

LEGISLATURE OF NEBRASKA
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 660

FINAL READING

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

Read first time January 22, 2015

Committee: Appropriations

- 1 A BILL FOR AN ACT relating to appropriations; to 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, FY2015-16 means the period July 1, 2015, through June
5 30, 2016, FY2016-17 means the period July 1, 2016, through June 30, 2017,
6 FY2017-18 means the period July 1, 2017, through June 30, 2018, and
7 FY2018-19 means the period July 1, 2018, through June 30, 2019.

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	5,000,000	-0-
4	PROGRAM TOTAL	5,000,000	5,000,000	-0-

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

- 7 New maintenance facility – Aurora
- 8 Office/shop/equipment storage building – Arthur
- 9 New maintenance facility – Niobrara
- 10 New maintenance facility – Chadron
- 11 Office/shop/equipment storage building – Sidney
- 12 Facility improvements, small projects – Statewide

13 Sec. 12. AGENCY NO. 33 – GAME AND PARKS COMMISSION

14 Program No. 900 - State Park System Facility Improvements

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

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

20 Sec. 13. AGENCY NO. 33 – GAME AND PARKS COMMISSION

21 Program No. 901 - State Parks Facilities Deferred Maintenance

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

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

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

30 Program No. 967 - Improvements to State Parks

	FY2015-16	FY2016-17	FUTURE
1			
2 CASH FUND	230,000	495,000	-0-
3 PROGRAM TOTAL	230,000	495,000	-0-

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

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

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

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

- 12 Upgrade and repair cabins – Mahoney State Park - \$180,000
- 13 Upgrade and repair cabins – Platte River State Park - \$150,000
- 14 Enhance visitor center – Indian Cave State Park - \$165,000

15 Sec. 15. AGENCY NO. 33 – GAME AND PARKS COMMISSION
16 Program No. 968 - State Historical Areas

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

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

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

- 24 Visitor Center upgrades – Fort Kearny State Historical Park -
25 \$195,000

26 Sec. 16. AGENCY NO. 33 – GAME AND PARKS COMMISSION
27 Program No. 969 - Improvements to State Recreation Areas

	FY2015-16	FY2016-17	FUTURE
28			
29 CASH FUND	1,700,000	200,000	-0-
30 PROGRAM TOTAL	1,700,000	200,000	-0-

31 The Game and Parks Commission is hereby authorized to make state

1 recreation area improvements statewide with the appropriation to this
2 program.

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

5 ATV park and amenities – Lake McConaughy State Recreation Area -
6 \$750,000

7 New campground development – Fremont Lakes State Recreation Area -
8 \$200,000

9 Visitors center expansion – Lake McConaughy State Recreation Area -
10 \$550,000. The appropriation contained in this program for the visitor
11 center expansion at Lake McConaughy State Recreation Area includes both
12 agency cash funds as well as donated contributions. It is the intent of
13 the Legislature that direct agency cash fund allocations excluding
14 donations shall not exceed \$50,000, with the balance of the project costs
15 paid for by donations. The acceptance and expenditure of all donations
16 are hereby approved by the Legislature in accordance with section
17 81-1108.33 and the provisions of section 42 of this act.

18 Shower/latrine facility – Mormon Island State Recreation Area -
19 \$200,000

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

22 Shower/latrine facility – Lake Minatare State Recreation Area -
23 \$200,000

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

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

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

29 The Game and Parks Commission is hereby authorized to make
30 improvements statewide to basic facilities at wildlife management areas.
31

