

AMENDMENTS TO LB 316

Introduced by Appropriations.

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

3           Section 1. The State Treasurer shall transfer \$100,000  
4 from the Department of Administrative Services Administration  
5 Revolving Fund to the Personnel Revolving Fund, as soon as  
6 possible, on or after the effective date of this act.

7           Sec. 2. The State Treasurer shall transfer \$265,000 from  
8 the Accounting Division Revolving Fund to the Personnel Revolving  
9 Fund, as soon as possible, on or after the effective date of this  
10 act.

11           Sec. 3. The State Treasurer shall transfer \$2,500,000  
12 from the General Fund to the Ethanol Production Incentive Cash  
13 Fund on or before June 30, 2010, on such date as directed by the  
14 budget administrator of the budget division of the Department of  
15 Administrative Services, pursuant to subdivision (2)(g) of section  
16 66-1345.04.

17           Sec. 4. The State Treasurer shall transfer \$2,500,000  
18 from the General Fund to the Ethanol Production Incentive Cash  
19 Fund on or before June 30, 2011, on such date as directed by the  
20 budget administrator of the budget division of the Department of  
21 Administrative Services, pursuant to subdivision (2)(g) of section  
22 66-1345.04.

23           Sec. 5. The State Treasurer shall transfer \$200,000 from

1 the Agricultural Alcohol Fuel Tax Fund to the Ethanol Production  
2 Incentive Cash Fund on June 15, 2010, or as soon thereafter as  
3 administratively possible.

4       Sec. 6. The State Treasurer shall transfer \$2,700,000  
5 from the General Fund to the Water Resources Cash Fund on  
6 or before June 30, 2010, on such date as directed by the  
7 budget administrator of the budget division of the Department  
8 of Administrative Services, pursuant to section 61-218.

9       Sec. 7. The State Treasurer shall transfer \$2,700,000  
10 from the General Fund to the Water Resources Cash Fund on  
11 or before June 30, 2011, on such date as directed by the  
12 budget administrator of the budget division of the Department  
13 of Administrative Services, pursuant to section 61-218.

14       Sec. 8. The State Treasurer shall transfer \$8,250,000  
15 from the General Fund to the Ethanol Production Incentive Cash  
16 Fund on or before June 30, 2010, on such date as directed by the  
17 budget administrator of the budget division of the Department of  
18 Administrative Services, pursuant to subdivision (2)(j) of section  
19 66-1345.04.

20       Sec. 9. The State Treasurer shall transfer \$8,250,000  
21 from the General Fund to the Ethanol Production Incentive Cash  
22 Fund on or before June 30, 2011, on such date as directed by the  
23 budget administrator of the budget division of the Department of  
24 Administrative Services, pursuant to subdivision (2)(j) of section  
25 66-1345.04.

26       Sec. 10. The State Treasurer shall transfer \$112,000,000  
27 from the General Fund to the Property Tax Credit Cash Fund on

1 or before December 31, 2009, on such date as directed by the  
2 budget administrator of the budget division of the Department of  
3 Administrative Services.

4       Sec. 11. The State Treasurer shall transfer \$112,000,000  
5 from the General Fund to the Property Tax Credit Cash Fund on  
6 or before December 31, 2010, on such date as directed by the  
7 budget administrator of the budget division of the Department of  
8 Administrative Services.

9       Sec. 12. The State Treasurer shall transfer \$100,000 from  
10 the Health Care Cash Fund to the Joseph Soukup Trust Fund before  
11 July 1, 2009.

12       Sec. 13. The State Treasurer shall transfer an amount  
13 as directed by the budget administrator of the budget division of  
14 the Department of Administrative Services, pursuant to subdivisions  
15 (3) and (4) of section 82-331, not to exceed \$500,000, from the  
16 General Fund to the Nebraska Cultural Preservation Endowment Fund  
17 on December 31, 2009, or as soon thereafter as administratively  
18 possible.

19       Sec. 14. The State Treasurer shall transfer an amount  
20 as directed by the budget administrator of the budget division of  
21 the Department of Administrative Services, pursuant to subdivisions  
22 (3) and (4) of section 82-331, not to exceed \$500,000, plus an  
23 amount equal to unused transfer authority from the prior fiscal  
24 year, from the General Fund to the Nebraska Cultural Preservation  
25 Endowment Fund on December 31, 2010, or as soon thereafter as  
26 administratively possible.

