

LEGISLATIVE BILL 660

Approved by the Governor May 20, 2015

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

A BILL FOR AN ACT relating to appropriations; to define terms; to appropriate funds for capital construction and property acquisition as prescribed; to state intent; to require program statements and a request for funding; to provide an operative date; 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 Fourth Legislature, First or Second Session, which appropriates funds, FY2015-16 means the period July 1, 2015, through June 30, 2016, FY2016-17 means the period July 1, 2016, through June 30, 2017, FY2017-18 means the period July 1, 2017, through June 30, 2018, and FY2018-19 means the period July 1, 2018, through June 30, 2019.

Sec. 2. APPROPRIATION LANGUAGE.

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

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

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

Sec. 4. 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.

Sec. 5. 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. 6. It is the intent of the Legislature that the appropriations for capital facilities follow an orderly and reasonable process based upon defined and documented need and an analysis of the utilization of existing facilities.

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

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

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

**Sec. 8. AGENCY NO. 17 – DEPARTMENT OF AERONAUTICS
Program No. 917 - Capital Construction Projects**

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

The Department of Aeronautics is hereby authorized to demolish the current

Scribner State Airfield manager's residence.

Sec. 9. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
Program No. 919 - Hastings Regional Center Building No. 3 Renovation

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

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

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

Sec. 10. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
Program No. 923 - Assisted Living to Skilled Nursing Conversion

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

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

Sec. 11. AGENCY NO. 27 – DEPARTMENT OF ROADS
Program No. 901 - Facility Improvements

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

The Department of Roads is hereby authorized to prepare program statements on and design and build the following projects:

- New maintenance facility – Aurora
- Office/shop/equipment storage building – Arthur
- New maintenance facility – Niobrara
- New maintenance facility – Chadron
- Office/shop/equipment storage building – Sidney
- Facility improvements, small projects – Statewide

Sec. 12. AGENCY NO. 33 – GAME AND PARKS COMMISSION
Program No. 900 - State Park System Facility Improvements

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

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

Sec. 13. AGENCY NO. 33 – GAME AND PARKS COMMISSION
Program No. 901 - State Parks Facilities Deferred Maintenance

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

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

Sec. 14. AGENCY NO. 33 – GAME AND PARKS COMMISSION
Program No. 967 - Improvements to State Parks

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

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

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

- Upgrade and repair cabins – Mahoney State Park - \$180,000
- Convert residence to cabin – Chadron State Park - \$50,000

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

- Upgrade and repair cabins – Mahoney State Park - \$180,000
- Upgrade and repair cabins – Platte River State Park - \$150,000
- Enhance visitor center – Indian Cave State Park - \$165,000
- Sec. 15. AGENCY NO. 33 – GAME AND PARKS COMMISSION
- Program No. 968 - State Historical Areas

	FY2015-16	FY2016-17	FUTURE
CASH FUND	195,000	-0-	-0-
PROGRAM TOTAL	195,000	-0-	-0-

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

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

- Visitor Center upgrades – Fort Kearny State Historical Park - \$195,000
- Sec. 16. AGENCY NO. 33 – GAME AND PARKS COMMISSION
- Program No. 969 - Improvements to State Recreation Areas

	FY2015-16	FY2016-17	FUTURE
CASH FUND	1,700,000	200,000	-0-
PROGRAM TOTAL	1,700,000	200,000	-0-

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

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

- ATV park and amenities – Lake McConaughy State Recreation Area - \$750,000
- New campground development – Fremont Lakes State Recreation Area - \$200,000

Visitors center expansion – Lake McConaughy State Recreation Area - \$550,000. The appropriation contained in this program for the visitor center expansion at Lake McConaughy State Recreation Area includes both agency cash funds as well as donated contributions. It is the intent of the Legislature that direct agency cash fund allocations excluding donations shall not exceed \$50,000, with the balance of the project costs paid for by donations. The acceptance and expenditure of all donations are hereby approved by the Legislature in accordance with section 81-1108.33 and the provisions of section 42 of this act.