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

2 Program No. 972 - Improvements to Administrative Facilities

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

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

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

10 New maintenance shop - \$750,000

11 General improvements and repairs to administration facilities and
12 boat storage - \$250,000

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

14 Program No. 973 - Improvements to Fish Production Facilities

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

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

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

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

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

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

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

1 Program No. 981 - Aquatic Habitat Enhancement and Restoration

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

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

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

9 Program No. 987 - Nebraska Outdoor Venture Parks

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

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

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

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

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

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

8 Program No. 914 - Infrastructure and Maintenance

	FY2015-16	FY2016-17	FUTURE
9			
10	NEBRASKA CAPITAL		
11	1,000,000	1,000,000	-0-
12	1,000,000	1,000,000	-0-

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

18 Sec. 25. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
19 COLLEGES

20 Program No. 903 - State Colleges Facilities - Sports Facilities
21 Projects

	FY2015-16	FY2016-17	FUTURE
22			
23	300,000	300,000	600,000
24	300,000	300,000	600,000

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

29 Sec. 26. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
30 COLLEGES

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

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

5 The Legislature hereby acknowledges and reaffirms the directive made
6 by Laws 2006, LB 605, sections 5, 6, and 7, which authorizes the Board of
7 Trustees of the Nebraska State Colleges to make expenditures from the
8 State College Facilities Program of 2006 exclusively for deferred
9 maintenance, repair, and renovation projects outlined in section 6 of LB
10 605.

11 Sec. 27. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
12 COLLEGES

13 Program No. 920 - Board Facilities Fee Fund Projects

	FY2015-16	FY2016-17	FUTURE
14			
15 REVOLVING FUND est.	915,000	915,000	3,660,000
16 PROGRAM TOTAL	915,000	915,000	3,660,000

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

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

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

	FY2015-16	FY2016-17	FUTURE
27			
28 GENERAL FUND	2,216,000	2,216,000	8,864,000
29 PROGRAM TOTAL	2,216,000	2,216,000	8,864,000

30 The Board of Trustees of the Nebraska State Colleges is authorized
31 to construct laboratory, classroom, office, and herbarium space for a

1 Rangeland Center at Chadron State College. The amount of Rangeland Center
2 project costs to be met by appropriations pursuant to this section is
3 estimated at \$3,696,470. The board is also authorized to renovate the
4 U.S. Conn Library at Wayne State College. The amount of U.S. Conn Library
5 project costs to be met by appropriations pursuant to this section is
6 estimated at \$12,000,000. The board is further authorized to expend such
7 other amounts as it may secure from other sources for completion of the
8 projects.

9 Beginning with the fiscal year commencing July 1, 2013, and
10 continuing through the fiscal year ending June 30, 2021, the Legislature
11 shall appropriate each fiscal year from the General Fund an amount not
12 less than \$2,216,000 to be used by the Board of Trustees of the Nebraska
13 State Colleges to pay the costs of constructing a Rangeland Center at
14 Chadron State College and renovating the U.S. Conn Library at Wayne State
15 College. The board may enter into long-term financing contracts with any
16 person, firm, or corporation for the Rangeland Center and U.S. Conn
17 Library projects. The payments of the costs of the projects may occur
18 over a contract period not to extend beyond June 30, 2021. The board
19 shall not pledge the credit of the State of Nebraska for the payment of
20 any sum owing on account of such contract, except that there may be
21 pledged for the payment of any such contract any appropriations made by
22 the Legislature for such purpose. No contract shall be entered into
23 pursuant to this section without prior approval by resolution by the
24 board. The board may also convey, lease, or lease back all or any part of
25 the Rangeland Center and U.S. Conn Library projects and the land on which
26 such projects are situated to such person, firm, or corporation as the
27 board may contract with pursuant to this section to facilitate the long-
28 term payment of the costs of the Rangeland Center and U.S. Conn Library
29 projects. Any such conveyance or lease shall provide that when the costs
30 of the Rangeland Center and U.S. Conn Library projects have been paid,
31 together with interest and other costs thereon, the Rangeland Center and

1 U.S. Conn Library projects and the land on which such projects are
2 located shall become the property of the board. The board may schedule
3 contractual payments on a monthly, quarterly, or semiannual basis
4 consistent with the state fiscal year. On or before August 31, 2021, any
5 funds appropriated from the General Fund for the projects held in the
6 state treasury and held by any trustee which are not necessary to meet
7 the terms of any long-term financing agreements entered into pursuant to
8 this section shall be transferred to the General Fund.

