

LEGISLATIVE BILL 2

Approved by the Governor August 20, 2024

Introduced by Clements, 2; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2023, LB814, sections 13, 29, 30, 31, 40, 112, 138, 147, 148, 151, 152, 205, 207, 214, 220, 227, 238, 239, 240, 271, 275, and 293; Laws 2024, LB1200A, section 2; and Laws 2024, LB1412, sections 57, 58, 59, 61, 86, 87, 89, and 107; to define terms; to provide, change, and eliminate appropriations for operation of state government, state aid, and capital construction; to repeal the original sections; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. DEFINITION OF APPROPRIATION PERIOD.

For purposes of this act and any other legislative bill passed by the One Hundred Eighth Legislature, First Special Session, which appropriates funds, FY2023-24 means the period July 1, 2023, through June 30, 2024; FY2024-25 means the period July 1, 2024, through June 30, 2025; FY2025-26 means the period July 1, 2025, through June 30, 2026; and FY2026-27 means the period July 1, 2026, through June 30, 2027.

Sec. 2. APPROPRIATION LANGUAGE.

There are hereby appropriated, for FY2023-24 and FY2024-25, the sums set forth in this act to each agency for each program from the respective funds for the general operations of state government, state aid, capital construction projects, land acquisition, lease-purchase arrangements, and major equipment acquisition, except as otherwise appropriated.

Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

All General Fund appropriations existing on June 30, 2023, in excess of expended and certified encumbrance amounts are hereby lapsed unless otherwise provided. All Cash Fund and Revolving Fund appropriations existing on June 30, 2023, in excess of expended and certified encumbrance amounts are hereby lapsed unless otherwise expressly provided. All certified encumbrance amounts on June 30, 2023, and June 30, 2024, are hereby reappropriated for FY2023-24 and FY2024-25, respectively, which amounts shall be in addition to the amounts shown in this act.

Sec. 4. REAPPROPRIATION OF BALANCE, FY2023-24 to FY2024-25.

In addition to the appropriations set forth in this act, there are hereby reappropriated all unexpended appropriation balances existing on June 30, 2024, for FY2024-25, to the respective agencies, programs, and funds listed in this act, except as otherwise provided.

Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

The definitions contained in the Nebraska Accounting System Manual, and any amendments thereto, on file with the Clerk of the Legislature, are hereby adopted by the Legislature as the definitions for this act, except as provided in section 6 of this act.

Sec. 6. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

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

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

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

(4) The limitation on expenditures for permanent and temporary salaries and per diems for FY2024-25 as enumerated in this act shall be the basis for continuation funding for each fiscal year of the succeeding biennium.

(5) The limitation on expenditures for permanent and temporary salaries and per diems for FY2023-24 shall be increased by certified encumbrance amounts from FY2022-23 for permanent and temporary salaries and per diems. The

limitation on expenditures for permanent and temporary salaries and per diems for FY2024-25 shall be increased by certified encumbrance amounts from FY2023-24 for permanent and temporary salaries and per diems. Encumbered amounts shall be calculated in accordance with section 81-138.01.

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

(7) The budget administrator of the budget division of the Department of Administrative Services may administratively increase the limitation on expenditures for permanent and temporary salaries and per diems upon receipt of a request for such increase from the director of a state agency certifying the actual amount of the payment to a former employee of such agency, or such employee's beneficiary upon the death of the employee, of accumulated vacation and sick leave pursuant to section 81-1325 and the rules and regulations of the State Personnel System governing such payments.

Sec. 7. DRAWING AND PAYING WARRANTS.

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

Sec. 8. Laws 2023, LB814, section 13, is amended to read:

Sec. 13. AGENCY NO. 3 – LEGISLATIVE COUNCIL
Program No. 122 - Legislative Services

	FY2023-24	FY2024-25
GENERAL FUND	12,219,036	13,020,797
CASH FUND	95,000	95,000
FEDERAL FUND est.	39,270	39,270
PROGRAM TOTAL	12,353,306	13,155,067
SALARY LIMIT	9,574,172	10,104,020

There is included in the appropriation to this program for FY2023-24 \$75,000 Cash Funds and for FY2024-25 \$75,000 Cash Funds from the Nebraska Health Care Cash Fund for the purpose of ongoing health-related research and public policy development by the Health and Human Services Committee of the Legislature. Such funds may be used for, but shall not be limited to, hiring temporary legal research assistance, consulting and research contracts, reimbursement for necessary and appropriate expenses incurred in connection with such research and policy development, and actual and necessary travel reimbursement for task forces and committees established to conduct health policy work.

