

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 660

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 define terms; to
- 2 appropriate funds for capital construction and property acquisition
- 3 as prescribed; to state intent; to require program statements and a
- 4 request for funding; to provide an operative date; and to declare an
- 5 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 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, FY2014-15 means the period July 1, 2014, through June 30, 2015,
6 FY2015-16 means the period July 1, 2015, through June 30, 2016, and
7 FY2016-17 means the period July 1, 2016, through June 30, 2017.

8 Sec. 2. APPROPRIATION LANGUAGE.

9 There are hereby appropriated, for FY2015-16 and FY2016-17, the sums
10 set forth in this act to each agency for each program from the respective
11 funds for capital construction projects, land acquisition, lease-purchase
12 arrangements, and major equipment acquisition, except as otherwise
13 appropriated.

14 Sec. 3. REAPPROPRIATION OF BALANCE, FY2015-16 to FY2016-17.

15 In addition to the appropriations set forth in this act, there are
16 hereby reappropriated all unexpended appropriation balances existing on
17 June 30, 2016, for FY2016-17 to the respective agencies, programs, and
18 funds listed in this act, except as otherwise provided in this act.

19 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

20 The definitions contained in the Nebraska Accounting System Manual,
21 and any amendments thereto, on file with the Clerk of the Legislature are
22 hereby adopted by the Legislature as the definitions for this act.

23 Sec. 5. DRAWING AND PAYING WARRANTS.

24 The Director of Administrative Services shall draw warrants upon the
25 proper fund in the state treasury for an amount not to exceed the
26 appropriations set forth in this act upon presentation of proper
27 documentation. The State Treasurer shall pay the warrants out of the
28 appropriate funds.

29 Sec. 6. It is the intent of the Legislature that the appropriations
30 for capital facilities follow an orderly and reasonable process based
31 upon defined and documented need and an analysis of the utilization of

1 existing facilities.

2 The biennial appropriations contained in this act covering FY2015-16
3 and FY2016-17, which have been designated for planning, require from the
4 agency a complete program statement prepared in accordance with the
5 Procedural Manual for Capital Construction as approved by the state
6 building division of the Department of Administrative Services. Projects
7 directly related to program continuation such as fire and life safety,
8 maintenance, utility improvements, handicapped access, and master
9 planning require a statement of needs prepared in accordance with the
10 manual. An appropriation for drawings and construction may be recommended
11 only after submission of an acceptable program statement or statement of
12 needs on or before September 15 to the state building division, the
13 budget division of the Department of Administrative Services, and the
14 Legislative Fiscal Analyst.

15 Program statements that have been submitted prior to FY2015-16 shall
16 be updated if necessary and resubmitted during the period July 1, 2015,
17 to September 1, 2015. Program statements that have been submitted prior
18 to FY2016-17 shall be updated if necessary and resubmitted during the
19 period July 1, 2016, to September 1, 2016, by agency priority. Such
20 priority shall be subject to final modification by the governing
21 authority of each agency on or before September 15, 2016.

22 Sec. 7. It is the intent of the Legislature that agencies should
23 construct or renovate facilities in such a manner as to provide the
24 greatest cost-effective energy savings possible. Design criteria
25 emphasizing efficiency, functionality, and energy conservation shall be
26 reflected in program statements, schematic design documents, design
27 development documents, and construction documents. The state building
28 division of the Department of Administrative Services and the State
29 Energy Office shall provide technical assistance to the state agencies,
30 upon request, to assist them in providing for energy-efficient new or
31 renovated facilities.

1 Sec. 8. AGENCY NO. 17 – DEPARTMENT OF AERONAUTICS

2 Program No. 917 - Capital Construction Projects

	FY2015-16	FY2016-17	FUTURE
4 CASH FUND	30,000	-0-	-0-
5 PROGRAM TOTAL	30,000	-0-	-0-

6 The Department of Aeronautics is hereby authorized to demolish the
7 current Scribner State Airfield manager's residence.

8 Sec. 9. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

9 Program No. 919 - Hastings Regional Center Building No. 3 Renovation

	FY2015-16	FY2016-17	FUTURE
11 GENERAL FUND	4,883,000	-0-	-0-
12 NEBRASKA CAPITAL			
13 CONSTRUCTION FUND	-0-	-0-	-0-
14 PROGRAM TOTAL	4,883,000	-0-	-0-

15 The Department of Health and Human Services is hereby authorized to
16 renovate Building No. 3 at the Hastings Regional Center to house the
17 chemical dependency program serving adolescent males in state custody.