27       Sec. 15. Section 57-705, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2           57-705 (1) All severance taxes levied by Chapter 57,  
3 article 7, shall be paid to the Tax Commissioner. He or she shall  
4 remit all such money received to the State Treasurer. All such  
5 money received by the State Treasurer shall be credited to a  
6 fund to be known as the Severance Tax Fund. An amount equal to  
7 one percent of the gross severance tax receipts, excluding those  
8 receipts from tax derived from oil and natural gas severed from  
9 school lands, credited to the fund shall be credited by the State  
10 Treasurer, upon the first day of each month, and shall inure to the  
11 Severance Tax Administration Fund to be used for the expenses of  
12 administering Chapter 57, article 7. The balance of the Severance  
13 Tax Fund received from school lands shall be credited by the State  
14 Treasurer, upon the first day of each month, and shall inure to the  
15 permanent school fund.

16           (2) Of the balance of the Severance Tax Fund received  
17 from other than school lands (a) the Legislature may transfer  
18 an amount to be determined by the Legislature through the  
19 appropriations process up to three hundred thousand dollars for  
20 each year to the State Energy Office Cash Fund, (b) the Legislature  
21 may transfer an amount to be determined by the Legislature through  
22 the appropriations process up to thirty thousand dollars for  
23 each year to the Public Service Commission for administration of  
24 the Municipal Rate Negotiations Revolving Loan Fund, and (c) the  
25 remainder shall be credited and inure to the permanent school fund.

26           (3) The State Treasurer shall transfer two hundred fifty  
27 thousand dollars from the Severance Tax Administration Fund to the

1 Department of Revenue Enforcement Fund on July 1, 2009, or as soon  
2 thereafter as administratively possible. The State Treasurer shall  
3 transfer two hundred fifty thousand dollars from the Severance  
4 Tax Administration Fund to the Department of Revenue Enforcement  
5 Fund on July 1, 2010, or as soon thereafter as administratively  
6 possible.

7           Sec. 16. Section 66-1334, Revised Statutes Cumulative  
8 Supplement, 2008, is amended to read:

9           66-1334 (1) The Agricultural Alcohol Fuel Tax Fund is  
10 hereby created. No part of the funds deposited in the fund or  
11 of federal funds or other funds solicited in conjunction with  
12 research or demonstration programs shall lapse to the General  
13 Fund. Transfers from the Agricultural Alcohol Fuel Tax Fund to  
14 the Ethanol Production Incentive Cash Fund may be made at the  
15 direction of the Legislature. In addition to such unexpended  
16 balance appropriation, there is hereby appropriated such amounts as  
17 are deposited in the Agricultural Alcohol Fuel Tax Fund in each  
18 year. The fund shall be administered by the board. Any money in  
19 the fund available for investment shall be invested by the state  
20 investment officer pursuant to the Nebraska Capital Expansion Act  
21 and the Nebraska State Funds Investment Act.

22           (2) The fund shall be used for the following purposes:

23           (a) Establishment, with cooperation of private industry,  
24 of procedures and processes necessary to the manufacture and  
25 marketing of fuel containing agricultural ethyl alcohol;

26           (b) Establishment of procedures for entering blended fuel  
27 into the marketplace by private enterprise;

1           (c) Analysis of the marketing process and testing  
2 of marketing procedures to assure acceptance in the private  
3 marketplace of blended fuel and byproducts resulting from the  
4 manufacturing process;

5           (d) Cooperation with private industry to establish  
6 privately owned agricultural ethyl alcohol manufacturing plants in  
7 Nebraska to supply demand for blended fuel;

8           (e) Sponsoring research and development of industrial and  
9 commercial uses for agricultural ethyl alcohol and for byproducts  
10 resulting from the manufacturing process;

11           (f) Promotion of state and national air quality  
12 improvement programs and influencing federal legislation that  
13 requires or encourages the use of fuels oxygenated by the inclusion  
14 of agricultural ethyl alcohol or its derivatives;

15           (g) Promotion of the use of renewable agricultural ethyl  
16 alcohol as a partial replacement for imported oil and for the  
17 energy and economic security of the nation;

18           (h) Participation in development and passage of national  
19 legislation dealing with research, development, and promotion of  
20 United States production of fuels oxygenated by the inclusion of  
21 agricultural ethyl alcohol or its derivatives, access to potential  
22 markets, tax incentives, imports of foreign-produced fuel, and  
23 related concerns that may develop in the future; and

24           (i) As the board may otherwise direct to fulfill the  
25 goals set forth under the Ethanol Development Act, including  
26 monitoring contracts for existing ethanol program commitments  
27 consummated pursuant to the law in existence prior to September 1,

1 1993, and solicitation of federal funds.