- Shower/latrine facility – Mormon Island State Recreation Area - \$200,000

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

- Shower/latrine facility – Lake Minatare State Recreation Area - \$200,000

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

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

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

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

Sec. 18. AGENCY NO. 33 – GAME AND PARKS COMMISSION

Program No. 972 - Improvements to Administrative Facilities

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

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

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

- New maintenance shop - \$750,000
- General improvements and repairs to administration facilities and boat storage - \$250,000

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

Program No. 973 - Improvements to Fish Production Facilities

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

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

Sec. 20. AGENCY NO. 33 – GAME AND PARKS COMMISSION
Program No. 976 - Emergency Repairs to Fish and Wildlife Facilities

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

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

Sec. 21. AGENCY NO. 33 – GAME AND PARKS COMMISSION
Program No. 981 - Aquatic Habitat Enhancement and Restoration

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

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

Sec. 22. AGENCY NO. 33 – GAME AND PARKS COMMISSION
Program No. 987 - Nebraska Outdoor Venture Parks

	FY2015-16	FY2016-17	FUTURE
CASH FUND	35,151,500	-0-	-0-
PROGRAM TOTAL	35,151,500	-0-	-0-

The Game and Parks Commission is hereby authorized to make state park and recreation area improvements with the appropriation in this program. It is intended that venture park type amenities, to include, but not be limited to, such things as zip-lines, slides, toboggan runs, raging/lazy river aquatic features, tree houses, nature zones, kid activity zones, water activity features, and comfort stations, be undertaken with the funds appropriated in this program. Initial developments, which may consist of one or more of the amenities, are expected for Mahoney and Platte River State Parks and Louisville and Schram State Recreation Areas.

The appropriation contained in this program for venture park amenities includes both agency cash funds as well as donated contributions. It is the intent of the Legislature that direct agency cash fund allocations excluding donations shall not exceed \$7,300,000, with the balance of the project costs paid for by donations. The acceptance and expenditure of all donations are hereby approved by the Legislature in accordance with section 81-1108.33 and the provisions of section 42 of this act.

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

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

Sec. 24. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES
Program No. 914 - Infrastructure and Maintenance

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

The Department of Correctional Services is hereby authorized to undertake various high priority infrastructure and maintenance projects related to facility roofing, electrical, boiler/chiller/HVAC, fire life safety, and other needs, which projects the Task Force for Building Renewal is unable to fully address.

Sec. 25. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES
Program No. 903 - State Colleges Facilities - Sports Facilities Projects

	FY2015-16	FY2016-17	FUTURE
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CASH FUND	300,000	300,000	600,000
PROGRAM TOTAL	300,000	300,000	600,000

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

Sec. 26. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES
Program No. 919 - State College Facilities Program of 2006

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

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

Sec. 27. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES
Program No. 920 - Board Facilities Fee Fund Projects

	FY2015-16	FY2016-17	FUTURE
REVOLVING FUND est.	915,000	915,000	3,660,000
PROGRAM TOTAL	915,000	915,000	3,660,000

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

Sec. 28. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES
Program No. 933 - Chadron State College Rangeland Center and Wayne State College U.S. Conn Library

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

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

Beginning with the fiscal year commencing July 1, 2013, and continuing through the fiscal year ending June 30, 2021, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$2,216,000 to be used by the Board of Trustees of the Nebraska State Colleges to pay the costs of constructing a Rangeland Center at Chadron State College and renovating the U.S. Conn Library at Wayne State College. The board may enter into long-term financing contracts with any person, firm, or corporation for the Rangeland Center and U.S. Conn Library projects. The payments of the costs of the projects may occur over a contract period not to extend beyond June 30, 2021. The board shall not pledge the credit of the State of Nebraska for the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the Rangeland Center and U.S. Conn Library projects and the land on which such projects are situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the costs of the Rangeland Center and U.S. Conn Library projects. Any such conveyance or lease shall provide that when the costs of the Rangeland Center and U.S. Conn Library projects have been paid, together with interest and other costs thereon, the Rangeland Center and U.S. Conn Library projects and the land on which such projects are located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2021, any funds appropriated from the General Fund for the projects held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-