18 There is included in the appropriations to this program an estimated
19 \$2,897,000 to demolish buildings at the Hastings Regional Center
20 determined by the Vacant Building and Excess Land Committee to be vacant
21 as defined in section 72-811 contingent on the actions pursuant to the
22 program statement provided for in subsection (2) of section 83-305.05.

23 Sec. 10. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

24 Program No. 923 - Assisted Living to Skilled Nursing Conversion

	FY2015-16	FY2016-17	FUTURE
26 GENERAL FUND	1,361,800	-0-	-0-
27 PROGRAM TOTAL	1,361,800	-0-	-0-

28 The Department of Health and Human Services is hereby authorized to
29 convert Assisted Living licensed rooms to Skilled Nursing rooms at the
30 Western Nebraska Veterans' Home.

31 Sec. 11. AGENCY NO. 27 – DEPARTMENT OF ROADS

1 Program No. 901 - Facility Improvements

2		FY2015-16	FY2016-17	FUTURE
3	CASH FUND	5,000,000	10,350,000	39,849,208
4	PROGRAM TOTAL	5,000,000	10,350,000	39,849,208

5 The Department of Roads is hereby authorized to prepare program
6 statements on and design and build various projects throughout the state.

7 The Department of Roads is hereby authorized to prepare program
8 statements on and design and renovate the Central and Hill Campus
9 Facilities in Lincoln.

10 Sec. 12. AGENCY NO. 31 – MILITARY DEPARTMENT

11 Program No. 925 - Federal Construction Projects

12		FY2015-16	FY2016-17	FUTURE
13	FEDERAL FUND est.	870,000	-0-	-0-
14	PROGRAM TOTAL	870,000	-0-	-0-

15 The Military Department is hereby authorized to continue ongoing
16 construction on various National Guard Readiness Centers, as well as a
17 facilities maintenance building project at the Camp Ashland training
18 facility.

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

20 Program No. 927 - State/Federal Construction Projects

21		FY2015-16	FY2016-17	FUTURE
22	FEDERAL FUND est.	750,000	795,000	-0-
23	PROGRAM TOTAL	750,000	795,000	-0-

24 The Military Department is hereby authorized to undertake various
25 parking lot paving projects at the Readiness Centers in Sidney,
26 Scottsbluff, Broken Bow, and York, and at the Lincoln National Guard
27 Administration Center, as well as an HVAC project at the Lincoln
28 Readiness Center.

29 Sec. 14. AGENCY NO. 33 – GAME AND PARKS COMMISSION

30 Program No. 900 - State Park System Facility Improvements

	FY2015-16	FY2016-17	FUTURE
1			
2 CASH FUND	1,000,000	1,000,000	-0-
3 PROGRAM TOTAL	1,000,000	1,000,000	-0-

4 The Game and Parks Commission is hereby authorized to develop new,
5 maintain, and improve boating facilities.

6 Sec. 15. AGENCY NO. 33 – GAME AND PARKS COMMISSION

7 Program No. 901 - State Parks Facilities Deferred Maintenance

	FY2015-16	FY2016-17	FUTURE
8			
9 CASH FUND	1,730,000	2,550,000	-0-
10 PROGRAM TOTAL	1,730,000	2,550,000	-0-

11 The Game and Parks Commission is hereby authorized to make deferred
12 repairs and maintenance improvements at facilities in the state park
13 system and replace and upgrade facilities in the state park system with
14 the appropriation to this program.

15 Sec. 16. AGENCY NO. 33 – GAME AND PARKS COMMISSION

16 Program No. 967 - Improvements to State Parks

	FY2015-16	FY2016-17	FUTURE
17			
18 CASH FUND	6,230,000	495,000	-0-
19 PROGRAM TOTAL	6,230,000	495,000	-0-

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

22 It is intended that the following projects be undertaken with funds
23 appropriated to this program for FY2015-16:

24 Upgrade and repair cabins – Mahoney State Park - \$180,000

25 Convert residence to cabin – Chadron State Park - \$50,000

26 Venture park amenities – Mahoney State Park - \$6,000,000

27 It is intended that the following projects be undertaken with the
28 funds appropriated to this program for FY2016-17:

29 Upgrade and repair cabins – Mahoney State Park - \$180,000

30 Upgrade and repair cabins – Platte River State Park - \$150,000

31 Enhance visitor center – Indian Cave State Park - \$165,000

1 Sec. 17. AGENCY NO. 33 – GAME AND PARKS COMMISSION
2 Program No. 968 - State Historical Areas

	FY2015-16	FY2016-17	FUTURE
4 CASH FUND	945,000	-0-	-0-
5 PROGRAM TOTAL	945,000	-0-	-0-

6 The Game and Parks Commission is hereby authorized to make state
7 historical area improvements with the appropriation to this program.

