

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 656

FINAL READING

Introduced by Speaker Hadley, 37; at the request of the Governor.

Read first time January 22, 2015

Committee: Appropriations

- 1 A BILL FOR AN ACT relating to appropriations; to amend Laws 2013, LB195,
- 2 sections 34, 35, 44, 112, and 175; Laws 2014, LB905, sections 52,
- 3 54, 59, and 60; and Laws 2014, LB907A, section 3; to define terms;
- 4 to provide, change, and eliminate provisions relating to
- 5 appropriations; to repeal the original sections; and to declare an
- 6 emergency.
- 7 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 passed by
3 the One Hundred Fourth Legislature, First or Second Session, which
4 appropriates funds, FY2013-14 means the period July 1, 2013, through June
5 30, 2014; and FY2014-15 means the period July 1, 2014, through June 30,
6 2015.

7 Sec. 2. APPROPRIATION LANGUAGE.

8 There are hereby appropriated, for FY2013-14 and FY2014-15, the sums
9 set forth in this act to each agency for each program from the respective
10 funds for the general operations of state government, postsecondary
11 education, capital construction, and state aid, except as otherwise
12 appropriated.

13 Sec. 3. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

14 The definitions contained in the Nebraska Accounting System Manual,
15 and any amendments thereto, on file with the Clerk of the Legislature are
16 hereby adopted by the Legislature as the definitions for this act, except
17 as provided in section 31 of this act.

18 Sec. 4. DRAWING AND PAYING WARRANTS.

19 The Director of Administrative Services shall draw warrants upon the
20 proper fund in the state treasury for an amount not to exceed the
21 appropriations set forth in this act upon presentation of proper
22 documentation. The State Treasurer shall pay the warrants out of the
23 appropriate funds.

24 Sec. 5. The State Treasurer shall transfer \$806,146 from the Sports
25 Arena Facility Support Fund to the Civic and Community Center Financing
26 Fund within five days after the effective date of this act.

27 Sec. 6. AGENCY NO. 5 – SUPREME COURT

28 Program No. 436 - Juvenile Services Project Contingency

	<u>FY2013-14</u>	<u>FY2014-15</u>
29		
30 <u>GENERAL FUND</u>	<u>-0-</u>	<u>7,000,000</u>
31 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>7,000,000</u>

1 There is included in the appropriation to this program for FY2014-15
2 \$7,000,000 General Funds set aside to reflect a potential shortfall in
3 funds appropriated in Laws 2013, LB561A, for FY2014-15. No expenditures
4 shall be made from this program. The probation administrator, or his or
5 her designee, shall certify to the budget administrator of the budget
6 division of the Department of Administrative Services the amounts
7 necessary to supplement General Funds appropriated by Laws 2013, LB561A,
8 to Program No. 435 - Probation Community Corrections, if such General
9 Fund appropriation to Program No. 435 is insufficient. The budget
10 administrator shall administratively transfer the available appropriation
11 balances as certified by the probation administrator, or his or her
12 designee, from appropriations contained in this section to Program No.
13 435 - Probation Community Corrections.

14 Sec. 7. AGENCY NO. 7 – GOVERNOR

15 Program No. 21 - Office of the Governor

	<u>FY2013-14</u>	<u>FY2014-15</u>
16 <u>GENERAL FUND</u>	<u>-0-</u>	<u>54,300</u>
17 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>54,300</u>
18 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>8,100</u>

20 Sec. 8. AGENCY NO. 12 – STATE TREASURER

21 Program No. 665 - Convention Center Facility Financing Assistance

	<u>FY2013-14</u>	<u>FY2014-15</u>
22 <u>CASH FUND</u>	<u>-0-</u>	<u>4,021,225</u>
23 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>4,021,225</u>
24 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

26 There is included in the appropriation to this program for FY2014-15
27 \$2,542,740 Cash Funds from the Convention Center Support Fund for state
28 aid, which shall only be disbursed to a city of the metropolitan class
29 for which an application for state assistance has been approved under the
30 Convention Center Facility Financing Assistance Act.