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$3,500,000, is hereby reappropriated.

Sec. 9. Laws 2023, LB814, section 29, is amended to read:

Sec. 29. AGENCY NO. 7 – GOVERNOR
Program No. 18 - Governor's Policy Research Office

	FY2023-24	FY2024-25
GENERAL FUND	741,547	741,547
PROGRAM TOTAL	741,547	741,547
SALARY LIMIT	616,457	616,457

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$250,000, is hereby reappropriated.

Sec. 10. Laws 2023, LB814, section 30, is amended to read:

Sec. 30. AGENCY NO. 7 – GOVERNOR
Program No. 21 - Office of the Governor

	FY2023-24	FY2024-25
GENERAL FUND	1,318,482	1,318,482
PROGRAM TOTAL	1,318,482	1,318,482
SALARY LIMIT	1,010,728	1,010,728

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$500,000, is hereby reappropriated.

Sec. 11. Laws 2023, LB814, section 31, is amended to read:

Sec. 31. AGENCY NO. 8 – LIEUTENANT GOVERNOR
Program No. 124 - Office of the Lieutenant Governor

	FY2023-24	FY2024-25
GENERAL FUND	1,318,482	1,318,482
PROGRAM TOTAL	1,318,482	1,318,482
SALARY LIMIT	1,010,728	1,010,728

GENERAL FUND	39,691	40,739
PROGRAM TOTAL	39,691	40,739
SALARY LIMIT	13,736	14,380

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$25,000, is hereby reappropriated.

Sec. 12. Laws 2023, LB814, section 40, is amended to read:
 Sec. 40. AGENCY NO. 12 – STATE TREASURER
 Program No. 24 - State Disbursement Unit

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>1,232,217</u>	<u>1,170,914</u>
GENERAL FUND	1,232,217	1,270,914
CASH FUND	47,500	47,500
FEDERAL FUND est.	1,831,203	1,888,708
<u>PROGRAM TOTAL</u>	<u>3,110,920</u>	<u>3,107,122</u>
PROGRAM TOTAL	3,110,920	3,207,122
SALARY LIMIT	1,627,424	1,703,930

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$100,000, is hereby reappropriated.

Sec. 13. Laws 2023, LB814, section 112, is amended to read:
 Sec. 112. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
 Program No. 624 - Health Information Exchange

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>6,024,860</u>	<u>4,774,860</u>
GENERAL FUND	6,024,860	6,024,860
FEDERAL FUND est.	9,957,274	9,957,274
<u>PROGRAM TOTAL</u>	<u>15,982,134</u>	<u>14,732,134</u>
PROGRAM TOTAL	15,982,134	15,982,134

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$1,250,000, is hereby reappropriated.

Sec. 14. Laws 2023, LB814, section 138, is amended to read:
 Sec. 138. AGENCY NO. 31 – MILITARY DEPARTMENT
 Program No. 545 - Emergency Management

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>1,435,715</u>	<u>1,297,886</u>
GENERAL FUND	1,435,715	1,497,886
CASH FUND est.	614,965	634,634
FEDERAL FUND est.	3,819,457	3,943,884
<u>PROGRAM TOTAL</u>	<u>5,870,137</u>	<u>5,876,404</u>
PROGRAM TOTAL	5,870,137	6,076,404
SALARY LIMIT	2,441,178	2,552,859

Cash Fund expenditures shall not be limited to the amounts shown.

There is included in the appropriation to this program for FY2023-24 \$1,570,604 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$1,570,604 Federal Funds estimate for state aid, which shall only be used for such purpose.

Sec. 15. Laws 2023, LB814, section 147, is amended to read:
 Sec. 147. AGENCY NO. 33 – GAME AND PARKS COMMISSION
 Program No. 336 - Wildlife Conservation

	FY2023-24	FY2024-25
GENERAL FUND	1,988,073	2,072,461

CASH FUND	34,694,853	35,688,076
FEDERAL FUND est.	4,251,677	4,267,306
PROGRAM TOTAL	40,934,603	42,027,843
SALARY LIMIT	17,977,438	18,802,876

There is included in the appropriation to this program for FY2023-24 \$585,000 Cash Funds for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$585,000 Cash Funds for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2023-24 \$5,000,000 Cash Funds for wildlife damage reimbursement, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$5,000,000 Cash Funds for wildlife damage reimbursement, which shall only be used for such purpose.