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

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

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

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

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

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

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

	FY2015-16	FY2016-17	FUTURE
1			
2 GENERAL FUND	820,000	820,000	7,106,135
3 PROGRAM TOTAL	820,000	820,000	7,106,135

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

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

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

26 Program No. 939 - Veterinary Diagnostic Center

	FY2015-16	FY2016-17	FUTURE
27			
28 GENERAL FUND	-0-	5,101,000	35,676,700
29 PROGRAM TOTAL	-0-	5,101,000	35,676,700

30 Subject to the provisions of section 85-1414, the Board of Regents
31 of the University of Nebraska is hereby authorized to design and

1 construct a Veterinary Diagnostic Center at the University of Nebraska
2 Institute of Agriculture and Natural Resources. The total project cost is
3 estimated at \$45,644,000 of which \$4,150,000 is private or other funds.

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

7 Beginning with the fiscal year commencing July 1, 2016, and
8 continuing through the fiscal year ending June 30, 2024, the Legislature
9 shall appropriate each fiscal year from the General Fund an amount not
10 less than \$5,101,000 to be used by the Board of Regents of the University
11 of Nebraska to pay the costs of constructing a Veterinary Diagnostic
12 Center. The board may enter into long-term financing contracts with any
13 person, firm, or corporation for the Veterinary Diagnostic Center
14 project. The board may not enter into long-term financing contracts until
15 evidence is provided to the budget administrator of the budget division
16 of the Department of Administrative Services that \$4,150,000 in private
17 or other funds have been received for this project. The payments of the
18 costs of the project may occur over a contract period not to extend
19 beyond June 30, 2024. The board shall not pledge the credit of the State
20 of Nebraska for the payment of any sum owing on account of such contract,
21 except that there may be pledged for the payment of any such contract any
22 appropriations made by the Legislature for such purpose. No contract
23 shall be entered into pursuant to this section without prior approval by
24 resolution by the board. The board may also convey, lease, or lease back
25 all or any part of the Veterinary Diagnostic Center project and the land
26 on which such project is situated to such person, firm, or corporation as
27 the board may contract with pursuant to this section to facilitate the
28 long-term payment of the cost of the Veterinary Diagnostic Center
29 project. Any such conveyance or lease shall provide that when the cost of
30 the Veterinary Diagnostic Center project has been paid, together with
31 interest and other costs thereon, the Veterinary Diagnostic Center

1 project and the land on which such project is located shall become the
 2 property of the board. The board may schedule contractual payments on a
 3 monthly, quarterly, or semiannual basis consistent with the state fiscal
 4 year. On or before August 31, 2024, any funds appropriated from the
 5 General Fund for the project held in the state treasury and held by any
 6 trustee which are not necessary to meet the terms of any long-term
 7 financing agreements entered into pursuant to this section shall be
 8 transferred to the General Fund.

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

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

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

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

21 The Board of Regents of the University of Nebraska is hereby
 22 authorized to design and construct a College of Nursing Building at the
 23 University of Nebraska-Lincoln. The total project cost is estimated at
 24 \$17,650,000 of which \$5,650,000 is private or other funds.

25 Beginning with the fiscal year commencing July 1, 2013, and
 26 continuing through the fiscal year ending June 30, 2023, the Legislature
 27 shall appropriate each fiscal year from the General Fund an amount not
 28 less than \$1,477,000 to be used by the Board of Regents of the University
 29 of Nebraska to pay the costs of constructing a College of Nursing
 30 Building. The board may enter into long-term financing contracts with any
 31 person, firm, or corporation for the College of Nursing Building project.

1 The board may not enter into long-term financing contracts until evidence
2 is provided to the budget administrator of the budget division of the
3 Department of Administrative Services that \$5,650,000 in private or other
4 funds have been received for this project. The payments of the costs of
5 the project may occur over a contract period not to extend beyond June
6 30, 2023. The board shall not pledge the credit of the State of Nebraska
7 for the payment of any sum owing on account of such contract, except that
8 there may be pledged for the payment of any such contract any
9 appropriations made by the Legislature for such purpose. No contract
10 shall be entered into pursuant to this section without prior approval by
11 resolution by the board. The board may also convey, lease, or lease back
12 all or any part of the College of Nursing Building project and the land
13 on which such project is situated to such person, firm, or corporation as
14 the board may contract with pursuant to this section to facilitate the
15 long-term payment of the costs of the College of Nursing Building
16 project. Any such conveyance or lease shall provide that when the cost of
17 the College of Nursing Building project has been paid, together with
18 interest and other costs thereon, the College of Nursing Building project
19 and the land on which such project is located shall become the property
20 of the board. The board may schedule contractual payments on a monthly,
21 quarterly, or semiannual basis consistent with the state fiscal year. On
22 or before August 31, 2023, any funds appropriated from the General Fund
23 for the project held in the state treasury and held by any trustee which
24 are not necessary to meet the terms of any long-term financing agreements
25 entered into pursuant to this section shall be transferred to the General
26 Fund.