31 There is included in the appropriation to this program for FY2014-15

1 \$1,478,485 Cash Funds from the Convention Center Support Fund for state
2 aid, which shall only be disbursed to a city of the primary class for
3 which an application for state assistance has been approved under the
4 Convention Center Facility Financing Assistance Act.

5 The State Treasurer shall transfer \$1,723,382 from the Convention
6 Center Support Fund to the Civic and Community Center Financing Fund
7 within five days after the effective date of this act.

8 Sec. 9. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

9 Program No. 614 - Professional Practices Commission

	<u>FY2013-14</u>	<u>FY2014-15</u>
10		
11 <u>CASH FUND</u>	<u>-0-</u>	<u>38,147</u>
12 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>38,147</u>
13 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>32,046</u>

14 Sec. 10. AGENCY NO. 15 – BOARD OF PARDONS AND BOARD OF PAROLE

15 Program No. 320 - Board of Parole Salaries

	<u>FY2013-14</u>	<u>FY2014-15</u>
16		
17 <u>GENERAL FUND</u>	<u>-0-</u>	<u>-0-</u>
18 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>-0-</u>
19 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>15,002</u>

20 Sec. 11. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

21 Program No. 33 - Administration

	<u>FY2013-14</u>	<u>FY2014-15</u>
22		
23 <u>GENERAL FUND</u>	<u>-0-</u>	<u>3,886,152</u>
24 <u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>-0-</u>
25 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>3,886,152</u>
26 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

27 Sec. 12. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

28 Program No. 354 - Child Welfare Aid

	<u>FY2013-14</u>	<u>FY2014-15</u>
29		
30 <u>GENERAL FUND</u>	<u>-0-</u>	<u>20,899,110</u>

1 PROGRAM TOTAL -0- 20,899,110

2 There is included in the appropriation to this program for FY2014-15
3 \$20,899,110 General Funds for state aid, which shall only be used for
4 such purpose.

5 Sec. 13. AGENCY NO. 31 – MILITARY DEPARTMENT

6 Program No. 548 - Tuition Assistance

7 FY2013-14 FY2014-15

8 GENERAL FUND -0- 175,000

9 PROGRAM TOTAL -0- 175,000

10 SALARY LIMIT -0- -0-

11 There is included in the appropriation to this program for FY2013-14
12 \$-0- General Funds for state aid, which shall only be used for such
13 purpose. There is included in the appropriation to this program for
14 FY2014-15 \$175,000 General Funds for state aid, which shall only be used
15 for such purpose.

16 Sec. 14. AGENCY NO. 41 – STATE REAL ESTATE COMMISSION

17 Program No. 77 - Enforcement of Standards - Real Estate

18 FY2013-14 FY2014-15

19 CASH FUND -0- 28,906

20 PROGRAM TOTAL -0- 28,906

21 SALARY LIMIT -0- 25,103

22 Sec. 15. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

23 Program No. 200 - Operations

24 FY2013-14 FY2014-15

25 GENERAL FUND -0- 16,955,556

26 CASH FUND -0- 384,500

27 PROGRAM TOTAL -0- 17,340,056

28 SALARY LIMIT -0- 2,427,475

29 Sec. 16. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS

30 COMMISSION

1 Program No. 533 - Network Operations

	<u>FY2013-14</u>	<u>FY2014-15</u>
3 <u>GENERAL FUND</u>	-0-	385,000
4 <u>CASH FUND</u>	-0-	-0-
5 <u>PROGRAM TOTAL</u>	-0-	385,000
6 <u>SALARY LIMIT</u>	-0-	-0-

7 The funds appropriated in this section are for the Nebraska
8 Educational Telecommunication Commission's television antenna at KTNE
9 (Alliance) that fell from the tower on April 9, 2015, and related costs.
10 Funds appropriated are for both the temporary and permanent solution for
11 the restoration of the loss of over-the-air television service to the
12 panhandle region.

13 It is the intent of the Legislature that any funds recovered from
14 insurance coverage or from the manufacturer's financial liability be
15 remitted to the General Fund.

