

AMENDMENTS TO LB 377

Introduced by Appropriations

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. DEFINITION OF APPROPRIATION PERIOD.

4 For purposes of this act and any other legislative bill
5 passed by the One Hundred Second Legislature, First or Second
6 Session, which appropriates funds, FY2010-11 means the period July
7 1, 2010, through June 30, 2011, FY2011-12 means the period July 1,
8 2011, through June 30, 2012, FY2012-13 means the period July 1,
9 2012, through June 30, 2013, FY2013-14 means the period July 1,
10 2013, through June 30, 2014, and FY2014-15 means the period July 1,
11 2014, through June 30, 2015.

12 Sec. 2. APPROPRIATION LANGUAGE.

13 There are hereby appropriated, for FY2011-12 and
14 FY2012-13, the sums set forth in this act to each agency for
15 each program from the respective funds for capital construction
16 projects, land acquisition, lease-purchase arrangements, and major
17 equipment acquisition, except as otherwise appropriated.

18 Sec. 3. REAPPROPRIATION OF BALANCE, FY2011-12 to
19 FY2012-13.

20 In addition to the appropriations set forth in this
21 act, there are hereby reappropriated all unexpended appropriation
22 balances existing on June 30, 2012, for FY2012-13 to the respective
23 agencies, programs, and funds listed in this act, except as

1 otherwise provided in this act.

2 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

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

7 Sec. 5. DRAWING AND PAYING WARRANTS.

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

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

17 The biennial appropriations contained in this act
18 covering FY2011-12 and FY2012-13, which have been designated for
19 planning, require from the agency a complete program statement
20 prepared in accordance with the Procedural Manual for Capital
21 Construction as approved by the state building division of
22 the Department of Administrative Services. Projects directly
23 related to program continuation such as fire and life safety,
24 maintenance, utility improvements, handicapped access, and master
25 planning require a statement of needs prepared in accordance with
26 the manual. An appropriation for drawings and construction may
27 be recommended only after submission of an acceptable program

1 statement or statement of needs on or before September 15 to the
2 state building division, the budget division of the Department of
3 Administrative Services, and the Legislative Fiscal Analyst.

4 Program statements that have been submitted prior to
5 FY2011-12 shall be updated if necessary and resubmitted during
6 the period July 1, 2011, to September 1, 2011. Program statements
7 that have been submitted prior to FY2012-13 shall be updated
8 if necessary and resubmitted during the period July 1, 2012, to
9 September 1, 2012, by agency priority. Such priority shall be
10 subject to final modification by the governing authority of each
11 agency on or before September 15, 2012.

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

22 Sec. 8. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN
23 SERVICES

24 Program No. 902 - Bridges Program Relocation

25	FY2011-12	FY2012-13	FUTURE
26 NEBRASKA CAPITAL	450,000	1,049,433	-0-
27 CONSTRUCTION FUND			

1 PROGRAM TOTAL 450,000 1,049,433 -0-

2 The Department of Health and Human Services is hereby
3 authorized to design and construct secure housing for persons with
4 developmental disabilities. The housing authorized in this section
5 shall be used to relocate the Bridges program operated at the
6 Hastings Regional Center.

7 Sec. 9. AGENCY NO. 33 - GAME AND PARKS COMMISSION

8 Program No. 900 - State Park System Facility Improvements

9		FY2011-12	FY2012-13	FUTURE
10	CASH FUND	335,000	325,000	-0-
11	PROGRAM TOTAL	335,000	325,000	-0-

12 The Game and Parks Commission is hereby authorized to
13 maintain and improve basic facilities of the state park system.
14 There is included in the appropriation to this program for
15 FY2011-12 \$75,000 cash funds and for FY2012-13 \$75,000 cash funds
16 for this purpose.

17 The Game and Parks Commission is hereby authorized to
18 develop new, maintain, and improve boating facilities. There
19 is included in the appropriation to this program for FY2011-12
20 \$260,000 cash funds and for FY2012-13 \$250,000 cash funds for this
21 purpose.