8 It is intended that the following projects be undertaken with funds
9 appropriated to this program for FY2015-16:

- 10 ATV park and amenities – Ash Hollow State Historical Park - \$750,000
- 11 Visitor Center upgrades – Fort Kearny State Historical Park -
- 12 \$195,000

13 Sec. 18. AGENCY NO. 33 – GAME AND PARKS COMMISSION
14 Program No. 969 - Improvements to State Recreation Areas

	FY2015-16	FY2016-17	FUTURE
16 CASH FUND	450,000	200,000	-0-
17 PROGRAM TOTAL	450,000	200,000	-0-

18 The Game and Parks Commission is hereby authorized to make state
19 recreation area improvements statewide with the appropriation to this
20 program.

21 It is intended that the following projects be undertaken with funds
22 appropriated to this program for FY2015-16:

- 23 New campground development – Fremont Lakes State Recreation Area -
- 24 \$200,000
- 25 Visitors center expansion – Lake McConaughy State Recreation Area -
- 26 \$50,000
- 27 Shower/latrine facility – Mormon Island State Recreation Area -
- 28 \$200,000

29 It is intended that the following projects be undertaken with funds
30 appropriated to this program for FY2016-17:

- 31 Shower/latrine facility – Lake Minatare State Recreation Area -

1 \$200,000

2 Sec. 19. AGENCY NO. 33 – GAME AND PARKS COMMISSION

3 Program No. 971 - Improvements to Special Use Areas (Wildlife
4 Management Areas)

	FY2015-16	FY2016-17	FUTURE
6 CASH FUND	150,000	-0-	-0-
7 PROGRAM TOTAL	150,000	-0-	-0-

8 The Game and Parks Commission is hereby authorized to make
9 improvements statewide to basic facilities at wildlife management areas.

10 Sec. 20. AGENCY NO. 33 – GAME AND PARKS COMMISSION

11 Program No. 972 - Improvements to Administrative Facilities

	FY2015-16	FY2016-17	FUTURE
13 CASH FUND	1,000,000	-0-	-0-
14 PROGRAM TOTAL	1,000,000	-0-	-0-

15 The Game and Parks Commission is hereby authorized to make general
16 improvements and repairs to administrative offices.

17 It is hereby intended that the following projects be undertaken with
18 the funds appropriated to this program for FY2015-16:

19 New maintenance shop - \$750,000

20 General improvements and repairs to administration facilities and
21 boat storage - \$250,000

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

23 Program No. 973 - Improvements to Fish Production Facilities

	FY2015-16	FY2016-17	FUTURE
25 CASH FUND	75,000	75,000	-0-
26 PROGRAM TOTAL	75,000	75,000	-0-

27 The Game and Parks Commission is hereby authorized to make fisheries
28 improvements statewide, such as improvements to hatcheries and the
29 acquisition and development of fishing access facilities, with the
30 appropriation to this program.

31 Sec. 22. AGENCY NO. 33 – GAME AND PARKS COMMISSION

1 Program No. 976 - Emergency Repairs to Fish and Wildlife Facilities

2		FY2015-16	FY2016-17	FUTURE
3	CASH FUND	75,000	-0-	-0-
4	PROGRAM TOTAL	75,000	-0-	-0-

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

9 Sec. 23. AGENCY NO. 33 – GAME AND PARKS COMMISSION

10 Program No. 981 - Aquatic Habitat Enhancement and Restoration

11		FY2015-16	FY2016-17	FUTURE
12	CASH FUND	3,175,000	3,000,000	-0-
13	PROGRAM TOTAL	3,175,000	3,000,000	-0-

14 The Game and Parks Commission is hereby authorized to enhance and
15 rehabilitate aquatic habitat statewide with the appropriation to this
16 program.

17 Sec. 24. AGENCY NO. 33 – GAME AND PARKS COMMISSION

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

24 Sec. 25. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

25 Program No. 914 - Infrastructure and Maintenance

26		FY2015-16	FY2016-17	FUTURE
27	NEBRASKA CAPITAL			
28	CONSTRUCTION FUND	1,000,000	1,000,000	-0-
29	PROGRAM TOTAL	1,000,000	1,000,000	-0-

30 The Department of Correctional Services is hereby authorized to
31 undertake various high priority infrastructure and maintenance projects

1 related to facility roofing, electrical, boiler/chiller/HVAC, fire life
2 safety, and other needs, which projects the Task Force for Building
3 Renewal is unable to fully address.