2           Sec. 17. Section 66-1345.04, Revised Statutes Cumulative  
3 Supplement, 2008, is amended to read:

4           66-1345.04 (1) The State Treasurer shall transfer from  
5 the General Fund to the Ethanol Production Incentive Cash Fund,  
6 on or before the end of each of fiscal years 1995-96 and 1996-97,  
7 \$8,000,000 per fiscal year.

8           (2) It is the intent of the Legislature that the  
9 following General Fund amounts be appropriated to the Ethanol  
10 Production Incentive Cash Fund in each of the following years:

11           (a) For each of fiscal years 1997-98 and 1998-99,  
12 \$7,000,000 per fiscal year;

13           (b) For fiscal year 1999-2000, \$6,000,000;

14           (c) For fiscal year 2000-01, \$5,000,000;

15           (d) For fiscal year 2001-02 and for each of fiscal years  
16 2003-04 through 2006-07, \$1,500,000;

17           (e) For each of fiscal years 2005-06 and 2006-07,  
18 \$2,500,000 in addition to the amount in subdivision (2)(d) of  
19 this section;

20           (f) For fiscal year 2007-08, \$5,500,000;

21           (g) For each of fiscal years 2008-09 through 2011-12,  
22 \$2,500,000;

23           (h) For each of fiscal years 2005-06 and 2006-07,  
24 \$5,000,000 in addition to the other amounts in this section;  
25 ~~and~~

26           (i) For fiscal year 2007-08, \$15,500,000 in addition to  
27 the other amounts in this section; ~~and-~~

1           (j) For each of fiscal years 2009-10 and 2010-11,  
2           \$8,250,000 in addition to the other amounts in this section.

3           Sec. 18. Section 71-7608, Revised Statutes Cumulative  
4 Supplement, 2008, is amended to read:

5           71-7608 The Nebraska Tobacco Settlement Trust Fund is  
6 created. The fund shall include any settlement payments or other  
7 revenue received by the State of Nebraska in connection with any  
8 tobacco-related litigation to which the State of Nebraska is a  
9 party. The Department of Health and Human Services shall remit such  
10 revenue to the State Treasurer for credit to the fund, ~~except~~  
11 ~~that of such revenue received on or after April 1, 2005, (1) two~~  
12 ~~million five hundred thousand dollars shall be credited for fiscal~~  
13 ~~years before FY2009-10 and (2) three million dollars shall be~~  
14 ~~credited for FY2009-10 and subsequent fiscal years to the Tobacco~~  
15 ~~Prevention and Control Cash Fund. For FY2008-09 five hundred~~  
16 ~~thousand dollars shall be transferred from the Nebraska Tobacco~~  
17 ~~Settlement Trust Fund to the Tobacco Prevention and Control Cash~~  
18 ~~Fund. The State Treasurer shall make such transfer no later than~~  
19 ~~July 15, 2008. Beginning in July 2008 and each year thereafter,~~  
20 ~~on or before July 25, five hundred thousand dollars shall be~~  
21 ~~transferred from the Nebraska Tobacco Settlement Trust Fund to the~~  
22 ~~Stem Cell Research Cash Fund created under section 71-8805. Subject~~  
23 ~~to the terms and conditions of such litigation, money from the~~  
24 ~~Nebraska Tobacco Settlement Trust Fund shall be transferred to the~~  
25 ~~Nebraska Health Care Cash Fund as provided in section 71-7611.~~  
26 Any money in the Nebraska Tobacco Settlement Trust Fund available  
27 for investment shall be invested by the state investment officer



1 pursuant to the Nebraska Capital Expansion Act and the Nebraska  
2 State Funds Investment Act.

