

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 873**

Introduced by Larson, 40; Avery, 28; Hadley, 37; Kintner, 2;  
Lathrop, 12; Schilz, 47.

Read first time January 14, 2014

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to amend section 37-201,  
2 Revised Statutes Cumulative Supplement, 2012, and section  
3 84-612, Revised Statutes Supplement, 2013; to appropriate  
4 and transfer funds; to create a fund; to harmonize  
5 provisions; and to repeal the original sections.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. The Game and Parks State Park Improvement and  
2 Maintenance Fund is created. The fund shall consist of transfers made  
3 by the Legislature and any gifts, grants, bequests, or donations to  
4 the fund. Money in the fund shall be used for repair, maintenance,  
5 and improvements at state parks. Any money in the fund available for  
6 investment shall be invested by the state investment officer pursuant  
7 to the Nebraska Capital Expansion Act and the Nebraska State Funds  
8 Investment Act.

9           Sec. 2. Section 37-201, Revised Statutes Cumulative  
10 Supplement, 2012, is amended to read:

11           37-201 Sections 37-201 to 37-811 and 37-1501 to 37-1510  
12 and section 1 of this act shall be known and may be cited as the Game  
13 Law.

14           Sec. 3. There is hereby appropriated \$15,000,000 from the  
15 Game and Parks State Park Improvement and Maintenance Fund to the  
16 Game and Parks Commission for FY2014-15, for the purposes described  
17 in section 1 of this act.

18           Sec. 4. Section 84-612, Revised Statutes Supplement,  
19 2013, is amended to read:

20           84-612 (1) There is hereby created within the state  
21 treasury a fund known as the Cash Reserve Fund which shall be under  
22 the direction of the State Treasurer. The fund shall only be used  
23 pursuant to this section.

24           (2) The State Treasurer shall transfer funds from the  
25 Cash Reserve Fund to the General Fund upon certification by the

1 Director of Administrative Services that the current cash balance in  
2 the General Fund is inadequate to meet current obligations. Such  
3 certification shall include the dollar amount to be transferred. Any  
4 transfers made pursuant to this subsection shall be reversed upon  
5 notification by the Director of Administrative Services that  
6 sufficient funds are available.

7 (3) In addition to receiving transfers from other funds,  
8 the Cash Reserve Fund shall receive federal funds received by the  
9 State of Nebraska for undesignated general government purposes,  
10 federal revenue sharing, or general fiscal relief of the state.

11 (4) On July 7, 2009, the State Treasurer shall transfer  
12 five million dollars from the Cash Reserve Fund to the Roads  
13 Operations Cash Fund. The Department of Roads shall use such funds to  
14 provide the required state match for federal funding made available  
15 to the state through congressional earmarks.

16 (5) The State Treasurer shall transfer a total of thirty-  
17 seven million dollars from the Cash Reserve Fund to the General Fund  
18 on or before June 30, 2012, on such dates and in such amounts as  
19 directed by the budget administrator of the budget division of the  
20 Department of Administrative Services.

21 (6) The State Treasurer shall transfer a total of sixty-  
22 eight million dollars from the Cash Reserve Fund to the General Fund  
23 on or before June 30, 2013, on such dates and in such amounts as  
24 directed by the budget administrator of the budget division of the  
25 Department of Administrative Services.

1           (7) The State Treasurer, at the direction of the budget  
2 administrator of the budget division of the Department of  
3 Administrative Services, shall transfer not to exceed twelve million  
4 dollars in total between July 1, 2011, and November 30, 2012, from  
5 the Cash Reserve Fund to the Ethanol Production Incentive Cash Fund,  
6 for ethanol production incentive credits, on such dates and in such  
7 amounts as certified by the Tax Commissioner.

8           (8) The State Treasurer, at the direction of the budget  
9 administrator of the budget division of the Department of  
10 Administrative Services, shall transfer an amount equal to the total  
11 amount transferred pursuant to subsection (7) of this section from  
12 the Ethanol Production Incentive Cash Fund to the Cash Reserve Fund  
13 in such amounts as certified by the Tax Commissioner on or before  
14 November 30, 2012.

15           (9) The State Treasurer, at the direction of the budget  
16 administrator of the budget division of the Department of  
17 Administrative Services, shall transfer eighty million dollars from  
18 the Cash Reserve Fund to the Nebraska Capital Construction Fund on or  
19 before August 15, 2012.

20           (10) The State Treasurer, at the direction of the budget  
21 administrator of the budget division of the Department of  
22 Administrative Services, shall transfer one million dollars from the  
23 Cash Reserve Fund to the Affordable Housing Trust Fund on or before  
24 August 15, 2012.

25           (11) The State Treasurer shall transfer ten million

1 dollars from the Cash Reserve Fund to the General Fund on or before  
2 June 30, 2013, on such date as directed by the budget administrator  
3 of the budget division of the Department of Administrative Services.

4 (12) The State Treasurer, at the direction of the budget  
5 administrator of the budget division of the Department of  
6 Administrative Services, shall transfer not to exceed forty-three  
7 million fifteen thousand four hundred fifty-nine dollars in total  
8 from the Cash Reserve Fund to the Nebraska Capital Construction Fund  
9 between July 1, 2013, and June 30, 2017.

10 (13) The State Treasurer shall transfer fifteen million  
11 dollars from the Cash Reserve Fund to the Game and Parks State Parks  
12 Improvement and Maintenance Fund on or before July 31, 2014, on such  
13 dates and in such amounts as directed by the budget administrator of  
14 the budget division of the Department of Administrative Services.

15 Sec. 5. Original section 37-201, Revised Statutes  
16 Cumulative Supplement, 2012, and section 84-612, Revised Statutes  
17 Supplement, 2013, are repealed.