4 Sec. 26. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
5 COLLEGES

6 Program No. 903 - State Colleges Facilities - Sports Facilities
7 Projects

	FY2015-16	FY2016-17	FUTURE
8 CASH FUND	400,000	400,000	800,000
9 PROGRAM TOTAL	400,000	400,000	800,000

11 The Board of Trustees of the Nebraska State Colleges is hereby
12 authorized to renovate and construct or improve facilities for
13 intercollegiate athletics and student fitness, recreation, and sport
14 activities at the Nebraska State Colleges.

15 Sec. 27. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
16 COLLEGES

17 Program No. 919 - State College Facilities Program of 2006

	FY2015-16	FY2016-17	FUTURE
18 GENERAL FUND	1,125,000	1,125,000	3,375,000
19 REVOLVING FUND est.	1,200,000	1,200,000	3,600,000
20 PROGRAM TOTAL	2,325,000	2,325,000	6,975,000

22 The Legislature hereby acknowledges and reaffirms the directive made
23 by Laws 2006, LB 605, sections 5, 6, and 7, which authorizes the Board of
24 Trustees of the Nebraska State Colleges to make expenditures from the
25 State College Facilities Program of 2006 exclusively for deferred
26 maintenance, repair, and renovation projects outlined in section 6 of LB
27 605.

28 Sec. 28. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
29 COLLEGES

30 Program No. 920 - Board Facilities Fee Fund Projects

	FY2015-16	FY2016-17	FUTURE
31			

1	REVOLVING FUND est.	915,000	915,000	3,660,000
2	PROGRAM TOTAL	915,000	915,000	3,660,000

3 The Legislature hereby acknowledges and reaffirms provisions of
4 section 85-328 which authorize amounts accumulated in the State College
5 Facility Fee Fund to be expended for the purpose of paying the cost of
6 capital improvement projects approved by the Board of Trustees of the
7 Nebraska State Colleges for facilities on campuses or lands owned or
8 controlled by the board.

9 Sec. 29. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
10 COLLEGES

11 Program No. 933 - Chadron State College Rangeland Center and Wayne
12 State College U.S. Conn Library

13		FY2015-16	FY2016-17	FUTURE
14	GENERAL FUND	2,216,000	2,216,000	8,864,000
15	PROGRAM TOTAL	2,216,000	2,216,000	8,864,000

16 The Board of Trustees of the Nebraska State Colleges is authorized
17 to construct laboratory, classroom, office, and herbarium space for a
18 Rangeland Center at Chadron State College. The amount of Rangeland Center
19 project costs to be met by appropriations pursuant to this section is
20 estimated at \$3,696,470. The board is also authorized to renovate the
21 U.S. Conn Library at Wayne State College. The amount of U.S. Conn Library
22 project costs to be met by appropriations pursuant to this section is
23 estimated at \$12,000,000. The board is further authorized to expend such
24 other amounts as it may secure from other sources for completion of the
25 projects.

26 Beginning with the fiscal year commencing July 1, 2013, and
27 continuing through the fiscal year ending June 30, 2021, the Legislature
28 shall appropriate each fiscal year from the General Fund an amount not
29 less than \$2,216,000 to be used by the Board of Trustees of the Nebraska
30 State Colleges to pay the costs of constructing a Rangeland Center at
31 Chadron State College and renovating the U.S. Conn Library at Wayne State

1 College. The board may enter into long-term financing contracts with any
2 person, firm, or corporation for the Rangeland Center and U.S. Conn
3 Library projects. The payments of the costs of the projects may occur
4 over a contract period not to extend beyond June 30, 2021. The board
5 shall not pledge the credit of the State of Nebraska for the payment of
6 any sum owing on account of such contract, except that there may be
7 pledged for the payment of any such contract any appropriations made by
8 the Legislature for such purpose. No contract shall be entered into
9 pursuant to this section without prior approval by resolution by the
10 board. The board may also convey, lease, or lease back all or any part of
11 the Rangeland Center and U.S. Conn Library projects and the land on which
12 such project is situated to such person, firm, or corporation as the
13 board may contract with pursuant to this section to facilitate the long-
14 term payment of the costs of the Rangeland Center and U.S. Conn Library
15 projects. Any such conveyance or lease shall provide that when the costs
16 of the Rangeland Center and U.S. Conn Library projects have been paid,
17 together with interest and other costs thereon, the Rangeland Center and
18 U.S. Conn Library projects and the land on which such projects are
19 located shall become the property of the board. The board may schedule
20 contractual payments on a monthly, quarterly, or semiannual basis
21 consistent with the state fiscal year. On or before August 31, 2021, any
22 funds appropriated from the General Fund for the project held in the
23 state treasury and held by any trustee which are not necessary to meet
24 the terms of any long-term financing agreements entered into pursuant to
25 this section shall be transferred to the General Fund.