3 Sec. 19. Section 71-7611, Revised Statutes Cumulative  
4 Supplement, 2008, is amended to read:

5 71-7611 (1) The Nebraska Health Care Cash Fund is  
6 created. The State Treasurer shall transfer ~~(a) fifty-six million~~  
7 ~~four hundred thousand dollars no later than July 30, 2008, and~~  
8 ~~(b) fifty-five million seven~~ (a) fifty-six million one hundred  
9 thousand dollars no later than July 15, 2009, and (b) fifty-nine  
10 million one hundred thousand dollars beginning July 15, 2010,  
11 and annually thereafter no later than July 15 from the Nebraska  
12 Medicaid Intergovernmental Trust Fund and the Nebraska Tobacco  
13 Settlement Trust Fund to the Nebraska Health Care Cash Fund,  
14 except that such amount shall be reduced by the amount of  
15 the unobligated balance in the Nebraska Health Care Cash Fund  
16 at the time the transfer is made. On or before May 1, 2008,  
17 the State Treasurer shall transfer from the Nebraska Medicaid  
18 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement  
19 Trust Fund an additional two hundred fifty thousand dollars to the  
20 Nebraska Health Care Cash Fund. The state investment officer  
21 upon consultation with the Nebraska Investment Council shall  
22 advise the State Treasurer on the amounts to be transferred  
23 from the Nebraska Medicaid Intergovernmental Trust Fund and from  
24 the Nebraska Tobacco Settlement Trust Fund under this section in  
25 order to sustain such transfers in perpetuity. The state investment  
26 officer shall report to the Legislature on or before October 1 of  
27 every even-numbered year on the sustainability of such transfers.

1 Except as otherwise provided by law, no more than the amount  
2 specified in ~~subdivisions (1)(a) and (b)~~ of this subsection may be  
3 appropriated or transferred from the Nebraska Health Care Cash Fund  
4 in any fiscal year.

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

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

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

7           (5) The State Treasurer shall transfer two hundred  
8 thousand dollars from the Nebraska Health Care Cash Fund to the  
9 University of Nebraska Medical Center Cash Fund for the Nebraska  
10 Regional Poison Center within fifteen days after each July 1.

11           (6) Beginning on July 1, 2010, the State Treasurer shall  
12 transfer three million dollars annually no later than July 15 of  
13 each year from the Nebraska Health Care Cash Fund to the Tobacco  
14 Prevention and Control Cash Fund.

15           (7) The State Treasurer shall transfer five hundred  
16 thousand dollars annually no later than July 15 of each year from  
17 the Nebraska Health Care Cash Fund to the Stem Cell Research Cash  
18 Fund.

19           Sec. 20. Section 71-8805, Revised Statutes Cumulative  
20 Supplement, 2008, is amended to read:

21           71-8805 (1) The Stem Cell Research Cash Fund is created.  
22 Any money in the fund available for investment shall be invested  
23 by the state investment officer pursuant to the Nebraska Capital  
24 Expansion Act and the Nebraska State Funds Investment Act.

25           (2) Money credited to the Stem Cell Research Cash Fund  
26 pursuant to section ~~71-7608~~ 71-7611 shall be used to provide a  
27 dollar-for-dollar match, up to five hundred thousand dollars per

1 fiscal year, of funds received by institutions or researchers  
2 from sources other than funds provided by the State of Nebraska  
3 for nonembryonic stem cell research. Such matching funds shall be  
4 awarded through the grant process established pursuant to section  
5 71-8804. No single institution or researcher shall receive more  
6 than seventy percent of the funds available for distribution under  
7 this section on an annual basis.

8 (3) Up to three percent of the funds credited to the  
9 Stem Cell Research Cash Fund shall be available to the Division  
10 of Public Health of the Department of Health and Human Services  
11 for administrative costs, including stipends and reimbursements  
12 pursuant to section 71-8803.

13 Sec. 21. Section 81-1201.21, Reissue Revised Statutes of  
14 Nebraska, is amended to read:

15 81-1201.21 (1) There is hereby created the Job Training  
16 Cash Fund. The fund shall be under the direction of the Department  
17 of Economic Development. Money may be transferred to the fund  
18 pursuant to subdivision (1)(b)(iv) of section 48-621 and from  
19 the Cash Reserve Fund at the direction of the Legislature. The  
20 department shall establish a subaccount for all money transferred  
21 from the Cash Reserve Fund to the Job Training Cash Fund on or  
22 after July 1, 2005. Any unexpended or unobligated balance remaining  
23 within such subaccount on July 1, ~~2010~~, 2014, shall be transferred  
24 by the State Treasurer to the Cash Reserve Fund no later than  
25 July 10, ~~2010~~, 2014. Any obligated amount not transferred from the  
26 subaccount that remains unexpended on July 1, ~~2009~~, 2013, shall  
27 be transferred by the State Treasurer to the Cash Reserve Fund no

1 later than December 31, ~~2011~~, 2015.