term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

The Legislature finds and determines that the Rangeland Center and U.S. Conn Library projects are of critical importance to the State of Nebraska. It is the intent of the Legislature that the appropriations for the Rangeland Center and U.S. Conn Library projects shall not be reduced until all contracts and securities relating to the construction and financing of the Rangeland Center and U.S. Conn Library projects are completed or paid but in no case shall such appropriations extend beyond the fiscal year ending June 30, 2021.

Sec. 29. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

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

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

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

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

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

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

The Board of Regents may enter into long-term financing contracts with any person, firm, or corporation for the Education Center project. The payments of the costs of the project may occur over a contract period not to extend beyond June 30, 2025. The Board of Regents shall not pledge the credit of the State of Nebraska for the payment of any sum owing on account of such contracts, except that there may be pledged for payment of any such contracts any appropriations made by the Legislature for such purpose. No contracts shall be entered into pursuant to this section without prior approval by resolution of the Board of Regents. The Board of Regents may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2025, any funds appropriated from the Nebraska Capital Construction Fund and the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

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

Program No. 939 - Veterinary Diagnostic Center

	FY2015-16	FY2016-17	FUTURE
GENERAL FUND	-0-	5,101,000	35,676,700
PROGRAM TOTAL	-0-	5,101,000	35,676,700

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

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

Beginning with the fiscal year commencing July 1, 2016, and continuing through the fiscal year ending June 30, 2024, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$5,101,000 to be used by the Board of Regents of the University of Nebraska to pay the costs of constructing a Veterinary Diagnostic Center. The board may enter into long-term financing contracts with any person, firm, or corporation for the Veterinary Diagnostic Center project. The board may not enter into long-term financing contracts until evidence is provided to the budget administrator of the budget division of the Department of Administrative Services that \$4,150,000 in private or other funds have been received for this project. The payments of the costs of the project may occur over a contract period not to extend beyond June 30, 2024. The board shall not pledge the credit of the State of Nebraska for

the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the Veterinary Diagnostic Center project and the land on which such project is situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the cost of the Veterinary Diagnostic Center project. Any such conveyance or lease shall provide that when the cost of the Veterinary Diagnostic Center project has been paid, together with interest and other costs thereon, the Veterinary Diagnostic Center project and the land on which such project is located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2024, any funds appropriated from the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

The Legislature finds and determines that the Veterinary Diagnostic Center project is of critical importance to the State of Nebraska. It is the intent of the Legislature that the appropriations for the Veterinary Diagnostic Center project shall not be reduced until all contracts and securities relating to the construction and financing of the Veterinary Diagnostic Center project are completed or paid but in no case shall such appropriations extend beyond the fiscal year ending June 30, 2024.

Sec. 32. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA
Program No. 976 - College of Nursing Building - Lincoln Division

	FY2015-16	FY2016-17	FUTURE
GENERAL FUND	1,477,000	1,477,000	8,840,300
PROGRAM TOTAL	1,477,000	1,477,000	8,840,300

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

Beginning with the fiscal year commencing July 1, 2013, and continuing through the fiscal year ending June 30, 2023, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$1,477,000 to be used by the Board of Regents of the University of Nebraska to pay the costs of constructing a College of Nursing Building. The board may enter into long-term financing contracts with any person, firm, or corporation for the College of Nursing Building project. The board may not enter into long-term financing contracts until evidence is provided to the budget administrator of the budget division of the Department of Administrative Services that \$5,650,000 in private or other funds have been received for this project. The payments of the costs of the project may occur over a contract period not to extend beyond June 30, 2023. The board shall not pledge the credit of the State of Nebraska for the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the College of Nursing Building project and the land on which such project is situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the costs of the College of Nursing Building project. Any such conveyance or lease shall provide that when the cost of the College of Nursing Building project has been paid, together with interest and other costs thereon, the College of Nursing Building project and the land on which such project is located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2023, any funds appropriated from the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