22 Sec. 10. AGENCY NO. 33 - GAME AND PARKS COMMISSION

23 Program No. 901 - State Parks Facilities Deferred
24 Maintenance

25		FY2011-12	FY2012-13	FUTURE
26	CASH FUND	300,000	300,000	-0-

1 PROGRAM TOTAL 300,000 300,000 -0-

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

6 Sec. 11. AGENCY NO. 33 - GAME AND PARKS COMMISSION
7 Program No. 924 - Wildlife Land Acquisition and
8 Improvements

9		FY2011-12	FY2012-13	FUTURE
10	CASH FUND	300,000	300,000	-0-
11	PROGRAM TOTAL	300,000	300,000	-0-

12 The Game and Parks Commission is hereby authorized to
13 acquire and develop wildlife lands and waters statewide with the
14 appropriation to this program.

15 Sec. 12. AGENCY NO. 33 - GAME AND PARKS COMMISSION
16 Program No. 955 - Youth Outdoors Skills Camp Facility

17		FY2011-12	FY2012-13	FUTURE
18	CASH FUND	1,000,000	1,000,000	-0-
19	PROGRAM TOTAL	1,000,000	1,000,000	-0-

20 The Game and Parks Commission is hereby authorized to
21 develop a youth skills camp facility to provide education and
22 promote outdoor skills.

23 Sec. 13. AGENCY NO. 33 - GAME AND PARKS COMMISSION
24 Program No. 960 - Land Acquisition for Parklands

25		FY2011-12	FY2012-13	FUTURE
26	CASH FUND	100,000	100,000	-0-

1 PROGRAM TOTAL 100,000 100,000 -0-

2 The Game and Parks Commission is hereby authorized to
3 acquire property adjacent to state parks, recreational areas,
4 and historical parks from willing sellers to add recreational
5 opportunities and protect resources.

6 Sec. 14. AGENCY NO. 33 - GAME AND PARKS COMMISSION

7 Program No. 967 - Improvements to State Parks

8		FY2011-12	FY2012-13	FUTURE
9	CASH FUND	241,500	575,400	-0-
10	PROGRAM TOTAL	241,500	575,400	-0-

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

14 It is intended that the following projects be undertaken
15 with funds appropriated to this program for FY2011-12:

16 Paint aquatic center equipment - Mahoney State Park -
17 \$30,000

18 Cabin renovations - Mahoney State Park - \$150,000

19 Outdoor Education Facility - Niobrara State Park -
20 \$50,000

21 Major state park contingency for cost overruns in Program
22 967 - Improvements to State Parks - \$11,500

23 It is intended that the following projects be undertaken
24 with the funds appropriated to this program for FY2012-13:

25 Cabin renovations - Mahoney State Park - \$150,000

26 Lodge carpet upgrade - Mahoney State Park - \$150,000

27 Renovate pavilion flooring - Platte River State Park -

1 \$68,000

2 Replace heating/air conditioning Comanche Hall - Fort
3 Robinson - \$180,000

4 Major state park contingency for cost overruns in Program
5 967 - Improvements to State Parks - \$27,400

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

7 Program No. 968 - State Historical Parks

8		FY2011-12	FY2012-13	FUTURE
9	CASH FUND	10,500	-0-	-0-
10	PROGRAM TOTAL	10,500	-0-	-0-

11 The Game and Parks Commission is hereby authorized to
12 update the fire alarm system at Buffalo Bill State Historical Park
13 and provide contingency funds for state historical parks.

14 Sec. 16. AGENCY NO. 33 - GAME AND PARKS COMMISSION

15 Program No. 969 - Improvements to State Recreation Areas

16		FY2011-12	FY2012-13	FUTURE
17	CASH FUND	703,500	357,000	-0-
18	PROGRAM TOTAL	703,500	357,000	-0-

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

22 It is intended that the following projects be undertaken
23 with funds appropriated to this program for FY2011-12:

24 New sewer lagoon and septic - Fort Kearny State
25 Recreation Area - \$150,000

26 Addition and upgrade Group Building - Fremont State
27 Recreation Area - \$100,000

1 Water lines repair and upgrade - Lewis and Clark State
2 Recreation Area - \$20,000
3 Replace concrete apron at marina - Lewis and Clark State
4 Recreation Area - \$25,000
5 Boat ramp repairs - Lake McConaughy/Lake Ogallala -
6 \$60,000
7 New cabins - Medicine Creek State Recreation Area -
8 \$215,000
9 Contingency funds - State Recreation Areas - \$28,500
10 Shower/latrine facility - Lake Wanahoo - \$75,000
11 Shop/maintenance facility - Lake Wanahoo - \$30,000
12 It is intended that the following projects be undertaken
13 with funds appropriated to this program for FY2012-13:
14 Electrical hook-ups - Summit State Recreation Area -
15 \$20,000
16 Expand electrical and upgrade old units - Lake Ogallala -
17 \$50,000
18 Provide electrical service to 57 units - Two Rivers State
19 Recreation Area - \$60,000
20 Shower/latrine facilities - Calamus Reservoir State
21 Recreation Area - \$150,000
22 Electrical hook-ups in Area 4 - Branched Oak State
23 Recreation Area - \$60,000
24 Contingency funds - State Recreation Areas - \$17,000
25 Sec. 17. AGENCY NO. 33 - GAME AND PARKS COMMISSION
26 Program No. 971 - Improvements to Special Use Areas
27 (Wildlife Management Areas)