16 Sec. 17. AGENCY NO. 53 – REAL PROPERTY APPRAISER BOARD

17 Program No. 79 - Appraiser Licensing

	<u>FY2013-14</u>	<u>FY2014-15</u>
19 <u>CASH FUND</u>	-0-	25,000
20 <u>PROGRAM TOTAL</u>	-0-	25,000
21 <u>SALARY LIMIT</u>	-0-	-0-

22 Sec. 18. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

23 Program No. 592 - Indemnification Claims

	<u>FY2013-14</u>	<u>FY2014-15</u>
25 <u>GENERAL FUND</u>	-0-	125,000
26 <u>PROGRAM TOTAL</u>	-0-	125,000
27 <u>SALARY LIMIT</u>	-0-	-0-

28 Sec. 19. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

29 Program No. 664 - Republican River Compact Litigation Contingency

30 Cash Fund

	<u>FY2013-14</u>	<u>FY2014-15</u>
1		
2	<u>CASH FUND</u>	<u>5,500,000</u>
3	<u>PROGRAM TOTAL</u>	<u>5,500,000</u>
4	<u>SALARY LIMIT</u>	<u>-0-</u>

5 There is included in the appropriation to this program from the
6 Republican River Compact Litigation Contingency Cash Fund for FY2014-15
7 \$5,500,000 Cash Funds, which shall only be used to pay any court-ordered
8 payments pursuant to Kansas v. Nebraska, No. 126 Original.

9 Sec. 20. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
10 Program No. 987 - Parking Property Acquisition

	<u>FY2013-14</u>	<u>FY2014-15</u>
11		
12	<u>REVOLVING FUND</u>	<u>180,000</u>
13	<u>PROGRAM TOTAL</u>	<u>180,000</u>

14 There is included in the appropriation to this program for FY2014-15
15 \$180,000 from the Capitol Buildings Parking Revolving Fund. Subject to
16 section 81-1107, the state building division of the Department of
17 Administrative Services is hereby authorized to acquire property within
18 the Nebraska State Capitol Environs District or within blocks adjacent to
19 the district for state employee parking.

20 The unexpended Revolving Fund appropriation balance existing on June
21 30, 2015, is hereby reappropriated for FY2015-16 and FY2016-17.

22 Sec. 21. Laws 2013, LB195, section 34, is amended to read:

23 Sec. 34. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS

24 Program No. 506 - State Agency and County Post Audits

	<u>FY2013-14</u>	<u>FY2014-15</u>
25		
26	<u>GENERAL FUND</u>	<u>2,001,254</u>
27	<u>GENERAL FUND</u>	<u>2,016,246</u>
28	<u>PROGRAM TOTAL</u>	<u>2,001,254</u>
29	<u>PROGRAM TOTAL</u>	<u>2,016,246</u>
30	<u>SALARY LIMIT</u>	<u>1,558,407</u>

1	<u>SALARY LIMIT</u>	<u>1,524,124</u>	<u>1,569,429</u>
2	The unexpended General Fund appropriation balance existing on June		
3	30, 2013, is hereby reappropriated.		
4	Sec. 22. Laws 2013, LB195, section 35, is amended to read:		
5	Sec. 35. AGENCY NO. 10 – AUDITOR OF PUBLIC ACCOUNTS		
6	Program No. 525 - Cooperative Audits		
7		FY2013-14	FY2014-15
8	CASH FUND	1,363,012	1,392,105
9	<u>CASH FUND</u>	<u>1,363,012</u>	<u>1,426,386</u>
10	PROGRAM TOTAL	1,363,012	1,392,105
11	<u>PROGRAM TOTAL</u>	<u>1,363,012</u>	<u>1,426,386</u>
12	SALARY LIMIT	1,132,151	1,157,617
13	<u>SALARY LIMIT</u>	<u>1,132,151</u>	<u>1,183,334</u>

14	Sec. 23. Laws 2013, LB195, section 44, is amended to read:		
15	Sec. 44. AGENCY NO. 12 – STATE TREASURER		
16	Program No. 659 - Long-Term Care Savings Program		
17		FY2013-14	FY2014-15
18	GENERAL FUND	60,703	61,329
19	PROGRAM TOTAL	60,703	61,329
20	<u>GENERAL FUND</u>	<u>60,703</u>	<u>41,329</u>
21	<u>PROGRAM TOTAL</u>	<u>60,703</u>	<u>41,329</u>
22	SALARY LIMIT	12,633	13,176

23 The unexpended General Fund appropriation balance existing on June
24 30, 2013, is hereby reappropriated.

25 The unexpended General Fund appropriation balance existing on June
26 30, 2014, less \$150,000, is hereby reappropriated.