26 The Legislature finds and determines that the Rangeland Center and
27 U.S. Conn Library projects are of critical importance to the State of
28 Nebraska. It is the intent of the Legislature that the appropriations for
29 the Rangeland Center and U.S. Conn Library projects shall not be reduced
30 until all contracts and securities relating to the construction and
31 financing of the Rangeland Center and U.S. Conn Library projects are

1 completed or paid but in no case shall such appropriations extend beyond
2 the fiscal year ending June 30, 2021.

3 Sec. 30. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

4 Program No. 920 - University of Nebraska Facilities Program of 2006

5		FY2015-16	FY2016-17	FUTURE
6	GENERAL FUND	11,000,000	11,000,000	33,000,000
7	CASH FUND est.	11,000,000	11,000,000	28,632,546
8	PROGRAM TOTAL	22,000,000	22,000,000	61,632,546

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

15 Sec. 31. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

16 Program No. 930 - Nebraska College of Technical Agriculture at
17 Curtis Education Center

18		FY2015-16	FY2016-17	FUTURE
19	GENERAL FUND	820,000	820,000	7,106,135
20	PROGRAM TOTAL	820,000	820,000	7,106,135

21 The Board of Regents of the University of Nebraska is hereby
22 authorized to design and construct an Education Center at the Nebraska
23 College of Technical Agriculture at Curtis. The total project cost to be
24 supported from state funds is \$8,762,000. Nonstate tax funds of
25 \$1,000,000 shall be used to supplement the project.

26 The Board of Regents may enter into long-term financing contracts
27 with any person, firm, or corporation for the Education Center project.
28 The payments of the costs of the project may occur over a contract period
29 not to extend beyond June 30, 2025. The Board of Regents shall not pledge
30 the credit of the State of Nebraska for the payment of any sum owing on
31 account of such contracts, except that there may be pledged for payment

1 of any such contracts any appropriations made by the Legislature for such
 2 purpose. No contracts shall be entered into pursuant to this section
 3 without prior approval by resolution of the Board of Regents. The Board
 4 of Regents may schedule contractual payments on a monthly, quarterly, or
 5 semiannual basis consistent with the state fiscal year. On or before
 6 August 31, 2025, any funds appropriated from the Nebraska Capital
 7 Construction Fund and the General Fund for the project held in the state
 8 treasury and held by any trustee which are not necessary to meet the
 9 terms of any long-term financing agreements entered into pursuant to this
 10 section shall be transferred to the General Fund.

11 Sec. 32. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

12 Program No. 939 - Veterinary Diagnostic Center

	FY2015-16	FY2016-17	FUTURE
14 GENERAL FUND	-0-	5,101,000	31,292,000
15 PROGRAM TOTAL	-0-	5,101,000	31,292,000

16 Subject to the provisions of section 85-1414, the Board of Regents
 17 of the University of Nebraska is hereby authorized to design and
 18 construct a Veterinary Diagnostic Center at the University of Nebraska
 19 Institute of Agriculture and Natural Resources. The total project cost is
 20 estimated at \$45,644,000 of which \$4,150,000 is private or other funds.

21 The \$5,101,000 appropriated for FY2013-14 and the \$5,101,000
 22 appropriated for FY2014-15 are hereby reappropriated and available for
 23 FY2015-16.

24 Beginning with the fiscal year commencing July 1, 2016, and
 25 continuing through the fiscal year ending June 30, 2024, the Legislature
 26 shall appropriate each fiscal year from the General Fund an amount not
 27 less than \$5,101,000 to be used by the Board of Regents of the University
 28 of Nebraska to pay the costs of constructing a Veterinary Diagnostic
 29 Center. The board may enter into long-term financing contracts with any
 30 person, firm, or corporation for the Veterinary Diagnostic Center
 31 project. The board may not enter into long-term financing contracts until