	FY2011-12	FY2012-13	FUTURE
1			
2 CASH FUND	325,000	325,000	-0-
3 PROGRAM TOTAL	325,000	325,000	-0-

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

7 Sec. 18. AGENCY NO. 33 - GAME AND PARKS COMMISSION
8 Program No. 972 - Improvements to Administrative
9 Facilities

	FY2011-12	FY2012-13	FUTURE
10			
11 CASH FUND	155,000	75,000	-0-
12 PROGRAM TOTAL	155,000	75,000	-0-

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

15 Sec. 19. AGENCY NO. 33 - GAME AND PARKS COMMISSION
16 Program No. 973 - Improvements to Fish Production
17 Facilities

	FY2011-12	FY2012-13	FUTURE
18			
19 CASH FUND	75,000	75,000	-0-
20 PROGRAM TOTAL	75,000	75,000	-0-

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

25 Sec. 20. AGENCY NO. 33 - GAME AND PARKS COMMISSION
26 Program No. 975 - Emergency Repairs to State Park System

1 Areas

2		FY2011-12	FY2012-13	FUTURE
3	CASH FUND	75,000	75,000	-0-
4	PROGRAM TOTAL	75,000	75,000	-0-

5 The Game and Parks Commission is hereby authorized to
6 make emergency repairs statewide to facilities in the state park
7 system with the appropriation to this program.

8 Sec. 21. AGENCY NO. 33 - GAME AND PARKS COMMISSION

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

11		FY2011-12	FY2012-13	FUTURE
12	CASH FUND	50,000	50,000	-0-
13	PROGRAM TOTAL	50,000	50,000	-0-

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

18 Sec. 22. AGENCY NO. 33 - GAME AND PARKS COMMISSION

19 Program No. 979 - Cowboy Trail - Emergency and Deferred
20 Maintenance

21		FY2011-12	FY2012-13	FUTURE
22	CASH FUND	175,000	-0-	-0-
23	PROGRAM TOTAL	175,000	-0-	-0-

24 The Game and Parks Commission is hereby authorized to
25 make repairs to the Cowboy Trail.

26 Sec. 23. AGENCY NO. 33 - GAME AND PARKS COMMISSION

27 Program No. 981 - Aquatic Habitat Enhancement and

1 Restoration

2		FY2011-12	FY2012-13	FUTURE
3	CASH FUND	3,500,000	2,500,000	-0-
4	PROGRAM TOTAL	3,500,000	2,500,000	-0-

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

8 Sec. 24. AGENCY NO. 33 - GAME AND PARKS COMMISSION

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

16 Sec. 25. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL
17 SERVICES

18 Program No. 913 - Security Systems Upgrade

19		FY2011-12	FY2012-13	FUTURE
20	GENERAL FUND	500,000	500,000	500,000
21	PROGRAM TOTAL	500,000	500,000	500,000

22 The Department of Correctional Services is hereby
23 authorized to upgrade security system components at various
24 Department of Correctional Services Facilities statewide.

25 It is intended that the following projects be undertaken
26 with funds appropriated to this program:

27 Replace Perimeter Security Lights on the Old Campus -

- 1 Nebraska Correctional Center for Women
- 2 Replace Perimeter Security Fencing on Old Campus -
- 3 Nebraska Correctional Center for Women
- 4 Replace Perimeter Detection System - Lincoln Correctional
- 5 Center/Diagnostic and Evaluation Center
- 6 Install Rooftop Security Fence Above Front Entrance -
- 7 Lincoln Correctional Center
- 8 Install Rooftop Security Fence Above Entrance -
- 9 Diagnostic and Evaluation Center
- 10 Replace Razor Ribbon on Exterior Security Fence - Omaha
- 11 Correctional Center
- 12 Install Exterior Security Lights - Community Corrections
- 13 Center at Omaha
- 14 Replace Exterior Security Lights - Nebraska State
- 15 Penitentiary
- 16 Control Center Modifications in Buildings A and C for
- 17 Department of Correctional Services Inmate Population - Work Ethic
- 18 Camp
- 19 Closed Circuit Surveillance Camera Improvements - Various
- 20 Facilities
- 21 Sec. 26. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
- 22 TELECOMMUNICATIONS COMMISSION
- 23 Program No. 910 - Transition from Satellite to Fiber
- 24 Delivery