It is the intent of the Legislature that the Game and Parks Commission pay claims filed by a landowner in Nebraska for damage to property caused by deer, antelope, or elk. The commission shall develop criteria and deadlines for the filing and approval of such claims. The total amount of approved claims filed for a calendar year shall be paid on a pro rata basis on February 1 of the following year.

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$200,000, is hereby reappropriated.

Sec. 16. Laws 2023, LB814, section 148, is amended to read:
 Sec. 148. AGENCY NO. 33 – GAME AND PARKS COMMISSION
 Program No. 337 - Administration

	FY2023-24	FY2024-25
GENERAL FUND	973,686	1,010,596
CASH FUND	6,914,404	7,099,847
PROGRAM TOTAL	7,888,090	8,110,443
SALARY LIMIT	3,467,845	3,630,602

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$90,000, is hereby reappropriated.

Sec. 17. Laws 2023, LB814, section 151, is amended to read:
 Sec. 151. AGENCY NO. 33 – GAME AND PARKS COMMISSION
 Program No. 550 - Planning and Trails Coordination

	FY2023-24	FY2024-25
GENERAL FUND	536,090	559,668
CASH FUND	1,364,781	1,410,921
FEDERAL FUND est.	111,172	111,172
PROGRAM TOTAL	2,012,043	2,081,761
SALARY LIMIT	1,134,918	1,188,450

It is the intent of the Legislature that the amount expended for the development and maintenance of boundary fences along the Cowboy Trail be limited to \$64,000 Cash Funds during each fiscal year.

The unexpended Cash Fund appropriation balance existing on June 30, 2023, is hereby reappropriated, up to \$8,300,000 to fund the MOPAC trail.

Any reappropriated amounts are hereby designated as state aid and shall only be used for such purpose.

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$50,000, is hereby reappropriated.

Sec. 18. Laws 2023, LB814, section 152, is amended to read:
 Sec. 152. AGENCY NO. 33 – GAME AND PARKS COMMISSION
 Program No. 617 - Engineering and Area Maintenance

	FY2023-24	FY2024-25
GENERAL FUND	1,793,271	1,856,948
CASH FUND	1,964,920	2,057,312
PROGRAM TOTAL	3,758,191	3,914,260
SALARY LIMIT	2,106,250	2,202,448

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$50,000, is hereby reappropriated.

Sec. 19. Laws 2023, LB814, section 205, is amended to read:

Sec. 205. AGENCY NO. 54 – NEBRASKA STATE HISTORICAL SOCIETY
Program No. 648 - Nebraska State Historical Society

	FY2023-24	FY2024-25
GENERAL FUND	5,120,464	5,286,038
CASH FUND	2,838,400	2,934,012
FEDERAL FUND est.	914,626	940,921
PROGRAM TOTAL	8,873,490	9,160,971
SALARY LIMIT	4,880,549	5,108,247

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

- No. 43 - Departmental Administration
- No. 258 - Library/Archives Division
- No. 541 - Museum Operation
- No. 542 - Branch Museums
- No. 543 - Archeology Division
- No. 552 - Historic Preservation
- No. 632 - Hall of Fame Commission
- No. 647 - Skeletal Remains Protection
- No. 653 - Gerald R. Ford Conservation Center

The unexpended Cash Fund appropriation balance existing on June 30, 2023, for the Willa Cather National Statuary Hall Selection, is hereby reappropriated.

There is included in the appropriation to this program for FY2023-24 \$100,000 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$100,000 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2023-24 \$25,000 General Funds and for FY2024-25 \$25,000 General Funds to carry out obligations of the agency under the Unmarked Human Burial Sites and Skeletal Remains Protection Act, which shall only be used for such purpose.

There is included in the appropriation to this program \$500,000 General Funds for FY2023-24 and \$500,000 General Funds for FY2024-25 for development of new historical sites and markers, expansion of existing sites, and refurbishing existing historical markers, including grants to nonprofit historic preservation organizations in Nebraska.

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

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

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$500,000, is hereby reappropriated.

Sec. 20. Laws 2023, LB814, section 207, is amended to read:

Sec. 207. AGENCY NO. 57 – NEBRASKA OIL AND GAS CONSERVATION COMMISSION
Program No. 335 - Oil and Gas Conservation

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>175,000</u>	<u>75,000</u>
GENERAL FUND	175,000	175,000
CASH FUND	1,338,520	1,386,633
FEDERAL FUND est.	82,233	84,633
<u>PROGRAM TOTAL</u>	<u>1,595,753</u>	<u>1,546,266</u>
PROGRAM TOTAL	1,595,753	1,646,266
SALARY LIMIT	866,683	907,525

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$100,000, is hereby reappropriated.