27 The Legislature finds and determines that the College of Nursing
28 Building project is of critical importance to the State of Nebraska. It
29 is the intent of the Legislature that the appropriations for the College
30 of Nursing Building project shall not be reduced until all contracts and
31 securities relating to the construction and financing of the College of

1 Nursing Building project are completed or paid but in no case shall such
2 appropriations extend beyond the fiscal year ending June 30, 2023.

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

4 Program No. 927 - Global Center for Advanced Interprofessional
5 Learning

	FY2015-16	FY2016-17	FUTURE
6 NEBRASKA CAPITAL			
8 CONSTRUCTION FUND	25,000,000	-0-	-0-
9 PROGRAM TOTAL	25,000,000	-0-	-0-

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

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

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

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

27 Program No. 957 - Museum Renovation

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

31 The Nebraska State Historical Society is authorized to renovate the

1 Nebraska History Museum.

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

3 Program No. 901 - State Capitol Improvements

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

6 There is included in the appropriation to this program for FY2015-16
7 \$165,000 from the General Fund and for FY2016-17 \$165,000 from the
8 General Fund for conservation and restoration of Capitol space occupied
9 by the Legislature.

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

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

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

18 The Legislature hereby acknowledges and reaffirms the directive made
19 by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol
20 Commission to continue planning for and undertake replacement of the
21 existing heating, ventilating, and air conditioning systems serving the
22 Nebraska State Capitol as well as associated infrastructure, fire
23 protection, life safety, and architectural improvements identified in the
24 Nebraska State Capitol HVAC Master Plan Amendment, dated September 20,
25 2013. For informational purposes, Laws 2014, LB905, appropriated
26 \$11,701,900 from the Nebraska Capital Construction Fund for FY2014-15 to
27 continue planning for and initiate the project and estimated that of such
28 amount appropriated, \$2,306,215 would be expended in FY2014-15,
29 \$2,306,215 would be expended in FY2015-16, and \$7,089,470 would be
30 expended in FY2016-17. The Legislature hereby acknowledges and reaffirms
31

1 its intent to appropriate future amounts from the General Fund for
 2 completion of the project as follows: \$9,529,333 for FY2017-18;
 3 \$8,727,526 for FY2018-19; \$7,994,885 for FY2019-20; \$8,755,725 for
 4 FY2020-21; \$11,185,556 for FY2021-22; \$11,020,750 for FY2022-23; and
 5 \$8,851,425 for FY2023-24. The Legislature further intends to appropriate
 6 future amounts from the Nebraska Capital Construction Fund for completion
 7 of the project as follows: \$3,417,587 for FY2019-20; \$3,742,825 for
 8 FY2020-21; \$4,781,509 for FY2021-22; \$4,711,059 for FY2022-23; and
 9 \$3,783,734 for FY2023-24. The total project cost shall not exceed
 10 \$106,008,106.

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

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

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

	FY2015-16	FY2016-17	FUTURE
19			
20 NEBRASKA CAPITAL			
21 CONSTRUCTION FUND	1,000,000	-0-	-0-
22 PROGRAM TOTAL	1,000,000	-0-	-0-

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

27 Sec. 38. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

28 Program No. 940 - Task Force for Building Renewal

	FY2015-16	FY2016-17	FUTURE
29			
30 CASH FUND	21,273,930	21,273,930	42,547,860
31 PROGRAM TOTAL	21,273,930	21,273,930	42,547,860

1 The Legislature hereby acknowledges and reaffirms the directive made
2 by section 77-2602, which is to place amounts from the special privilege
3 tax on cigarettes in the Building Renewal Allocation Fund for FY1997-98
4 and continuing each fiscal year until all the purposes of the Deferred
5 Building Renewal Act have been fulfilled. The Legislature hereby further
6 acknowledges and reaffirms directives made by sections 81-188.01,
7 81-188.03, and 81-188.05 to utilize amounts from certain depreciation
8 charges credited to the State Building Renewal Assessment Fund,
9 University Building Renewal Assessment Fund, and State College Building
10 Renewal Assessment Fund for purposes as provided in the Deferred Building
11 Renewal Act.