2 (2) The department shall use the Job Training Cash Fund  
3 to provide reimbursements for job training activities, including  
4 employee assessment, preemployment training, on-the-job training,  
5 training equipment costs, and other reasonable costs related to  
6 helping industry and business locate or expand in Nebraska, or  
7 to provide upgrade skills training of the existing labor force  
8 necessary to adapt to new technology or the introduction of new  
9 product lines.

10 (3) The department shall establish a subaccount within  
11 the fund to provide job training grants targeted to small  
12 employers, rural employers, and poverty area employers meeting  
13 one of the following criteria: (a) Employ twenty-five or fewer  
14 employees, (b) located in rural areas of Nebraska, or (c) located  
15 in areas of high concentration of poverty within the corporate  
16 limits of a city or village consisting of one or more contiguous  
17 census tracts, as determined by the most recent federal decennial  
18 census, which contain a percentage of persons below the poverty  
19 line of greater than thirty percent, and all census tracts  
20 contiguous to such tract or tracts, as determined by the most  
21 recent federal decennial census. The department shall calculate the  
22 amount of prior year investment income earnings accruing to the  
23 fund and allocate such amount to the subaccount for small, rural,  
24 or poverty area employer grants.

25 (4) Any money in the fund available for investment  
26 shall be invested by the state investment officer pursuant to  
27 the Nebraska Capital Expansion Act and the Nebraska State Funds

1 Investment Act.

2 Sec. 22. Section 82-331, Reissue Revised Statutes of  
3 Nebraska, is amended to read:

4 82-331 (1) There is hereby established in the state  
5 treasury a trust fund to be known as the Nebraska Cultural  
6 Preservation Endowment Fund. The fund shall consist of funds  
7 appropriated or transferred by the Legislature, and only the  
8 earnings of the fund may be used as provided in this section.

9 (2) On August 1, 1998, the State Treasurer shall transfer  
10 five million dollars from the General Fund to the Nebraska Cultural  
11 Preservation Endowment Fund.

12 ~~(3) It is the intent of the Legislature that the State~~  
13 ~~Treasurer shall transfer two million dollars from the General Fund~~  
14 ~~to the Nebraska Cultural Preservation Endowment Fund on August 1 of~~  
15 ~~each of the following years: 2009 and 2010.~~

16 (3) Except as provided in subsection (4) of this section,  
17 it is the intent of the Legislature that the State Treasurer  
18 shall transfer: (a) an amount not to exceed five hundred thousand  
19 dollars from the General Fund to the Nebraska Cultural Preservation  
20 Endowment Fund on December 31 of 2009 and 2010 and (b) an amount  
21 not to exceed one million five hundred thousand dollars from the  
22 General Fund to the Nebraska Cultural Preservation Endowment Fund  
23 on December 31 of 2011 and 2012.

24 (4) ~~On July 18, 2008, prior~~ Prior to the transfer  
25 of funds from any state account into the Nebraska Cultural  
26 Preservation Endowment Fund, the Nebraska Arts Council shall  
27 provide documentation to the budget division of the Department of

1 Administrative Services that qualified endowments have generated  
2 a dollar-for-dollar match of new money, up as defined in section  
3 ~~82-332 that is equal~~ to the amount of state funds authorized by the  
4 Legislature to be transferred to the Nebraska Cultural Preservation  
5 Endowment Fund. The budget division of the Department of  
6 Administrative Services shall notify the State Treasurer to execute  
7 a transfer ~~in an~~ of state funds up to the amount as specified by  
8 the Legislature, but only to the extent that the Nebraska Arts  
9 Council has provided documentation of a dollar-for-dollar match.  
10 Funds not transferred shall be carried forward to the succeeding  
11 year and be added to the funds authorized for a dollar-for-dollar  
12 match during that year.