25		FY2011-12	FY2012-13	FUTURE
26	GENERAL FUND	225,000	-0-	-0-
27	PROGRAM TOTAL	225,000	-0-	-0-

1 The Nebraska Educational Telecommunications Commission
2 is hereby authorized to transition from a satellite distribution
3 system to a fiber optic distribution system. Funding is
4 provided to partially offset nonrecurring startup costs for the
5 telecommunication equipment, facilities, and hardware to convert to
6 a fiber optic distribution system.

7 Sec. 27. AGENCY NO. 47 - NEBRASKA EDUCATIONAL
8 TELECOMMUNICATIONS COMMISSION

9 Program No. 926 - KLNE Transmission Tower Replacement

	FY2011-12	FY2012-13	FUTURE
11 CASH FUND	202,631	-0-	-0-
12 PROGRAM TOTAL	202,631	-0-	-0-

13 Additional funding is provided in order to enable
14 the Nebraska Educational Telecommunications Commission to expend
15 additional funding provided by the Corporation for Public
16 Broadcasting.

17 Sec. 28. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
18 NEBRASKA STATE COLLEGES

19 Program No. 919 - State College Facilities Program

	FY2011-12	FY2012-13	FUTURE
21 GENERAL FUND	1,125,000	1,125,000	7,875,000
22 REVOLVING FUND est.	1,200,000	1,200,000	8,400,000
23 PROGRAM TOTAL	2,325,000	2,325,000	16,275,000

24 The Legislature hereby acknowledges and reaffirms the
25 directive made by Laws 2006, LB 605, sections 5, 6, and 7, which
26 authorizes the Board of Trustees of the Nebraska State Colleges
27 to make expenditures from the State College Facilities Program

1 exclusively for deferred maintenance, repair, and renovation
2 projects outlined in section 6 of LB 605.

3 Sec. 29. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE
4 NEBRASKA STATE COLLEGES

5 Program No. 920 - Board Facilities Fee Fund Projects

6	FY2011-12	FY2012-13	FUTURE
7 REVOLVING FUND est.	915,000	915,000	8,235,000
8 PROGRAM TOTAL	915,000	915,000	8,235,000

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

15 Sec. 30. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

16 Program No. 920 - University of Nebraska Facilities

17 Program

18	FY2011-12	FY2012-13	FUTURE
19 GENERAL FUND	11,000,000	11,000,000	77,000,000
20 CASH FUND est.	11,000,000	11,000,000	72,632,546
21 PROGRAM TOTAL	22,000,000	22,000,000	149,632,546

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

1 in section 3 of LB 605.

2 Sec. 31. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

3 Program No. 921 - Nebraska Innovation Campus, University
4 of Nebraska-Lincoln

5		FY2011-12	FY2012-13	FUTURE
6	NEBRASKA CAPITAL	16,862,500	8,137,500	-0-
7	CONSTRUCTION FUND			
8	PROGRAM TOTAL	16,862,500	8,137,500	-0-

9 The Board of Regents of the University of Nebraska is
10 hereby authorized to design and renovate the 4-H Building on the
11 University of Nebraska-Lincoln's Innovation Campus, subject to the
12 receipt of any required project approval from the Coordinating
13 Commission for Postsecondary Education as found in subsection (10)
14 of section 85-1414. The total project cost to be supported from
15 state funds is \$10,000,000. Nonstate tax funds may be used to
16 supplement the project. The total project cost is estimated at
17 \$20,000,000.

18 The Board of Regents of the University of Nebraska
19 is hereby authorized to design and build the Food, Fuel, and
20 Water Research Building on the University of Nebraska-Lincoln's
21 Innovation Campus, subject to the receipt of any required project
22 approval from the Coordinating Commission for Postsecondary
23 Education as found in subsection (10) of section 85-1414. The total
24 project cost to be supported from state funds is \$15,000,000.
25 Nonstate tax funds may be used to supplement the project. The total
26 project cost is estimated at \$40,000,000.