27 Sec. 24. Laws 2013, LB195, section 112, is amended to read:
28 Sec. 112. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
29 Program No. 519 - Nebraska Veterans' Homes

30		FY2013-14	FY2014-15
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1	GENERAL FUND	24,789,548	25,200,616
2	CASH FUND	12,795,999	12,844,034
3	FEDERAL FUND est.	18,954,263	19,388,787
4	PROGRAM TOTAL	56,539,810	57,433,437
5	SALARY LIMIT	29,636,869	30,246,060

6 The unexpended General Fund appropriation balance existing on June
7 30, 2013, is hereby reappropriated.

8 The unexpended General Fund appropriation balance existing on June
9 30, 2014, less \$2,761,800, is hereby reappropriated.

10 The Department of Administrative Services shall monitor the
11 appropriations and expenditures for this program according to the
12 following program classifications:

13 No. 510 - Veterans' Home System Administration

14 No. 519 - Grand Island Veterans' Home

15 No. 520 - Norfolk Veterans' Home

16 No. 521 - Western Nebraska Veterans' Home

17 No. 522 - Eastern Nebraska Veterans' Home

18 Sec. 25. Laws 2013, LB195, section 175, is amended to read:

19 Sec. 175. AGENCY NO. 54 – NEBRASKA STATE HISTORICAL SOCIETY

20 Program No. 648 - Nebraska State Historical Society

21		FY2013-14	FY2014-15
22	GENERAL FUND	4,042,916	4,101,737
23	<u>GENERAL FUND</u>	<u>4,042,916</u>	<u>4,117,737</u>
24	CASH FUND	2,275,068	2,302,695
25	FEDERAL FUND est.	821,709	829,274
26	PROGRAM TOTAL	7,139,693	7,233,706
27	<u>PROGRAM TOTAL</u>	<u>7,139,693</u>	<u>7,249,706</u>
28	SALARY LIMIT	3,653,533	3,733,039
29	<u>SALARY LIMIT</u>	<u>3,653,533</u>	<u>3,754,039</u>

30 The unexpended General Fund appropriation balance on June 30, 2013,
31 is hereby reappropriated.

1 The Department of Administrative Services shall monitor the
2 appropriations and expenditures for this program according to the
3 following program classifications:

4 No. 43 - Departmental Administration

5 No. 258 - Library/Archives Division

6 No. 541 - Museum Operation

7 No. 542 - Branch Museums

8 No. 543 - Archeology Division

9 No. 552 - Historic Preservation

10 No. 632 - Hall of Fame Commission

11 No. 647 - Skeletal Remains Protection

12 No. 653 - Gerald R. Ford Conservation Center

13 There is included in the appropriation to this program for FY2013-14
14 \$100,000 Federal Funds estimate for state aid, which shall only be used
15 for such purpose. There is included in the appropriation to this program
16 for FY2014-15 \$100,000 Federal Funds estimate for state aid, which shall
17 only be used for such purpose.

18 There is included in the appropriation to this program for FY2013-14
19 \$25,000 General Funds and for FY2014-15 \$25,000 General Funds to carry
20 out obligations of the agency under the Unmarked Human Burial Sites and
21 Skeletal Remains Protection Act, which shall only be used for such
22 purpose.

23 It is the intent of the Legislature that the Nebraska State
24 Historical Society shall continue to budget and account for each of the
25 branch museums at the subprogram level within this program.

26 Appropriations shall only be expended for the operation,
27 construction, maintenance, or repair of a gift of real property after
28 that property has been approved for acceptance by the Governor and the
29 Legislature as required under section 81-1108.33.