13 (5) The Legislature shall not appropriate or transfer  
14 money from the Nebraska Cultural Preservation Endowment Fund for  
15 any purpose other than the purposes stated in sections 82-330 to  
16 82-333, except that the Legislature may appropriate or transfer  
17 money from the fund upon a finding that the purposes of such  
18 sections are not being accomplished by the fund.

19 (6) Any money in the Nebraska Cultural Preservation  
20 Endowment Fund available for investment shall be invested by the  
21 state investment officer pursuant to the Nebraska Capital Expansion  
22 Act and the Nebraska State Funds Investment Act.

23 (7) All investment earnings from the Nebraska Cultural  
24 Preservation Endowment Fund shall be credited to the Nebraska Arts  
25 and Humanities Cash Fund.

26 Sec. 23. Section 82-332, Reissue Revised Statutes of  
27 Nebraska, is amended to read:

1                   82-332 (1) The Nebraska Arts and Humanities Cash Fund is  
2 created. The fund shall consist of all funds credited from the  
3 Nebraska Cultural Preservation Endowment Fund pursuant to section  
4 82-331. The Nebraska Arts Council shall administer and distribute  
5 the Nebraska Arts and Humanities Cash Fund. All disbursements  
6 from the Nebraska Arts and Humanities Cash Fund shall be matched  
7 dollar-for-dollar by sources other than state funds. The match  
8 funds shall be new money generated for endowments established  
9 by the Nebraska Arts Council or Nebraska Humanities Council or  
10 qualified endowments of their constituent organizations, new money  
11 generated as a result of seed grants to recipients, or new money  
12 generated by the Nebraska Arts Council or Nebraska Humanities  
13 Council for arts or humanities education. ~~New money includes, but~~  
14 ~~is not limited to, donations to the Nebraska Arts Council or~~  
15 ~~Nebraska Humanities Council in anticipation of the establishment~~  
16 ~~of the Nebraska Cultural Preservation Endowment Fund. Matching~~  
17 ~~funds shall also include earnings generated by qualified private~~  
18 ~~endowments formed in accordance with this section.~~ New money used  
19 as a match shall not be limited to matching the Nebraska Arts  
20 and Humanities Cash Fund in the state fiscal year the new money  
21 is received, but it shall be used as a match no later than  
22 the subsequent fiscal year. For an endowment to be a qualified  
23 endowment (a) the endowment must meet the standards set by the  
24 Nebraska Arts Council or Nebraska Humanities Council, (b) the  
25 endowment must be intended for long-term stabilization of the  
26 organization, and (c) the funds of the endowment must be endowed  
27 and only the earnings thereon expended. An organization is a



1 constituent organization if it receives funding from the Nebraska  
2 Arts Council or Nebraska Humanities Council and is tax exempt under  
3 section 501 of the Internal Revenue Code. The match funds required  
4 by this section shall not include in-kind contributions. The budget  
5 division of the Department of Administrative Services shall approve  
6 allotment and disbursement of funds from the Nebraska Arts and  
7 Humanities Cash Fund only to the extent the Nebraska Arts Council  
8 has provided documentation of the dollar-for-dollar match required  
9 by this section. Funds from the Nebraska Arts and Humanities Cash  
10 Fund may be used for the purpose of obtaining challenge grants from  
11 the National Endowment for the Humanities or the National Endowment  
12 for the Arts.

13 (2) Rules and regulations of the Nebraska Arts Council  
14 shall provide that the ultimate use of disbursements from the  
15 Nebraska Arts and Humanities Cash Fund shall be in a ratio of  
16 seventy percent to projects, endowments, or programs designated  
17 by the Nebraska Arts Council and thirty percent to projects,  
18 endowments, or programs designated by the Nebraska Humanities  
19 Council.

20 (3) Any money in the fund available for investment  
21 shall be invested by the state investment officer pursuant to  
22 the Nebraska Capital Expansion Act and the Nebraska State Funds  
23 Investment Act.

