

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 966

Introduced by Synowiecki, 7.

Read first time January 15, 2008

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to amend sections 71-5714
2 and 71-7608, Revised Statutes Supplement, 2007; to change
3 the amount allocated to and use of the Tobacco Prevention
4 and Control Cash Fund; and to repeal the original
5 sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-5714, Revised Statutes Supplement,
2 2007, is amended to read:

3 71-5714 The Tobacco Prevention and Control Cash
4 Fund is created. The fund shall be used for a comprehensive
5 statewide tobacco-related public health program administered by
6 the Department of Health and Human Services which includes, but
7 is not limited to (1) community programs to reduce tobacco use,
8 (2) chronic disease programs, (3) school programs, (4) statewide
9 programs, (5) enforcement, (6) counter marketing, (7) cessation
10 programs, (8) surveillance and evaluation, and (9) administration.
11 The money in the fund shall not be subject to any fiscal-year
12 limitation or lapse provision of unexpended balance at the end
13 of any such fiscal year or biennium. Any money in the Tobacco
14 Prevention and Control Cash Fund available for investment shall be
15 invested by the state investment officer pursuant to the Nebraska
16 Capital Expansion Act and the Nebraska State Funds Investment Act.

17 Sec. 2. Section 71-7608, Revised Statutes Supplement,
18 2007, is amended to read:

19 71-7608 The Nebraska Tobacco Settlement Trust Fund is
20 created. The fund shall include any settlement payments or other
21 revenue received by the State of Nebraska in connection with any
22 tobacco-related litigation to which the State of Nebraska is a
23 party. The Department of Health and Human Services shall remit such
24 revenue to the State Treasurer for credit to the fund, except that
25 of such revenue received on or after April 1, 2005, ~~two million~~

1 ~~five hundred thousand~~ 2008, seven million dollars shall be credited
2 annually to the Tobacco Prevention and Control Cash Fund. Subject
3 to the terms and conditions of such litigation, money from the
4 Nebraska Tobacco Settlement Trust Fund shall be transferred to the
5 Nebraska Health Care Cash Fund as provided in section 71-7611.
6 Any money in the Nebraska Tobacco Settlement Trust Fund available
7 for investment shall be invested by the state investment officer
8 pursuant to the Nebraska Capital Expansion Act and the Nebraska
9 State Funds Investment Act.

10 Sec. 3. Original sections 71-5714 and 71-7608, Revised
11 Statutes Supplement, 2007, are repealed.