1 evidence is provided to the budget administrator of the budget division
2 of the Department of Administrative Services that \$4,150,000 private or
3 other funds have been received for this project. The payments of the
4 costs of the project may occur over a contract period not to extend
5 beyond June 30, 2024. The board shall not pledge the credit of the State
6 of Nebraska for the payment of any sum owing on account of such contract,
7 except that there may be pledged for the payment of any such contract any
8 appropriations made by the Legislature for such purpose. No contract
9 shall be entered into pursuant to this section without prior approval by
10 resolution by the board. The board may also convey, lease, or lease back
11 all or any part of the Veterinary Diagnostic Center project and the land
12 on which such project is situated to such person, firm, or corporation as
13 the board may contract with pursuant to this section to facilitate the
14 long-term payment of the cost of the Veterinary Diagnostic Center
15 project. Any such conveyance or lease shall provide that when the cost of
16 the Veterinary Diagnostic Center project has been paid, together with
17 interest and other costs thereon, the Veterinary Diagnostic Center
18 project and the land on which such project is located shall become the
19 property of the board. The board may schedule contractual payments on a
20 monthly, quarterly, or semiannual basis consistent with the state fiscal
21 year. On or before August 31, 2024, any funds appropriated from the
22 General Fund for the project held in the state treasury and held by any
23 trustee which are not necessary to meet the terms of any long-term
24 financing agreements entered into pursuant to this section shall be
25 transferred to the General Fund.

26 The Legislature finds and determines that the Veterinary Diagnostic
27 Center project is of critical importance to the State of Nebraska. It is
28 the intent of the Legislature that the appropriations for the Veterinary
29 Diagnostic Center project shall not be reduced until all contracts and
30 securities relating to the construction and financing of the Veterinary
31 Diagnostic Center project are completed or paid but in no case shall such

1 appropriations extend beyond the fiscal year ending June 30, 2024.

2 Sec. 33. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

3 Program No. 976 - College of Nursing Building - Lincoln Division

4	FY2015-16	FY2016-17	FUTURE
5 GENERAL FUND	1,477,000	1,477,000	7,569,000
6 PROGRAM TOTAL	1,477,000	1,477,000	7,569,000

7 The Board of Regents of the University of Nebraska is hereby
8 authorized to design and construct a College of Nursing Building at the
9 University of Nebraska-Lincoln. The total project cost is estimated at
10 \$17,650,000 of which \$5,650,000 is private or other funds.

11 Beginning with the fiscal year commencing July 1, 2013, and
12 continuing through the fiscal year ending June 30, 2023, the Legislature
13 shall appropriate each fiscal year from the General Fund an amount not
14 less than \$1,477,000 to be used by the Board of Regents of the University
15 of Nebraska to pay the costs of constructing a College of Nursing
16 Building. The board may enter into long-term financing contracts with any
17 person, firm, or corporation for the College of Nursing Building project.
18 The board may not enter into long-term financing contracts until evidence
19 is provided to the budget administrator of the budget division of the
20 Department of Administrative Services that \$5,650,000 private or other
21 funds have been received for this project. The payments of the costs of
22 the project may occur over a contract period not to extend beyond June
23 30, 2023. The board shall not pledge the credit of the State of Nebraska
24 for the payment of any sum owing on account of such contract, except that
25 there may be pledged for the payment of any such contract any
26 appropriations made by the Legislature for such purpose. No contract
27 shall be entered into pursuant to this section without prior approval by
28 resolution by the board. The board may also convey, lease, or lease back
29 all or any part of the College of Nursing Building project and the land
30 on which such project is situated to such person, firm, or corporation as
31 the board may contract with pursuant to this section to facilitate the

1 long-term payment of the costs of the College of Nursing Building
 2 project. Any such conveyance or lease shall provide that when the cost of
 3 the College of Nursing Building project has been paid, together with
 4 interest and other costs thereon, the College of Nursing Building project
 5 and the land on which such project is located shall become the property
 6 of the board. The board may schedule contractual payments on a monthly,
 7 quarterly, or semiannual basis consistent with the state fiscal year. On
 8 or before August 31, 2023, any funds appropriated from the General Fund
 9 for the project held in the state treasury and held by any trustee which
 10 are not necessary to meet the terms of any long-term financing agreements
 11 entered into pursuant to this section shall be transferred to the General
 12 Fund.

13 The Legislature finds and determines that the College of Nursing
 14 Building project is of critical importance to the State of Nebraska. It
 15 is the intent of the Legislature that the appropriations for the College
 16 of Nursing Building project shall not be reduced until all contracts and
 17 securities relating to the construction and financing of the College of
 18 Nursing Building project are completed or paid but in no case shall such
 19 appropriations extend beyond the fiscal year ending June 30, 2023.

