

LEGISLATURE OF NEBRASKA
ONE HUNDREDTH LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 480

Introduced by Johnson, 37

Read first time January 17, 2007

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to health care; to amend section 71-7605,
2 Reissue Revised Statutes of Nebraska, and section
3 71-7611, Revised Statutes Cumulative Supplement, 2006; to
4 change and eliminate provisions relating to credit and
5 transfers of funds, legislative intent, certain federal
6 actions, reports on health care access and expenditures,
7 funds, and a council; to provide an operative date;
8 to repeal the original sections; to outright repeal
9 sections 71-7601, 71-7602, 71-7603, 71-7604, 71-7609,
10 and 71-7614, Reissue Revised Statutes of Nebraska, and
11 section 71-7610, Revised Statutes Cumulative Supplement,
12 2006; and to declare an emergency.
13 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-7605, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 71-7605 Sections 71-7605 to ~~71-7614~~ 71-7611 shall be
4 known and may be cited as the Nebraska Health Care Funding Act.

5 Sec. 2. Section 71-7611, Revised Statutes Cumulative
6 Supplement, 2006, is amended to read:

7 71-7611 (1) The Nebraska Health Care Cash Fund is
8 created. The State Treasurer shall transfer fifty-two million
9 dollars annually no later than July 15 from the Nebraska Medicaid
10 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement
11 Trust Fund to the Nebraska Health Care Cash Fund, except that
12 such amount shall be reduced by the amount of the unobligated
13 balance in the Nebraska Health Care Cash Fund at the time the
14 transfer is made. The state investment officer upon consultation
15 with the Nebraska Investment Council shall advise the State
16 Treasurer on the amounts to be transferred from the Nebraska
17 Medicaid Intergovernmental Trust Fund and from the Nebraska Tobacco
18 Settlement Trust Fund under this section in order to sustain such
19 transfers in perpetuity. The state investment officer shall report
20 to the Legislature on or before October 1 of every even-numbered
21 year on the sustainability of such transfers. Except as otherwise
22 provided by law, no more than fifty-two million dollars may be
23 appropriated or transferred from the Nebraska Health Care Cash Fund
24 in any fiscal year.

25 (2) Any money in the Nebraska Health Care Cash Fund

1 available for investment shall be invested by the state investment
2 officer pursuant to the Nebraska Capital Expansion Act and the
3 Nebraska State Funds Investment Act.

4 ~~(3) The State Treasurer shall transfer two million~~
5 ~~dollars from the Nebraska Health Care Cash Fund to the University~~
6 ~~of Nebraska Medical Center Designated Cash Fund within fifteen days~~
7 ~~after July 1, 2005.~~

8 ~~(4) The State Treasurer shall transfer two million~~
9 ~~dollars from the Nebraska Health Care Cash Fund to the University~~
10 ~~of Nebraska Medical Center Designated Cash Fund within fifteen days~~
11 ~~after July 1, 2006.~~

12 ~~(5) The State Treasurer shall transfer one million nine~~
13 ~~hundred thirty-nine thousand eight hundred sixty-three dollars~~
14 ~~from the Nebraska Health Care Cash Fund to the Nebraska Capital~~
15 ~~Construction Fund within five days after July 1, 2005.~~

16 ~~(6) The State Treasurer shall transfer seven hundred~~
17 ~~thousand dollars from the Nebraska Health Care Cash Fund to the~~
18 ~~Nebraska Capital Construction Fund within five days after July 1,~~
19 ~~2005.~~

20 ~~(7) (3)~~ The University of Nebraska and postsecondary
21 educational institutions having colleges of medicine in Nebraska
22 and their affiliated research hospitals in Nebraska, as a condition
23 of receiving any funds appropriated or transferred from the
24 Nebraska Health Care Cash Fund, shall not discriminate against
25 any person on the basis of sexual orientation.

1 Sec. 3. This act becomes operative on July 15, 2007.

2 Sec. 4. Original section 71-7605, Reissue Revised
3 Statutes of Nebraska, and section 71-7611, Revised Statutes
4 Cumulative Supplement, 2006, are repealed.

5 Sec. 5. The following sections are outright repealed:
6 Sections 71-7601, 71-7602, 71-7603, 71-7604, 71-7609, and 71-7614,
7 Reissue Revised Statutes of Nebraska, and section 71-7610, Revised
8 Statutes Cumulative Supplement, 2006.

9 Sec. 6. Since an emergency exists, this act takes effect
10 when passed and approved according to law.