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

Sec. 33. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA
Program No. 927 - Global Center for Advanced Interprofessional Learning

	FY2015-16	FY2016-17	FUTURE
NEBRASKA CAPITAL			
CONSTRUCTION FUND	25,000,000	-0-	-0-

PROGRAM TOTAL 25,000,000 -0- -0-

Subject to the provisions of section 85-1414, the Board of Regents of the University of Nebraska is hereby authorized to design and construct the Global Center for Advanced Interprofessional Learning at the University of Nebraska Medical Center. The total project is estimated at \$102,000,000 of which \$77,000,000 shall be private or other funds.

On July 1, 2015, or as soon thereafter as possible, the budget administrator of the budget division of the Department of Administrative Services shall allot \$5,000,000 from the Nebraska Capital Construction Fund to the board for the Global Center for Advanced Interprofessional Learning project.

The budget administrator of the budget division of the Department of Administrative Services shall allot \$20,000,000 from the Nebraska Capital Construction Fund to the board for the Global Center for Advanced Interprofessional Learning project upon evidence provided by the board that \$40,000,000 in private or other funds have been received by the board for this project.

Sec. 34. AGENCY NO. 54 – NEBRASKA STATE HISTORICAL SOCIETY
Program No. 957 - Museum Renovation

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

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

Sec. 35. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 901 - State Capitol Improvements

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

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

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

Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning Systems Replacement

	FY2015-16	FY2016-17	FUTURE
GENERAL FUND	-0-	-0-	66,065,200
NEBRASKA CAPITAL			
CONSTRUCTION FUND	-0-	7,804,292	20,436,714
PROGRAM TOTAL	-0-	7,804,292	86,501,914

The Legislature hereby acknowledges and reaffirms the directive made by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol Commission to continue planning for and undertake replacement of the existing heating, ventilating, and air conditioning systems serving the Nebraska State Capitol as well as associated infrastructure, fire protection, life safety, and architectural improvements identified in the Nebraska State Capitol HVAC Master Plan Amendment, dated September 20, 2013. For informational purposes, Laws 2014, LB905, appropriated \$11,701,900 from the Nebraska Capital Construction Fund for FY2014-15 to continue planning for and initiate the project and estimated that of such amount appropriated, \$2,306,215 would be expended in FY2014-15, \$2,306,215 would be expended in FY2015-16, and \$7,089,470 would be expended in FY2016-17. The Legislature hereby acknowledges and reaffirms its intent to appropriate future amounts from the General Fund for completion of the project as follows: \$9,529,333 for FY2017-18; \$8,727,526 for FY2018-19; \$7,994,885 for FY2019-20; \$8,755,725 for FY2020-21; \$11,185,556 for FY2021-22; \$11,020,750 for FY2022-23; and \$8,851,425 for FY2023-24. The Legislature further intends to appropriate future amounts from the Nebraska Capital Construction Fund for completion of the project as follows: \$3,417,587 for FY2019-20; \$3,742,825 for FY2020-21; \$4,781,509 for FY2021-22; \$4,711,059 for FY2022-23; and \$3,783,734 for FY2023-24. The total project cost shall not exceed \$106,008,106.

Not later than September 15, 2015, the Office of the Nebraska Capitol Commission shall provide a report to the Appropriations Committee of the Legislature detailing the status of planning for the project along with a complete summary of any proposed funding modifications necessary to complete the project.

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

Program No. 929 - Norfolk Regional Center Buildings and Infrastructure Demolition

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

The state building division of the Department of Administrative Services is hereby authorized to abate and remove hazardous materials; demolish and remove buildings; and demolish and remove infrastructure at the Norfolk Regional Center.