Sec. 21. Laws 2023, LB814, section 214, is amended to read:

Sec. 214. AGENCY NO. 64 – NEBRASKA STATE PATROL
Program No. 100 - Public Protection

	FY2023-24	FY2024-25
GENERAL FUND	81,337,252	85,502,730

CASH FUND	11,125,049	10,113,064
FEDERAL FUND est.	789,059	810,013
PROGRAM TOTAL	93,251,360	96,425,807
SALARY LIMIT	56,523,410	59,386,497

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$2,000,000, is hereby reappropriated.

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

- No. 189 - Command and Support
- No. 190 - Criminal Investigations
- No. 195 - Road Operations

There is included in the appropriation to this program for FY2023-24 \$150,000 General Funds and \$100,000 Federal Funds from the Byrne Criminal History Improvement set-aside funds, subject to available federal appropriation, which shall only be expended for criminal justice information systems improvements. There is included in the appropriation to this program for FY2024-25 \$150,000 General Funds and \$100,000 Federal Funds from the Byrne Criminal History Improvement set-aside funds, subject to available federal appropriation, which shall only be expended for criminal justice information systems improvements. Federal Funds transferred to the Nebraska State Patrol pursuant to this section shall be expended consistent with all applicable federal laws, rules, and regulations pertaining to Byrne Criminal History Improvement set-aside funds.

There is included in the appropriation to this program for FY2023-24 \$489,979 Cash Funds and for FY2024-25 \$489,979 Cash Funds, which appropriation amounts shall only be expended to provide law enforcement coverage along state road construction zones. The Department of Transportation shall contract with the Nebraska State Patrol for such law enforcement coverage and shall pay for such services from the Roads Operations Cash Fund to the Nebraska State Patrol Cash Fund in four equal quarterly amounts to be transferred by the State Treasurer on or before July 15, October 15, January 15, and April 15, for both FY2023-24 and FY2024-25.

Sec. 22. Laws 2023, LB814, section 220, is amended to read:
Sec. 220. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 101 - Chief Information Officer

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>346,179</u>	<u>-0-</u>
GENERAL FUND	346,179	360,567
<u>REVOLVING FUND</u>	<u>-0-</u>	<u>360,567</u>
PROGRAM TOTAL	346,179	360,567
SALARY LIMIT	235,863	246,949

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$75,000, is hereby reappropriated.

Sec. 23. Laws 2023, LB814, section 227, is amended to read:
Sec. 227. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 509 - Budget Division

	FY2023-24	FY2024-25
GENERAL FUND	1,405,221	1,465,058
PROGRAM TOTAL	1,405,221	1,465,058
SALARY LIMIT	985,412	1,031,733

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$750,000, is hereby reappropriated.

Sec. 24. Laws 2023, LB814, section 238, is amended to read:
Sec. 238. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 608 - Employee Relations Division

	FY2023-24	FY2024-25
GENERAL FUND	470,888	489,238
PROGRAM TOTAL	470,888	489,238
SALARY LIMIT	328,920	342,793

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$500,000, is hereby reappropriated.

Sec. 25. Laws 2023, LB814, section 239, is amended to read:
Sec. 239. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 685 - Office of the Nebraska Capitol Commission

	FY2023-24	FY2024-25
GENERAL FUND	4,561,419	4,670,108
CASH FUND	40,243	40,243
REVOLVING FUND	4,750	4,750
PROGRAM TOTAL	4,606,412	4,715,101
SALARY LIMIT	1,764,213	1,846,277

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$700,000, is hereby reappropriated. It is the intent of the Legislature that any reappropriated balance, other than Capitol Heating, Ventilating, and Air Conditioning Systems Replacement project manager reappropriation, be used for unexpected increases in utility expenses.

There is included in the appropriation to this program for FY2023-24 \$97,222 General Funds for the Capitol Heating, Ventilating, and Air Conditioning Systems Replacement project manager. There is included in the appropriation to this program for FY2024-25 \$97,222 General Funds for the Capitol Heating, Ventilating, and Air Conditioning Systems Replacement project manager.