20 Sec. 34. AGENCY NO. 54 – NEBRASKA STATE HISTORICAL SOCIETY

21 Program No. 957 - Museum Renovation

	FY2015-16	FY2016-17	FUTURE
22 GENERAL FUND	3,000,000	-0-	-0-
23 PROGRAM TOTAL	3,000,000	-0-	-0-

24 The Nebraska State Historical Society is authorized to renovate the
 25 Nebraska History Museum.

26 Sec. 35. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

27 Program No. 901 - State Capitol Improvements

	FY2015-16	FY2016-17	FUTURE
28 GENERAL FUND	500,000	500,000	4,000,000
29 PROGRAM TOTAL	500,000	500,000	4,000,000

1 There is included in the appropriation to this program for FY2015-16
2 \$165,000 from the General Fund and for FY2016-17 \$165,000 from the
3 General Fund for conservation and restoration of Capitol space occupied
4 by the Legislature.

5 Sec. 36. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

6 Program No. 940 - Task Force for Building Renewal

	FY2015-16	FY2016-17	FUTURE
8 CASH FUND	21,273,930	21,273,930	42,547,860
9 PROGRAM TOTAL	21,273,930	21,273,930	42,547,860

10 The Legislature hereby acknowledges and reaffirms the directive made
11 by section 77-2602, which is to place amounts from the special privilege
12 tax on cigarettes in the Building Renewal Allocation Fund for FY1997-98
13 and continuing each fiscal year until all the purposes of the Deferred
14 Building Renewal Act have been fulfilled. The Legislature hereby further
15 acknowledges and reaffirms directives made by sections 81-188.01,
16 81-188.03, and 81-188.05 to utilize amounts from certain depreciation
17 charges credited to the State Building Renewal Assessment Fund,
18 University Building Renewal Assessment Fund, and State College Building
19 Renewal Assessment Fund for purposes as provided in the Deferred Building
20 Renewal Act.

21 The appropriation to this program is for the purpose of carrying out
22 the provisions of the Deferred Building Renewal Act which includes
23 deferred repair, fire and life safety projects, and compliance with the
24 federal Americans with Disabilities Act (ADA) of 1990. Funds may also be
25 spent on projects related to energy conservation. There is hereby
26 appropriated any available federal funds, plus investment income thereon,
27 for this program for FY2015-16 and FY2016-17. There is included in the
28 appropriation to this program for FY2015-16 an amount not to exceed
29 \$200,000 cash funds and for FY2016-17 an amount not to exceed \$200,000
30 cash funds for building maintenance and renewal training, roof scans and
31 other testing procedures, and consulting work.

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

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

17 Sec. 37. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

18 Program No. 986 - Data Center Risk Mitigation

	FY2015-16	FY2016-17	FUTURE
20 REVOLVING FUND	1,045,898	1,045,898	2,091,795
21 PROGRAM TOTAL	1,045,898	1,045,898	2,091,795

22 The Department of Administrative Services is hereby authorized to
23 undertake a renovation project of the building that houses the state's
24 computer network equipment and infrastructure.

25 Sec. 38. There is hereby appropriated, unless otherwise specified,
26 for FY2015-16 and for FY2016-17 from undisbursed balances existing on
27 June 30, 2015, and on June 30, 2016, respectively, to each agency for
28 each program from the respective funds for capital construction as
29 follows:

30 (1) Agency No. 25 – Department of Health and Human Services

31 Program Nos. 904, 912, 919, 923, 930, and 942.

1 (2) Agency No. 27 – Department of Roads

2 Program No. 901, except that the unobligated biennium appropriation
3 balance shall lapse once all projects funded in that biennium are
4 completed, postponed to a future biennium, or indefinitely postponed.

5 (3) Agency No. 28 – Department of Veterans' Affairs

6 Program No. 937 - Alliance State Veterans' Cemetery.

7 (4) Agency No. 31 – Military Department

8 Program Nos. 905, 906, 910, 925, and 927.

9 (5) Agency No. 33 – Game and Parks Commission

10 Program Nos. 900, 901, 902, 919, 924, 955, 960 less \$2,500 of the
11 June 30, 2015, federal fund balance, 967 less \$451,945.31 of the June 30,
12 2015, cash fund balance and less \$233,014.98 of the June 30, 2015,
13 federal fund balance, 969 less \$14,093.38 of the June 30, 2015, cash fund
14 balance, 970, 971, 972, 973, 975, 976, 977, 979, and 981.