Sec. 38. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 940 - Task Force for Building Renewal

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

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

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

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

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

Sec. 39. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
Program No. 986 - Data Center Risk Mitigation

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

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

Sec. 40. There is hereby appropriated, unless otherwise specified, for FY2015-16 and for FY2016-17 from undisbursed balances existing on June 30, 2015, and on June 30, 2016, respectively, to each agency for each program from the respective funds for capital construction as follows:

- (1) Agency No. 25 – Department of Health and Human Services
Program Nos. 904 less \$1,000,000 of the June 30, 2015, Nebraska Capital Construction Fund balance, 912, 919, 923, 930, and 942.
- (2) Agency No. 27 – Department of Roads
Program No. 901, except that the unobligated biennium appropriation balance shall lapse once all projects funded in that biennium are completed, postponed to a future biennium, or indefinitely postponed.
- (3) Agency No. 28 – Department of Veterans' Affairs
Program No. 937 - Alliance State Veterans' Cemetery.
- (4) Agency No. 31 – Military Department
Program Nos. 905, 906, 910, 925, and 927.

(5) Agency No. 33 – Game and Parks Commission
Program Nos. 900, 901, 902, 919, 924, 955, 960 less \$2,500 of the June 30, 2015, federal fund balance, 967 less \$451,945.31 of the June 30, 2015, cash fund balance and less \$233,014.98 of the June 30, 2015, federal fund balance, 969 less \$14,093.38 of the June 30, 2015, cash fund balance, 970, 971, 972, 973, 975, 976, 977, 979, 981, and 987.

(6) Agency No. 46 – Department of Correctional Services
Program Nos. 913, 914, 920, and 921.

(7) Agency No. 47 – Nebraska Educational Telecommunications Commission
Program Nos. 922, 925, 926, 927, and 928.

(8) Agency No. 50 – Board of Trustees of the Nebraska State Colleges
Program Nos. 901, 903, 909, 912, 919, 920, 921, 933, 935, 952, 955, 993, and 997, and any additional construction programs administratively created relating to the Board of Trustees of the Nebraska State Colleges and its campuses which are funded through cash funds, federal funds, revolving funds, or private gifts or donations.

(9) Agency No. 51 – University of Nebraska
Program Nos. 901, 902, 903, 904, 906, 907, 909, 910, 914, 915, 917, 918, 919, 920, 921, 924, 925, 928, 930, 932, 934, 937, 939, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 953, 954, 957, 958, 962, 963, 964, 966, 968, 970, 971, 973, 975, 976, 977, 978, 981, 984, 985, 990, 991, 993, 994, 995, 997, and 998, and any additional construction programs administratively created relating to the University of Nebraska-Lincoln, the University of Nebraska at Omaha, the University of Nebraska Medical Center, the University of Nebraska at Kearney, the Nebraska College of Technical Agriculture at Curtis, and the University of Nebraska Central Administration which are funded through cash funds, federal funds, revolving funds, or private gifts or donations.

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

(11) Agency No. 65 – Department of Administrative Services
Program Nos. 901, 904, 917, 922, 935, and 980. The unexpended Nebraska Capital Construction Fund appropriation balance for Program 982 - State Capitol Elevators existing on June 30, 2015, is hereby reappropriated to Agency No. 65 for Program No. 917 - Capitol Courtyard Fountains Installation for FY2015-16.

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

Sec. 41. FEDERAL FUNDS.

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

Sec. 42. GIFTS, BEQUESTS, AND DEVISES.

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

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

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

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

(3) Any gift or devise of real property in excess of \$10,000 shall be approved by the Governor and the Legislature before acceptance pursuant to sections 81-176 and 81-1108.33; and

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

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

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

This section shall not apply to the University of Nebraska.

Sec. 43. The One Hundred Fourth Legislature acknowledges that Article III, section 22, of the Constitution of Nebraska provides that each Legislature shall make appropriations for the expenses of the government. Consistent with this provision, any appropriations enacted by prior Legislatures for fiscal years beginning after June 30, 2015, are null and void unless specifically reaffirmed by this Legislature.

Sec. 44. This act becomes operative on July 1, 2015.

Sec. 45. Since an emergency exists, this act takes effect when passed and approved according to law.