30 Sec. 26. Laws 2014, LB905, section 52, is amended to read:

31 Sec. 52. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

1 Program No. 158 - Education Aid

	FY2013-14	FY2014-15
3 GENERAL FUND	1,110,823,561	1,120,477,237
4 <u>GENERAL FUND</u>	<u>1,110,823,561</u>	<u>1,119,347,863</u>
5 CASH FUND	3,240,938	3,240,938
6 FEDERAL FUND est.	290,889,138	290,889,138
7 PROGRAM TOTAL	1,404,953,637	1,414,607,313
8 <u>PROGRAM TOTAL</u>	<u>1,404,953,637</u>	<u>1,413,477,939</u>

9 There is included in the appropriation to this program for FY2013-14
10 \$1,110,823,561 General Funds, \$3,240,938 Cash Funds, and \$290,889,138
11 Federal Funds estimate for state aid, which shall only be used for such
12 purpose. There is included in the appropriation to this program for
13 FY2014-15 \$1,119,347,863 ~~\$1,120,477,237~~ General Funds, \$3,240,938 Cash
14 Funds, and \$290,889,138 Federal Funds estimate for state aid, which shall
15 only be used for such purpose.

16 There is included in the amount shown for FY2013-14 \$884,888,317
17 General Funds which are hereby appropriated to the Tax Equity and
18 Educational Opportunities Fund, which fund is hereby appropriated to
19 provide state aid to public school districts pursuant to the Tax Equity
20 and Educational Opportunities Support Act. There is included in the
21 amount shown for FY2014-15 \$879,460,393 ~~\$880,642,147~~ General Funds which
22 are hereby appropriated to the Tax Equity and Educational Opportunities
23 Fund, which fund is hereby appropriated to provide state aid to public
24 school districts pursuant to the Tax Equity and Educational Opportunities
25 Support Act.

26 There is included in the amount shown for this program \$203,588,534
27 General Funds provided as state aid for FY2013-14 for special education
28 reimbursement. There is included in the amount shown for this program
29 \$213,767,961 General Funds provided as state aid for FY2014-15 for
30 special education reimbursement.

31 There is included in the amount shown for this program \$465,500

1 General Funds provided as state aid for FY2013-14 and \$465,500 General
2 Funds provided as state aid for FY2014-15 to carry out the provisions of
3 subsection (2) of section 79-734.

4 There is included in the amount shown for this program \$10,488,509
5 General Funds provided as state aid for FY2013-14 and \$10,488,509 General
6 Funds provided as state aid for FY2014-15 for core services for
7 educational service units.

8 There is included in the amount shown for this program \$3,272,887
9 General Funds provided as state aid for FY2013-14 and \$3,272,887 General
10 Funds provided as state aid for FY2014-15 for technology infrastructure
11 for educational service units.

12 There is included in the amount shown for this program \$290,365
13 General Funds provided as state aid for FY2013-14 and \$290,365 General
14 Funds provided as state aid for FY2014-15 for distance education aid to
15 educational service units.

16 There is included in the amount shown for this program \$547,589
17 General Funds provided as state aid for FY2013-14 and ~~\$505,388~~ ~~\$453,008~~
18 General Funds provided as state aid for FY2014-15 for the school
19 breakfast program.

20 There is included in the amount shown for this program \$392,032
21 General Funds provided as state aid for FY2013-14 and \$392,032 General
22 Funds provided as state aid for FY2014-15 for the school lunch program.

23 There is included in the amount shown for this program \$214,664
24 General Funds provided as state aid for FY2013-14 and \$214,664 General
25 Funds provided as state aid for FY2014-15 for adult basic education
26 programs.

27 There is included in the amount shown for this program \$725,000
28 General Funds provided as state aid for FY2013-14 and \$725,000 General
29 Funds provided as state aid for FY2014-15 for learning community aid.

30 There is included in the amount shown for this program \$1,820,164
31 General Funds provided as state aid for FY2013-14 and \$1,820,164 General

1 Funds provided as state aid for FY2014-15 for early childhood education
2 projects.

3 There is included in the amount shown for this program \$3,415,000
4 General Funds provided as one-time state aid for FY2014-15 for early
5 childhood education projects. The unexpended General Fund appropriation
6 balance existing on June 30, 2015, from this appropriation, is hereby
7 reappropriated.

8 There is included in the amount shown for this program \$130,000
9 General Funds provided as state aid for FY2013-14 and \$130,000 General
10 Funds provided as state aid for FY2014-15 for the Summer Food Service
11 Program.