15 (6) Agency No. 46 – Department of Correctional Services

16 Program Nos. 913, 914, 920, and 921.

17 (7) Agency No. 47 – Nebraska Educational Telecommunications
18 Commission

19 Program Nos. 922, 925, 926, and 927.

20 (8) Agency No. 50 – Board of Trustees of the Nebraska State Colleges

21 Program Nos. 901, 903, 909, 912, 919, 920, 921, 933, 935, 952, 955,
22 993, and 997, and any additional construction programs administratively
23 created relating to the Board of Trustees of the Nebraska State Colleges
24 and its campuses which are funded through cash funds, federal funds,
25 revolving funds, or private gifts or donations.

26 (9) Agency No. 51 – University of Nebraska

27 Program Nos. 901, 902, 903, 904, 906, 907, 909, 910, 914, 915, 917,
28 918, 919, 920, 921, 924, 925, 928, 930, 932, 934, 937, 939, 941, 942,
29 943, 944, 945, 946, 947, 948, 949, 950, 951, 953, 954, 957, 958, 962,
30 963, 964, 966, 968, 970, 971, 973, 975, 976, 977, 978, 981, 984, 985,
31 990, 991, 993, 994, 995, 997, and 998, and any additional construction

1 programs administratively created relating to the University of Nebraska-
2 Lincoln, the University of Nebraska at Omaha, the University of Nebraska
3 Medical Center, the University of Nebraska at Kearney, the Nebraska
4 College of Technical Agriculture at Curtis, and the University of
5 Nebraska Central Administration which are funded through cash funds,
6 federal funds, revolving funds, or private gifts or donations.

7 (10) Agency No. 54 – Nebraska State Historical Society
8 Program No. 957.

9 (11) Agency No. 65 – Department of Administrative Services
10 Program Nos. 901, 904, 917, 922, 935, and 980.

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

13 Sec. 39. FEDERAL FUNDS.

14 Any federal funds not otherwise appropriated, any additional federal
15 funds made available to the credit of the State Treasurer, and any
16 unexpended balances in federal funds on the operative date of this act
17 are hereby appropriated and reappropriated to the agency and project for
18 which the funds were allocated by the federal government.

19 Sec. 40. GIFTS, BEQUESTS, AND DEVISES.

20 Any gift, bequest, or devise made available to the State of Nebraska
21 for any purpose or purposes, together with the income thereof, shall be
22 allocated to the expending agency designated by such donor or, if none is
23 designated by such donor, by the Governor.

24 Acceptance of a gift, bequest, or devise shall be subject to
25 approval by the expending agency and the following restrictions:

26 (1) No matching of state funds shall be required as a condition of
27 acceptance;

28 (2) Any gift or bequest of personal property in excess of \$10,000
29 shall be approved by the Governor before acceptance;

30 (3) Any gift or devise of real property in excess of \$10,000 shall
31 be approved by the Governor and the Legislature before acceptance

1 pursuant to sections 81-176 and 81-1108.33; and

2 (4) Sections 81-176 and 81-1108.33 shall govern the acquisition of
3 real property and structures with the proceeds of a gift, bequest, or
4 devise.

5 For purposes of this section, gifts, bequests, and devises shall
6 include, but not be limited to, donations, gifts, bequests, devises, and
7 grants from individuals, organizations, corporations, and similar
8 entities and from nonfederal governmental agencies.

9 At the discretion of the budget administrator of the budget division
10 of the Department of Administrative Services and the Accounting
11 Administrator of the Department of Administrative Services, expenditures
12 of funds from any gift, bequest, or devise may be expended through any
13 existing or administratively created cash fund account, revolving fund
14 account, or trust fund account, in which case the actual amount of the
15 gift, bequest, or devise is hereby appropriated to the expending agency,
16 for the purpose or purposes designated by the donor, in addition to the
17 amounts appropriated in this act. If no such cash fund account, revolving
18 fund account, or trust fund account exists, the Accounting Administrator
19 may create such fund account as is necessary to properly and separately
20 account for the gift, bequest, or devise, in which case the actual amount
21 of the gift, bequest, or devise is hereby appropriated to the expending
22 agency, for the purpose or purposes designated by the donor, in addition
23 to the amounts appropriated in this act.

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

25 Sec. 41. The One Hundred Fourth Legislature acknowledges that
26 Article III, section 22, of the Constitution of Nebraska provides that
27 each Legislature shall make appropriations for the expenses of the
28 government. Consistent with this provision, any appropriations enacted by
29 prior Legislatures for fiscal years beginning after June 30, 2015, are
30 null and void unless specifically reaffirmed by this Legislature.

31 Sec. 42. This act becomes operative on July 1, 2015.

1 Sec. 43. Since an emergency exists, this act takes effect when
2 passed and approved according to law.