Sec. 26. Laws 2023, LB814, section 240, is amended to read:
Sec. 240. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 901 - State Capitol Improvements

	FY2023-24	FY2024-25	FUTURE
NEBRASKA CAPITAL			
CONSTRUCTION FUND	1,500,000	-0-	-0-
PROGRAM TOTAL	1,500,000	-0-	-0-

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$300,000, is hereby reappropriated.

The Department of Administrative Services is hereby authorized to design and construct a new fifth floor rotunda gallery in the State Capitol with the appropriation to this program. This work is to be done in coordination with Phase 5 of the Capitol Heating, Ventilating, and Air Conditioning Systems Replacement project. Any unexpended balance shall be reappropriated in any subsequent fiscal year.

Sec. 27. Laws 2023, LB814, section 271, is amended to read:
Sec. 271. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE
Program No. 203 - Jail Standards Board

	FY2023-24	FY2024-25
GENERAL FUND	363,425	377,314
PROGRAM TOTAL	363,425	377,314
SALARY LIMIT	230,602	241,436

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$100,000, is hereby reappropriated.

Sec. 28. Laws 2023, LB814, section 275, is amended to read:
Sec. 275. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE
Program No. 220 - Community Corrections Division

	FY2023-24	FY2024-25
GENERAL FUND	142,432	150,934
CASH FUND	638,825	638,825
PROGRAM TOTAL	781,257	789,759
SALARY LIMIT	131,975	138,177

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation

balance existing on June 30, 2024, less \$300,000, is hereby reappropriated.

Sec. 29. Laws 2023, LB814, section 293, is amended to read:
Sec. 293. AGENCY NO. 93 – TAX EQUALIZATION AND REVIEW COMMISSION
Program No. 115 - Operations

	FY2023-24	FY2024-25
GENERAL FUND	1,001,646	1,042,838
CASH FUND	86,789	86,789
PROGRAM TOTAL	1,088,435	1,129,627
SALARY LIMIT	720,374	753,668

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$200,000, is hereby reappropriated.

Sec. 30. Laws 2024, LB1200A, section 2, is amended to read:
Sec. 2. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
Program No. 33 - Administration

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>203,902,152</u>	<u>191,068,208</u>
GENERAL FUND	203,902,152	216,068,208
CASH FUND	53,656,225	32,146,558
FEDERAL FUND est.	375,190,212	383,924,307
<u>PROGRAM TOTAL</u>	<u>632,748,589</u>	<u>607,139,073</u>
PROGRAM TOTAL	632,748,589	632,139,073
SALARY LIMIT	213,577,444	219,560,230

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

- No. 249 - Medicaid Expansion Administration
- No. 261 - General Operations
- No. 262 - Public Health Administration
- No. 263 - Medicaid and Long-Term Care Administration
- No. 264 - Children and Family Services Administration
- No. 265 - Protection and Safety
- No. 266 - Economic and Family Support
- No. 267 - Developmental Disabilities Service Coordination
- No. 268 - Behavioral Health Administration
- No. 269 - Developmental Disabilities Administration

(2) There is included in the appropriation to this program for FY2023-24 \$13,688 Cash Funds for regulatory support for out-of-hospital emergency care providers licensing from the Nebraska Health Care Cash Fund. There is included in the appropriation to this program for FY2024-25 \$13,688 Cash Funds for regulatory support for out-of-hospital emergency care providers licensing from the Nebraska Health Care Cash Fund.

(3) There is included in the appropriation to this program for FY2023-24 \$26,000 Cash Funds from the Nebraska Health Care Cash Fund to continue the Parkinson's Disease Registry. There is included in the appropriation to this program for FY2024-25 \$26,000 Cash Funds from the Nebraska Health Care Cash Fund to continue the Parkinson's Disease Registry.

(4) There is included in the appropriation to this program \$404,643 Cash Funds for FY2023-24 and \$404,643 Cash Funds for FY2024-25 from the Nebraska Health Care Cash Fund for respite services in each of the service areas designated by the Department of Health and Human Services and for administrative costs, including personnel costs, associated with the Nebraska Lifespan Respite Services Program.

(5) There is included in the appropriation to this program for FY2023-24 \$6,000 Cash Funds from the Nebraska Health Care Cash Fund for costs of smoking cessation covered by medicaid. There is included in the appropriation to this program for FY2024-25 \$6,000 Cash Funds from the Nebraska Health Care Cash Fund for costs of smoking cessation covered by medicaid.