12 There is included in the amount shown for this program \$4,000,000
13 General Funds provided as state aid for FY2013-14 and \$4,000,000 General
14 Funds provided as state aid for FY2014-15 for the Early Childhood
15 Education Grant Program for at-risk children from birth to age three. It
16 is the intent of the Legislature that a maximum of five percent of the
17 \$4,000,000 of General Funds appropriated each fiscal year for the Early
18 Childhood Education Grant Program for at-risk children from birth to age
19 three may be used for evaluation and technical assistance.

20 There is included in the amount shown for this program \$400,000
21 General Funds provided as state aid for FY2014-15 to expand the Nurturing
22 Healthy Behaviors program. It is the intent of the Legislature that a
23 portion of the funds provided shall be used for at least one new program
24 in the third congressional district.

25 On or before October 1 of each year, the Department of Health and
26 Human Services and the State Department of Education shall jointly
27 certify to the budget administrator of the budget division of the
28 Department of Administrative Services the amount of federal medicaid
29 funds paid to school districts pursuant to the Early Intervention Act for
30 special education services for children age five years and older. The
31 General Fund appropriation to the State Department of Education, Program

1 158, for state special education aid shall be decreased by an amount
 2 equal to the amount that would have been reimbursed with state General
 3 Funds to the school districts through the special education reimbursement
 4 process for special education services for children age five years and
 5 older that was paid to school districts or approved cooperatives with
 6 federal medicaid funds. There is hereby appropriated from the General
 7 Fund an amount equal to the amount certified to the budget administrator
 8 for FY2013-14 and FY2014-15 to the Department of Health and Human
 9 Services to aid in carrying out the provisions of Laws 1991, LB 701. The
 10 budget administrator shall distribute the amount appropriated between
 11 budget programs according to percentages certified by the Department of
 12 Health and Human Services.

13 Sec. 27. Laws 2014, LB905, section 54, is amended to read:

14 Sec. 54. AGENCY NO. 16 – DEPARTMENT OF REVENUE
 15 Program No. 108 - Homestead Exemption

	FY2013-14	FY2014-15
16 GENERAL FUND	65,100,000	68,900,000
18 PROGRAM TOTAL	65,100,000	68,900,000
19 <u>GENERAL FUND</u>	<u>65,100,000</u>	<u>62,779,000</u>
20 <u>PROGRAM TOTAL</u>	<u>65,100,000</u>	<u>62,779,000</u>

21 There is included in the appropriation to this program for FY2013-14
 22 \$65,100,000 General Funds for state aid, which shall only be used for
 23 such purpose. There is included in the appropriation to this program for
 24 FY2014-15 \$62,779,000 ~~\$68,900,000~~ General Funds for state aid, which
 25 shall only be used for such purpose.

26 Sec. 28. Laws 2014, LB905, section 59, is amended to read:

27 Sec. 59. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
 28 Program No. 347 - Public Assistance

	FY2013-14	FY2014-15
30 GENERAL FUND	103,359,868	108,244,583
31 <u>GENERAL FUND</u>	<u>103,359,868</u>	<u>99,244,583</u>

1	CASH FUND	3,560,000	3,560,000
2	FEDERAL FUND est.	103,059,571	102,574,856
3	PROGRAM TOTAL	209,979,439	214,379,439
4	<u>PROGRAM TOTAL</u>	<u>209,979,439</u>	<u>205,379,439</u>

5 There is included in the appropriation to this program for FY2013-14
6 \$103,359,868 General Funds, \$3,560,000 Cash Funds, and \$103,059,571
7 Federal Funds estimate for state aid, which shall only be used for such
8 purpose. There is included in the appropriation to this program for
9 FY2014-15 ~~\$99,244,583~~ ~~\$108,244,583~~ General Funds, \$3,560,000 Cash Funds,
10 and \$102,574,856 Federal Funds estimate for state aid, which shall only
11 be used for such purpose.