12 The appropriation to this program is for the purpose of carrying out
13 the provisions of the Deferred Building Renewal Act which includes
14 deferred repair, fire and life safety projects, and compliance with the
15 federal Americans with Disabilities Act (ADA) of 1990. Funds may also be
16 spent on projects related to energy conservation. There is hereby
17 appropriated any available federal funds, plus investment income thereon,
18 for this program for FY2015-16 and FY2016-17. There is included in the
19 appropriation to this program for FY2015-16 an amount not to exceed
20 \$200,000 cash funds and for FY2016-17 an amount not to exceed \$200,000
21 cash funds for building maintenance and renewal training, roof scans and
22 other testing procedures, and consulting work.

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

28 None of the funds appropriated to this program shall be used for
29 operating budget compliance with the federal Americans with Disabilities
30 Act of 1990. Expenditures for deferred repair, fire and life safety
31 projects, and compliance with the federal Americans with Disabilities Act

1 of 1990 may be made through the same program on the Allotment Status
2 Report in the Nebraska Information System, except that expenditures for
3 deferred repair, fire and life safety projects, and compliance with the
4 federal Americans with Disabilities Act of 1990 shall each be kept
5 separate by subprogram on the Budget Status Report in the Nebraska
6 Information System or through the use of the Grant Project Status Report
7 or some other accounting mechanism.

8 Sec. 39. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

9 Program No. 986 - Data Center Risk Mitigation

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

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

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

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

22 Program Nos. 904 less \$1,000,000 of the June 30, 2015, Nebraska
23 Capital Construction Fund balance, 912, 919, 923, 930, and 942.

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

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

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

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

30 (4) Agency No. 31 – Military Department

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

1 (5) Agency No. 33 – Game and Parks Commission
2 Program Nos. 900, 901, 902, 919, 924, 955, 960 less \$2,500 of the
3 June 30, 2015, federal fund balance, 967 less \$451,945.31 of the June 30,
4 2015, cash fund balance and less \$233,014.98 of the June 30, 2015,
5 federal fund balance, 969 less \$14,093.38 of the June 30, 2015, cash fund
6 balance, 970, 971, 972, 973, 975, 976, 977, 979, 981, and 987.

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

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

12 (8) Agency No. 50 – Board of Trustees of the Nebraska State Colleges
13 Program Nos. 901, 903, 909, 912, 919, 920, 921, 933, 935, 952, 955,
14 993, and 997, and any additional construction programs administratively
15 created relating to the Board of Trustees of the Nebraska State Colleges
16 and its campuses which are funded through cash funds, federal funds,
17 revolving funds, or private gifts or donations.

18 (9) Agency No. 51 – University of Nebraska
19 Program Nos. 901, 902, 903, 904, 906, 907, 909, 910, 914, 915, 917,
20 918, 919, 920, 921, 924, 925, 928, 930, 932, 934, 937, 939, 941, 942,
21 943, 944, 945, 946, 947, 948, 949, 950, 951, 953, 954, 957, 958, 962,
22 963, 964, 966, 968, 970, 971, 973, 975, 976, 977, 978, 981, 984, 985,
23 990, 991, 993, 994, 995, 997, and 998, and any additional construction
24 programs administratively created relating to the University of Nebraska-
25 Lincoln, the University of Nebraska at Omaha, the University of Nebraska
26 Medical Center, the University of Nebraska at Kearney, the Nebraska
27 College of Technical Agriculture at Curtis, and the University of
28 Nebraska Central Administration which are funded through cash funds,
29 federal funds, revolving funds, or private gifts or donations.

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

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

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

9 Sec. 41. FEDERAL FUNDS.

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

15 Sec. 42. GIFTS, BEQUESTS, AND DEVISES.

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

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

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

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

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

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

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

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

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

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

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

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