(6) There is included in the appropriation to this program for FY2023-24 \$220,000 Cash Funds to operate a satellite office of minority health in the second and third congressional districts to coordinate and administer state policy relating to minority health from the Nebraska Health Care Cash Fund. There is included in the appropriation to this program for FY2024-25 \$220,000 Cash Funds to operate a satellite office of minority health in the second and third congressional districts to coordinate and administer state policy relating to minority health from the Nebraska Health Care Cash Fund.

(7) There is included in the appropriation to this program for FY2023-24 \$100,000 Cash Funds for staff and operating expenses for public health from the Nebraska Health Care Cash Fund. There is included in the appropriation to this

program for FY2024-25 \$100,000 Cash Funds for staff and operating expenses for public health from the Nebraska Health Care Cash Fund.

(8) It is the intent of the Legislature that the Department of Health and Human Services provide quarterly status reports electronically on the replacement and maintenance, including expenditures, of the Medicaid Medical Information System (MMIS).

(9) It is the intent of the Legislature that the Department of Health and Human Services provide monthly status reports electronically to the Clerk of the Legislature and the Legislative Fiscal Analyst on medicaid expansion. The department shall include in the reports information on contracts, personnel, waiver applications, decisions and directives of the Centers for Medicare and Medicaid Services, and implementation timelines.

(10) The unexpended General Fund appropriation balance existing on June 30, 2024, less \$15,000,000, is hereby reappropriated. The unexpended Cash Fund appropriation balance existing on June 30, 2024, less \$6,500,000, is hereby reappropriated.

Sec. 31. Laws 2024, LB1412, section 57, is amended to read:
Sec. 57. AGENCY NO. 16 – DEPARTMENT OF REVENUE
Program No. 102 - Revenue Administration

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>27,854,643</u>	<u>28,653,614</u>
GENERAL FUND	27,854,643	30,103,614
CASH FUND	2,303,674	2,381,260
<u>PROGRAM TOTAL</u>	<u>30,158,317</u>	<u>31,034,874</u>
PROGRAM TOTAL	30,158,317	32,484,874
SALARY LIMIT	18,756,140	19,571,212

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$1,290,000, is hereby reappropriated.

There is included in the appropriation to this program for FY2023-24 \$329,808 Cash Funds for staff necessary to audit and enforce provisions of the tobacco Master Settlement Agreement from the Nebraska Health Care Cash Fund. There is included in the appropriation to this program for FY2024-25 \$329,808 Cash Funds for staff necessary to audit and enforce provisions of the tobacco Master Settlement Agreement from the Nebraska Health Care Cash Fund.

Sec. 32. Laws 2024, LB1412, section 58, is amended to read:
Sec. 58. AGENCY NO. 16 – DEPARTMENT OF REVENUE
Program No. 112 - Property Assessment

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>2,144,786</u>	<u>1,980,430</u>
GENERAL FUND	2,144,786	2,286,870
CASH FUND	746,009	773,859
<u>PROGRAM TOTAL</u>	<u>2,890,795</u>	<u>2,754,289</u>
PROGRAM TOTAL	2,890,795	3,060,729
SALARY LIMIT	1,925,187	2,010,163

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$355,500, is hereby reappropriated.

Sec. 33. Laws 2024, LB1412, section 59, is amended to read:
Sec. 59. AGENCY NO. 18 – DEPARTMENT OF AGRICULTURE
Program No. 78 - Department of Agriculture

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>7,920,261</u>	<u>7,131,475</u>
GENERAL FUND	7,920,261	7,625,475
CASH FUND	9,181,693	9,451,729
FEDERAL FUND est.	4,449,238	4,556,258
REVOLVING FUND	424,822	435,436
<u>PROGRAM TOTAL</u>	<u>21,976,014</u>	<u>21,574,898</u>
PROGRAM TOTAL	21,976,014	22,068,898

SALARY LIMIT 9,094,466 9,532,945

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

- No. 27 - Shared Services
- No. 57 - Food Safety and Consumer Protection
- No. 63 - Animal and Plant Health Protection
- No. 564 - Ag Promotion and Development

There is included in the appropriation to this program for FY2023-24 \$1,006,000 General Funds and \$420,000 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$1,006,000 General Funds and \$420,000 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the amount shown as aid for this program \$300,000 General Funds for FY2023-24 and \$300,000 General Funds for FY2024-25, for purposes of purchasing assistive technology and equipment for farmers and ranchers pursuant to the Nebraska AgrAbility program which does not otherwise qualify for funding by the United States Department of Agriculture.