12 There is included in the appropriation to this program for FY2013-14
13 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund for state aid
14 to aid in carrying out the Nebraska Lifespan Respite Services Program and
15 to provide payment to caregivers to purchase services under the respite
16 subsidy program. There is included in the appropriation to this program
17 for FY2014-15 \$810,000 Cash Funds from the Nebraska Health Care Cash Fund
18 for state aid to aid in carrying out the Nebraska Lifespan Respite
19 Services Program and to provide payment to caregivers to purchase
20 services under the respite subsidy program.

21 There is included in the appropriation to this program for FY2013-14
22 \$660,000 General Funds and for FY2014-15 \$660,000 General Funds which
23 shall be used solely to increase the reimbursement rate paid to providers
24 of adult day services under the Title XX Program.

25 Sec. 29. Laws 2014, LB905, section 60, is amended to read:

26 Sec. 60. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
27 Program No. 348 - Medical Assistance

28		FY2013-14	FY2014-15
29	GENERAL FUND	703,688,424	775,093,326
30	<u>GENERAL FUND</u>	<u>703,688,424</u>	<u>753,093,326</u>
31	CASH FUND	38,681,662	46,381,662

1	FEDERAL FUND est.	1,104,116,011	1,163,014,792
2	<u>FEDERAL FUND est.</u>	<u>1,104,116,011</u>	<u>1,138,014,792</u>
3	PROGRAM TOTAL	1,846,486,097	1,984,489,780
4	<u>PROGRAM TOTAL</u>	<u>1,846,486,097</u>	<u>1,937,489,780</u>

5 There is included in the appropriation to this program for FY2013-14
6 \$703,688,424 General Funds, \$38,681,662 Cash Funds, and \$1,104,116,011
7 Federal Funds estimate for state aid, which shall only be used for such
8 purpose. There is included in the appropriation to this program for
9 FY2014-15 ~~\$753,093,326~~ ~~\$775,093,326~~ General Funds, \$46,381,662 Cash
10 Funds, and ~~\$1,138,014,792~~ ~~\$1,163,014,792~~ Federal Funds estimate for state
11 aid, which shall only be used for such purpose.

12 There is included in the appropriation to this program for FY2013-14
13 \$4,765,896 Cash Funds for state aid for the continuation of the
14 behavioral health provider rate increase and behavioral health provider
15 rate increase for managed care, inpatient services, and residential
16 treatment services provided with funds from the Nebraska Health Care Cash
17 Fund. There is included in the appropriation to this program for
18 FY2014-15 \$4,765,896 Cash Funds for state aid for the continuation of the
19 behavioral health provider rate increase and behavioral health provider
20 rate increase for managed care, inpatient services, and residential
21 treatment services provided with funds from the Nebraska Health Care Cash
22 Fund.

23 There is included in the appropriation to this program for FY2013-14
24 \$450,000 Cash Funds from the Nebraska Health Care Cash Fund for a state
25 plan amendment covering tobacco-use cessation in compliance with Title
26 XIX of the federal Social Security Act. There is included in the
27 appropriation to this program for FY2014-15 \$450,000 Cash Funds from the
28 Nebraska Health Care Cash Fund for a state plan amendment covering
29 tobacco-use cessation in compliance with Title XIX of the federal Social
30 Security Act. The smoking cessation funding for FY2013-14 and FY2014-15
31 is for the costs of tobacco-use cessation counseling and tobacco-use

1 cessation pharmaceuticals approved by the federal Food and Drug
2 Administration for such purpose.

3 The Department of Health and Human Services shall send to the
4 Appropriations Committee of the Legislature the quarterly network access
5 report from the behavioral health managed care provider as required by
6 the contract. Additionally, on October 1, January 1, April 1, and July 1
7 of each year, the department shall report such rates of initial service
8 authorizations, reauthorizations subsequent to initial service
9 authorizations, and denials for behavioral health services broken out by
10 the following age groups: Children under the age of 19; adults ages 19 to
11 64; and adults age 65 and older. The reports required to be submitted to
12 the Appropriations Committee of the Legislature by this section shall be
13 submitted electronically.

14 It is the intent of the Legislature that phased-down state
15 contributions to the federal government as defined and required by the
16 Medicare Prescription Drug, Improvement, and Modernization Act of 2003
17 may be made from appropriations to this program.