24 Sec. 24. Section 84-510, Reissue Revised Statutes of  
25 Nebraska, is amended to read:

26 84-510 The Corporation Cash Fund is created. Transfers  
27 from the fund to the Election Administration Fund or the General

1 ~~Fund~~ may be made at the direction of the Legislature. ~~Within~~  
2 ~~five days after April 3, 2008, the State Treasurer shall transfer~~  
3 ~~thirty-five thousand seven hundred ninety-five dollars from the~~  
4 ~~Corporation Cash Fund to the Election Administration Fund. The~~  
5 State Treasurer shall transfer five hundred thousand dollars from  
6 the Corporation Cash Fund to the General Fund on or before July  
7 5, 2009. Any money in the Corporation Cash Fund available for  
8 investment shall be invested by the state investment officer  
9 pursuant to the Nebraska Capital Expansion Act and the Nebraska  
10 State Funds Investment Act.

11           Sec. 25. Section 85-415, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13           85-415 (1) In order to accomplish any projects authorized  
14 by section 85-414, the Board of Regents of the University of  
15 Nebraska may enter into contracts with any person, firm, or  
16 corporation providing for the implementation of any such project  
17 of the University of Nebraska and providing for the long-term  
18 payment of the cost of such project from the University of Nebraska  
19 Facilities Program. In no case shall any such contract extend for a  
20 period beyond July 15, 2011, nor shall any such contract exceed the  
21 repayment capabilities implicit in the funding streams authorized  
22 in sections 85-412 and 85-414.

23           (2) The Board of Regents of the University of Nebraska  
24 shall not pledge the credit of the State of Nebraska for the  
25 payment of any sum owing on account of such contract, except  
26 that there may be pledged for the payment of any such contract  
27 any appropriation specifically made by the Legislature for such

1 purpose, together with such funds of the Board of Regents of the  
2 University of Nebraska as the board determines. No contract shall  
3 be entered into pursuant to this section without prior approval  
4 by resolution by the Board of Regents. The Board of Regents may  
5 also convey, lease, or lease back all or any part of the projects  
6 authorized by section 85-414 and the land on which such projects  
7 are situated to such person, firm, or corporation as the Board of  
8 Regents may contract with pursuant to this section to facilitate  
9 the long-term payment of the cost of such projects. Any such  
10 conveyance or lease shall provide that when the cost of such  
11 projects has been paid, together with interest and other costs  
12 thereon, such projects and the land on which such projects are  
13 located shall become the property of the Board of Regents.

14 (3) The Board of Regents of the University of Nebraska  
15 is authorized to make expenditures for the purposes stated in  
16 this section and section 85-414 from investment income balances in  
17 any fund created under the authority provided for in any contract  
18 or contracts authorized by this section. Any appropriated amounts  
19 and amounts designated or matched by the Board of Regents under  
20 section 85-412 in excess of amounts required to meet debt service  
21 and any interest earnings derived from reserve funds or any other  
22 funds created under the authority provided for in any contract  
23 or contracts authorized by this section shall be accumulated and  
24 applied toward early retirement of debt as authorized under any  
25 indenture or other contract entered into by the Board of Regents  
26 as authorized by this section. The Board of Regents and the  
27 Department of Administrative Services shall, on or before January

1 1, 1999, enter into an agreement providing for the allocation  
2 and distribution of any balances existing in the University of  
3 Nebraska Facilities Program or any other funds created as part  
4 of a long-term contract entered into by the Board of Regents  
5 pursuant to this section to the General Fund and any other funds  
6 designated by the Board of Regents as a source of funds for the  
7 match specified in section 85-412 either on July 15, 2011, or when  
8 all financial obligations incurred in the contracts entered into  
9 by the Board of Regents pursuant to this section are discharged,  
10 whichever occurs first. Up to eleven million eight hundred thousand  
11 dollars of the balances existing in the University of Nebraska  
12 Facilities Program and any other funds created as a part of a  
13 long-term contract entered into by the Board of Regents pursuant to  
14 this section on July 15, 2009, may be expended for the acquisition  
15 and implementation of a joint student information system for the  
16 University of Nebraska and the Nebraska State College System.

17           Sec. 26. Original sections 57-705, 81-1201.21, 82-331,  
18 82-332, 84-510, and 85-415, Reissue Revised Statutes of Nebraska,  
19 and sections 66-1334, 66-1345.04, 71-7608, 71-7611, and 71-8805,  
20 Revised Statutes Cumulative Supplement, 2008, are repealed.

21           Sec. 27. The following section is outright repealed:  
22 Section 81-1623, Reissue Revised Statutes of Nebraska.

23           Sec. 28. Since an emergency exists, this act takes effect  
24 when passed and approved according to law.