There is included in the appropriation to this program \$-0- from Federal Funds in FY2023-24 and \$-0- from Federal Funds in FY2024-25 from funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended.

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$500,000, is hereby reappropriated.

The unexpended reappropriation balances of the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended, existing on June 30, 2023, less \$32,500 is hereby reappropriated.

Sec. 34. Laws 2024, LB1412, section 61, is amended to read:

Sec. 61. AGENCY NO. 21 – STATE FIRE MARSHAL
Program No. 193 - Public Protection

	FY2023-24	FY2024-25
GENERAL FUND	3,633,494	3,828,392
CASH FUND	3,738,071	3,876,891
FEDERAL FUND est.	493,100	506,303
PROGRAM TOTAL	7,864,665	8,211,586
SALARY LIMIT	4,148,394	4,349,928

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

- No. 225 - General Operations
- No. 226 - Pipeline Safety
- No. 227 - Underground Storage Tanks
- No. 229 - Cigarette Ignition Propensity Testing
- No. 230 - Safety Inspection Program

There is included in the appropriation to this program for FY2023-24 \$55,000 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$55,000 Federal Funds estimate for state aid, which shall only be used for such purpose. If federal restrictions prevent using these Federal Funds for state aid, the State Fire Marshal may reallocate available funds in the Underground Storage Tank Fund to provide state aid payments to the affected political subdivisions.

There is included in the appropriation to this program for FY2023-24 \$20,000 Cash Funds for fireworks testing, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$20,000 Cash Funds for fireworks testing, which shall only be used for such purpose.

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$250,000, is hereby reappropriated.

Sec. 35. Laws 2024, LB1412, section 86, is amended to read:

Sec. 86. AGENCY NO. 29 – DEPARTMENT OF NATURAL RESOURCES
Program No. 334 - Soil and Water Conservation

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>11,710,388</u>	<u>10,721,421</u>
GENERAL FUND	11,710,388	12,221,421
CASH FUND	8,483,790	8,551,272

FEDERAL FUND est.	2,114,582	2,144,722
<u>PROGRAM TOTAL</u>	<u>22,308,760</u>	<u>21,417,415</u>
PROGRAM TOTAL	22,308,760	22,917,415
SALARY LIMIT	8,126,131	8,503,142

There is hereby reappropriated an amount certified by the Department of Natural Resources to the budget administrator of the budget division of the Department of Administrative Services of the unexpended General Fund and Cash Fund appropriation balances existing on June 30, 2023, that are allocated in budget subprograms 19, 20, 21, and 24 of Program 334. Reappropriated funds shall be allocated to the same budget subprogram.

There is included in the appropriation to this program for FY2023-24 \$6,450,000 Cash Funds plus any reappropriated amounts and \$5,000 Federal Funds estimate, for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$6,450,000 Cash Funds plus any reappropriated amounts and \$5,000 Federal Funds estimate, for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program \$1,200,000 from Federal Funds in FY2023-24 and \$1,200,000 from Federal Funds in FY2024-25 from funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended, for enhanced data collection.

The unexpended General Fund appropriation balance existing on June 30, 2024, less \$1,250,000, is hereby reappropriated.

Sec. 36. Laws 2024, LB1412, section 87, is amended to read:

Sec. 87. AGENCY NO. 31 – MILITARY DEPARTMENT

Program No. 192 - Governor's Emergency Program

	FY2023-24	FY2024-25
GENERAL FUND	5,000,000	5,000,000
CASH FUND est.	250,000	250,000
FEDERAL FUND est.	4,500,000	4,500,000
PROGRAM TOTAL	9,750,000	9,750,000

There is no salary limitation for this program.

Cash Fund expenditures shall not be limited to the amount shown.

The unexpended General Fund appropriation balance existing on June 30, 2023, less \$20,000,000, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$35,000,000, is hereby reappropriated.

The unexpended Cash Fund appropriation balance existing on June 30, 2023, is hereby reappropriated.

There is included in the appropriation to this program for FY2023-24 \$5,000,000 General Funds, \$250,000 Cash Funds estimate, and \$4,500,000 Federal Funds estimate for state aid. There is included in the appropriation to this program for FY2024-25 \$5,000,000 General Funds, \$250,000 Cash Funds estimate, and \$4,500,000 Federal Funds estimate for state aid.