27 Sec. 32. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

1 Program No. 930 - Nebraska College of Technical
2 Agriculture Education Center

3		FY2011-12	FY2012-13	FUTURE
4	GENERAL FUND	-0-	800,000	10,386,135
5	NEBRASKA CAPITAL	800,000	-0-	-0-
6	CONSTRUCTION FUND			
7	PROGRAM TOTAL	800,000	800,000	10,386,135

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

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

1 trustee which are not necessary to meet the terms of any long-term
2 financing agreements entered into pursuant to this section shall be
3 transferred to the General Fund.

4 Sec. 33. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
5 SERVICES

6 Program No. 901 - State Capitol Improvements

7	FY2011-12	FY2012-13	FUTURE
8 GENERAL FUND	150,000	150,000	-0-
9 PROGRAM TOTAL	150,000	150,000	-0-

10 There is included in the appropriation to this program
11 for FY2011-12 \$150,000 from the General Fund and for FY2012-13
12 \$150,000 from the General Fund for conservation and restoration of
13 Capitol space occupied by the Legislature.

14 Sec. 34. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
15 SERVICES

16 Program No. 935 - Nebraska Public Safety Communication
17 System Towers and Network Equipment Financing

18	FY2011-12	FY2012-13	FUTURE
19 GENERAL FUND	1,027,233	1,027,233	-0-
20 PROGRAM TOTAL	1,027,233	1,027,233	-0-

21 The Legislature hereby acknowledges and reaffirms the
22 directive made by Laws 2007, LB 320, section 46, which authorized
23 the Chief Information Officer to enter into a master lease
24 financing agreement through the Department of Administrative
25 Services for costs of radio towers and network equipment associated
26 with implementing the Nebraska Public Safety Communication System.
27 Total project costs may change as user partners are added to the

1 system, but the State of Nebraska portion of the System Towers
2 and Network Equipment Project cost, including financing, shall not
3 exceed \$10,680,754.

4 There is included in the appropriation to this program
5 for FY2011-12 \$1,027,233 from the General Fund for costs of radio
6 towers and network equipment and to initiate and continue repayment
7 of project financing.

8 There is included in the appropriation to this program
9 for FY2012-13 \$1,027,233 from the General Fund for costs of radio
10 towers and network equipment and to initiate and continue repayment
11 of project financing.

12 Sec. 35. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE
13 SERVICES

14 Program No. 940 - Task Force for Building Renewal

	FY2011-12	FY2012-13
15 CASH FUND	21,273,930	21,273,930
16 PROGRAM TOTAL	21,273,930	21,273,930

17
18 The Legislature hereby acknowledges and reaffirms the
19 directive made by section 77-2602, which is to place amounts from
20 the special privilege tax on cigarettes in the Building Renewal
21 Allocation Fund for FY1997-98 and continuing each fiscal year
22 until all the purposes of the Deferred Building Renewal Act have
23 been fulfilled. The Legislature hereby further acknowledges and
24 reaffirms directives made by sections 81-188.01, 81-188.03, and
25 81-188.05 to utilize amounts from certain depreciation charges
26 credited to the State Building Renewal Assessment Fund, University
27 Building Renewal Assessment Fund, and State College Building

1 Renewal Assessment Fund for purposes as provided in the Deferred
2 Building Renewal Act.

3 The appropriation to this program is for the purpose of
4 carrying out the provisions of the Deferred Building Renewal Act
5 which includes deferred repair, fire and life safety projects,
6 and compliance with the federal Americans with Disabilities Act
7 (ADA) of 1990. Funds may also be spent on projects related to
8 energy conservation. There is hereby appropriated any available
9 federal funds, plus investment income thereon, for this program for
10 FY2011-12 and FY2012-13. There is included in the appropriation to
11 this program for FY2011-12 an amount not to exceed \$200,000 cash
12 funds and for FY2012-13 an amount not to exceed \$200,000 cash funds
13 for building maintenance and renewal training, roof scans and other
14 testing procedures, and consulting work.

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

21 None of the funds appropriated to this program shall be
22 used for operating budget compliance with the federal Americans
23 with Disabilities Act of 1990. Expenditures for deferred repair,
24 fire and life safety projects, and compliance with the federal
25 Americans with Disabilities Act of 1990 may be made through
26 the same program on the Allotment Status Report in the Nebraska
27 Information System, except that expenditures for deferred repair,

1 fire and life safety projects, and compliance with the federal
2 Americans with Disabilities Act of 1990 shall each be kept
3 separate by subprogram on the Budget Status Report in the Nebraska
4 Information System or through the use of the Grant Project Status
5 Report or some other accounting mechanism.

