapse:

17 Program No. 900 - State Park System Facility Improvements
18 and Motor Boat Access Facilities

19 Program No. 901 - State Facilities Deferred Maintenance

20 Program No. 902 - Trail Development Assistance

21 Program No. 919 - Political Subdivisions Aid

22 Program No. 924 - Wildlife Land Acquisitions and
23 Improvements, less \$323,041.64 of unobligated Federal Fund
24 appropriation authority

25 Program No. 955 - Youth Outdoor Skill Training

1 Program No. 960 - Park and Recreation Land Acquisition

2 Program No. 961 - Lewis and Clark Commemorative Special

3 Projects

4 Program No. 969 - State Recreation Areas

5 Program No. 971 - Wildlife Management Areas -

6 Improvements

7 Program No. 972 - Administrative Facilities -

8 Improvements

9 Program No. 973 - Fish production

10 Program No. 975 - Emergency Repairs - Park System

11 Program No. 976 - Emergency Repairs to Fish and Wildlife

12 Facilities

13 Program No. 977 - Nongame and Endangered Special

14 Acquisition and Development

15 Program No. 979 - Cowboy Trail - Emergency Repairs and

16 Deferred Maintenance, provided that deferred repair projects may be

17 addressed from the unobligated construction appropriations in this

18 program

19 Program No. 981 - Aquatic Habitat - Improvements

20 Program No. 983 - Buffalo Soldier Barracks

21 (5) Agency No. 46 - Department of Correctional Services

22 Programs Nos. 915, 916, 918, 919, 920, and 921.

23 (6) Agency No. 47 - Nebraska Educational

24 Telecommunications Commission

25 Program Nos. 901, 911, 913, 919, 925, and 926.

1 (7) Agency No. 50 - Board of Trustees of the Nebraska
2 State Colleges

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

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

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

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

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

24 Appropriations to program numbers pertaining to funding
25 for the Deferred Building Renewal Act are hereby reappropriated.

1 Sec. 48. FEDERAL FUNDS

2 Any federal funds not otherwise appropriated, any
3 additional federal funds made available to the credit of the
4 State Treasurer, and any unexpended balances in federal funds
5 on the operative date of this act are hereby appropriated and
6 reappropriated to the agency and project for which the funds were
7 allocated by the federal government.

8 Sec. 49. GIFTS AND BEQUESTS

9 Any gifts or bequests made available to the State of
10 Nebraska for any purpose or purposes, together with the income
11 thereof, shall be allocated to the expending agency designated by
12 the donor or, if none is designated by such donor, by the Governor.
13 No matching of state funds shall be required as a condition to
14 accept any gift or bequest. All gifts or bequests of personal
15 property in excess of \$10,000 shall be approved by the Governor
16 before acceptance, and all gifts or devises of real property in
17 excess of \$10,000 to be used for state purposes shall be approved
18 by the Governor and the Legislature before acceptance.

19 Expenditures from gifts or bequests may be expended
20 through any cash fund accounts, in which case the actual amount of
21 the gift or bequest is hereby appropriated to the expending agency
22 for the purpose or purposes designated by the donor and in addition
23 to the amounts appropriated in this act.

24 This section shall not apply to the University of
25 Nebraska.

1 Sec. 50. The One Hundredth Legislature acknowledges that
2 Article III, section 22, of the Constitution of Nebraska provides
3 that each Legislature shall make appropriations for the expenses of
4 the government. Consistent with this provision, any appropriations
5 enacted by prior Legislatures for fiscal years beginning after June
6 30, 2007, are null and void unless specifically reaffirmed by this
7 Legislature.

8 Sec. 51. This act becomes operative on July 1, 2007.

9 Sec. 52. Since an emergency exists, this act takes effect
10 when passed and approved according to law.