Expenditures from this program shall not be restricted to state aid if other expenditures are necessary to fulfill the goals of the Governor's Emergency Program.

Sec. 37. Laws 2024, LB1412, section 89, is amended to read:

Sec. 89. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

Program No. 200 - Operations

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>337,481,097</u>	<u>339,551,935</u>
GENERAL FUND	337,481,097	349,551,935
CASH FUND	2,880,252	2,130,252
FEDERAL FUND est.	2,296,659	2,296,659
REVOLVING FUND est.	22,372,626	22,643,806
<u>PROGRAM TOTAL</u>	<u>365,030,634</u>	<u>366,622,652</u>
PROGRAM TOTAL	365,030,634	376,622,652
SALARY LIMIT	203,841,502	211,865,553

The unexpended General Fund appropriation balance existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$10,000,000, is hereby reappropriated.

There is included in the salary limitations provided by this section

\$5,003,370 for FY2023-24 and \$5,003,370 for FY2024-25 for Revolving Fund salaries for program classifications 390 and 563, that shall not be limited to the amounts shown.

There is included in the appropriation to this program for FY2023-24 \$500,000 federal funds and for FY2024-25 \$500,000 federal funds from the funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended, for recidivism mitigation.

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

- No. 260 - Nebraska Correctional Youth Facility
- No. 300 - Tecumseh Correctional Center
- No. 368 - Lincoln Community Corrections Center
- No. 369 - Omaha Community Corrections Center
- No. 370 - Central Office
- No. 372 - Nebraska State Penitentiary
- No. 373 - Nebraska Center for Women - York
- No. 375 - Diagnostic and Evaluation Center
- No. 376 - Lincoln Correctional Center
- No. 377 - Omaha Correctional Center
- No. 386 - McCook Incarceration Work Camp
- No. 389 - Adult Parole Administration
- No. 390 - Federal Surplus Property
- No. 391 - Reception and Treatment Center
- No. 495 - Department Central Warehouse
- No. 563 - Correctional Industries

Revolving Fund expenditures shall not be limited to the amounts shown.

It is intended that the Department of Correctional Services shall maintain a Department Contingency Fund and a Department Equipment Fund.

Sec. 38. Laws 2024, LB1412, section 107, is amended to read:

Sec. 107. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

Program No. 198 - Central Administration

	FY2023-24	FY2024-25
<u>GENERAL FUND</u>	<u>1,301,459</u>	<u>597,447</u>
GENERAL FUND	1,301,459	1,297,447
CASH FUND	48,166	49,751
FEDERAL FUND est.	5,562,142	5,577,179
<u>PROGRAM TOTAL</u>	<u>6,911,767</u>	<u>6,224,377</u>
PROGRAM TOTAL	6,911,767	6,924,377
SALARY LIMIT	816,536	852,637

There is included in the appropriation to this program for FY2023-24 \$492,919 General Funds and \$4,520,673 Federal Funds estimate for state aid, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 ~~\$327,736~~ \$492,919 General Funds and \$4,520,673 Federal Funds estimate for state aid, which shall only be used for such purpose.

There is included in the appropriation to this program for FY2023-24 \$327,736 General Funds and \$-0- Federal Funds estimate from the federal Victims of Crime Act of 1984 to operate a victim notification system, which shall only be used for such purpose. There is included in the appropriation to this program for FY2024-25 \$327,736 General Funds and \$-0- Federal Funds estimate from the federal Victims of Crime Act of 1984 to operate a victim notification system, which shall only be used for such purpose.

The budget division of the Department of Administrative Services shall administratively transfer Salary Limits among Programs 150, 155, 198, 201, 215, and 220 within Agency 78, upon written certification by the executive director that the Nebraska Commission on Law Enforcement and Criminal Justice has determined that such transfer is necessary for the efficient functioning of agency operations.

The unexpended General Fund appropriation balance, less aid, existing on June 30, 2023, is hereby reappropriated. The unexpended General Fund appropriation balance existing on June 30, 2024, less \$500,000, is hereby reappropriated.

Sec. 39. Original Laws 2023, LB814, sections 13, 29, 30, 31, 40, 112, 138, 147, 148, 151, 152, 205, 207, 214, 220, 227, 238, 239, 240, 271, 275, and 293; Laws 2024, LB1200A, section 2; and Laws 2024, LB1412, sections 57, 58, 59, 61, 86, 87, 89, and 107, are repealed.

Sec. 40. Since an emergency exists, this act takes effect when passed and approved according to law.