6 Sec. 36. There is hereby appropriated, unless otherwise
7 specified, for FY2011-12 and for FY2012-13 from undisbursed
8 balances existing on June 30, 2011, and on June 30, 2012,
9 respectively, to each agency for each program from the respective
10 funds for capital construction as follows:

11 (1) Agency No. 25 - Department of Health and Human
12 Services

13 Program Nos. 902, 906, 923, 926, and 931.

14 (2) Agency No. 27 - Department of Roads

15 Program No. 901, except that the unobligated biennium
16 appropriation balance shall lapse once all projects funded in
17 that biennium are completed, postponed to a future biennium, or
18 indefinitely postponed.

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

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

21 (4) Agency No. 31 - Military Department

22 Program Nos. 905, 906, 910, and 925.

23 (5) Agency No. 33 - Game and Parks Commission

24 Program Nos. 900, 901, 902, 919, 924, 955, 960, 966, 967,
25 968, 969, 971, 972, 973, 975, 976, 977, 979, and 981.

26 (6) Agency No. 46 - Department of Correctional Services

27 Program Nos. 913, 916, and 920.

1 (7) Agency No. 47 - Nebraska Educational
2 Telecommunications Commission

3 Program Nos. 922, 925, and 926.

4 (8) Agency No. 50 - Board of Trustees of the Nebraska
5 State Colleges

6 Program Nos. 901, 919, 920, 921, 941, 942, 951, 952, 954,
7 and 993, and any additional construction programs administratively
8 created relating to the Board of Trustees of the Nebraska State
9 Colleges and its campuses which are funded through cash funds,
10 federal funds, revolving funds, or private gifts or donations.

11 (9) Agency No. 51 - University of Nebraska

12 Program Nos. 901, 902, 903, 905, 906, 907, 908, 909,
13 912, 915, 917, 918, 920, 921, 922, 925, 927, 928, 930, 932,
14 934, 937, 941, 942, 943, 944, 946, 947, 948, 949, 951, 952,
15 953, 954, 955, 956, 958, 959, 960, 962, 963, 964, 965, 966, 967,
16 968, 969, 970, 973, 974, 975, 976, 978, 980, 982, 983, 985, 988,
17 989, 990, 991, 992, 993, 994, 995, and 997, and any additional
18 construction programs administratively created relating to the
19 University of Nebraska-Lincoln, the University of Nebraska at
20 Omaha, the University of Nebraska Medical Center, the University of
21 Nebraska at Kearney, the Nebraska College of Technical Agriculture
22 at Curtis, and the University of Nebraska Central Administration
23 which are funded through cash funds, federal funds, revolving
24 funds, or private gifts or donations.

25 (10) Agency No. 65 - Department of Administrative
26 Services

27 Program Nos. 901, 924, 933, 935, 939, 940, 980, 981, and

1 982

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

4 Sec. 37. FEDERAL FUNDS.

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

11 Sec. 38. GIFTS, BEQUESTS, AND DEVISES.

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

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

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

21 (2) Any gift or bequest of personal property in excess of
22 \$10,000 shall be approved by the Governor before acceptance;

23 (3) Any gift or devise of real property in excess of
24 \$10,000 shall be approved by the Governor and the Legislature
25 before acceptance pursuant to sections 81-176 and 81-1108.33; and

26 (4) Any gift, bequest, or devise the proceeds of which
27 are used to acquire real property, a structure, or an improvement

1 shall be approved by the Governor and the Legislature before
2 acceptance pursuant to sections 81-176 and 81-1108.33.

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

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

25 This section shall not apply to the University of
26 Nebraska.

27 Sec. 39. The One Hundred Second Legislature acknowledges

1 that Article III, section 22, of the Constitution of Nebraska
2 provides that each Legislature shall make appropriations for
3 the expenses of the government. Consistent with this provision,
4 any appropriations enacted by prior Legislatures for fiscal
5 years beginning after June 30, 2011, are null and void unless
6 specifically reaffirmed by this Legislature.

7 Sec. 40. This act becomes operative on July 1, 2011.

8 Sec. 41. Since an emergency exists, this act takes effect
9 when passed and approved according to law.