18 There is included in the appropriation to this program for FY2014-15
19 \$7,700,000 Cash Funds from funds transferred from the University of
20 Nebraska Medical Center and an estimated \$9,200,000 federal funds for
21 supplemental payments to the University of Nebraska Medical Center. The
22 payments are allowed pending the approval of a Medicaid State Plan
23 Amendment by the Centers for Medicare and Medicaid.

24 There is included in the appropriation to this program for FY2014-15
25 \$-0- Cash Funds from the Health and Human Services Cash Fund (Fund 22555)
26 for FY2014-15.

27 Sec. 30. Laws 2014, LB907A, section 3, is amended to read:

28 Sec. 3. There is hereby appropriated (1) ~~\$2,773,488~~ ~~\$5,000,000~~ from
29 the General Fund for FY2014-15 and (2) \$5,000,000 from the General Fund
30 for FY2015-16 to the Department of Correctional Services, for Program 214
31 - Vocational and Life Skills Program, to aid in carrying out the

1 provisions of Legislative Bill 907, One Hundred Third Legislature, Second
2 Session, 2014.

3 Total expenditures for permanent and temporary salaries and per
4 diems from funds appropriated in this section shall not exceed \$1,109,100
5 for FY2014-15 or \$1,129,100 for FY2015-16.

6 There is included in the appropriation to this program for FY2014-15
7 ~~\$1,750,000~~ ~~\$3,500,000~~ General Funds for state aid, which shall only be
8 used for such purpose. There is included in the appropriation to this
9 program for FY2015-16 ~~\$3,500,000~~ General Funds for state aid, which shall
10 only be used for such purpose.

11 Sec. 31. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

12 (1) For purposes of this act, (a) SALARY LIMIT shall mean total
13 expenditures for permanent and temporary salaries and per diems and (b)
14 total expenditures for permanent and temporary salaries and per diems
15 shall mean all remuneration paid to employees treated as taxable
16 compensation by the Internal Revenue Service or subject to social
17 security coverage, specifically including payments accounted for as
18 vacation, holidays, sick leave, military leave, funeral leave, maternity
19 leave, administrative leave, compensatory time, deferred compensation, or
20 any other similar form, and amounts withheld pursuant to law, but
21 excluding state contributions for social security, retirement, and
22 employee insurance plans.

23 (2) Total expenditures for permanent and temporary salaries and per
24 diems shall be limited to the amount shown except when federal funds in
25 excess of the amount shown are available and approved by the Governor.
26 Expenditures for permanent and temporary salaries and per diems from such
27 grants shall be in addition to the limitation on permanent and temporary
28 salaries and per diems otherwise shown in this act. No agency shall
29 request any state funds for continuation or replacement of any such
30 personnel or activities in future budget requests. To the extent
31 feasible, requests for increases in the limitation on permanent and

1 temporary salaries and per diems shall be addressed to the Appropriations
2 Committee of the Legislature when the Legislature is in session.

3 (3) Expenditures for permanent and temporary salaries resulting from
4 awards made to employees under sections 81-1346 to 81-1354 shall be in
5 addition to the limitations on permanent and temporary salaries and per
6 diems otherwise shown in this act.

7 (4) The limitation on expenditures for permanent and temporary
8 salaries and per diems for FY2014-15 as established by the Legislature
9 shall be the basis for continuation funding for each fiscal year of the
10 succeeding biennium.

11 (5) The limitation on expenditures for permanent and temporary
12 salaries and per diems for FY2014-15 shall be increased by certified
13 encumbrance amounts from FY2013-14 for permanent and temporary salaries
14 and per diems. Encumbered amounts shall be calculated in accordance with
15 section 81-138.01.

16 (6) The limitation on expenditures for permanent and temporary
17 salaries and per diems shall only apply to remuneration paid to state
18 employees or per diem payments made to members of state boards or
19 commissions.

20 Sec. 32. Original Laws 2013, LB195, sections 34, 35, 44, 112, and
21 175; Laws 2014, LB905, sections 52, 54, 59, and 60; and Laws 2014,
22 LB907A, section 3, are repealed.

23 Sec. 33. Since an emergency exists, this act takes effect when
24 passed and approved according to law.