

AMENDMENTS TO LB643

(Amendments to Howard amendments, AM2599)

Introduced by Mello, 5.

1           1. Insert the following new section:

2           Sec. 57. Section 71-7611, Revised Statutes Supplement, 2015, is  
3 amended to read:

4           71-7611 (1) The Nebraska Health Care Cash Fund is created. The State  
5 Treasurer shall transfer (a) sixty million three hundred thousand dollars  
6 on or before July 15, 2014, (b) sixty million three hundred fifty  
7 thousand dollars on or before July 15, 2015, (c) sixty million three  
8 hundred fifty thousand dollars on or before July 15, 2016, (d) an  
9 additional one million four hundred thousand dollars on or before August  
10 1, 2016, (e) sixty million three hundred fifty thousand dollars on or  
11 before July 15, 2017, (f e) an additional one million dollars on or  
12 before July 15, 2017, (g) sixty million three hundred fifty thousand  
13 dollars on or before July 15, 2018, and (h f) sixty million one hundred  
14 thousand dollars on or before every July 15 thereafter from the Nebraska  
15 Medicaid Intergovernmental Trust Fund and the Nebraska Tobacco Settlement  
16 Trust Fund to the Nebraska Health Care Cash Fund, except that such amount  
17 shall be reduced by the amount of the unobligated balance in the Nebraska  
18 Health Care Cash Fund at the time the transfer is made. The state  
19 investment officer upon consultation with the Nebraska Investment Council  
20 shall advise the State Treasurer on the amounts to be transferred from  
21 the Nebraska Medicaid Intergovernmental Trust Fund and from the Nebraska  
22 Tobacco Settlement Trust Fund under this section in order to sustain such  
23 transfers in perpetuity. The state investment officer shall report  
24 electronically to the Legislature on or before October 1 of every even-  
25 numbered year on the sustainability of such transfers. The Nebraska  
26 Health Care Cash Fund shall also include money received pursuant to

1 section 77-2602. Except as otherwise provided by law, no more than the  
2 amounts specified in this subsection may be appropriated or transferred  
3 from the Nebraska Health Care Cash Fund in any fiscal year.

4 It is the intent of the Legislature that no additional programs are  
5 funded through the Nebraska Health Care Cash Fund until funding for all  
6 programs with an appropriation from the fund during FY2012-13 are  
7 restored to their FY2012-13 levels.

8 (2) Any money in the Nebraska Health Care Cash Fund available for  
9 investment shall be invested by the state investment officer pursuant to  
10 the Nebraska Capital Expansion Act and the Nebraska State Funds  
11 Investment Act.

12 (3) The University of Nebraska and postsecondary educational  
13 institutions having colleges of medicine in Nebraska and their affiliated  
14 research hospitals in Nebraska, as a condition of receiving any funds  
15 appropriated or transferred from the Nebraska Health Care Cash Fund,  
16 shall not discriminate against any person on the basis of sexual  
17 orientation.

18 (4) The State Treasurer shall transfer fifty thousand dollars on or  
19 before July 15, 2016, from the Nebraska Health Care Cash Fund to the  
20 Board of Regents of the University of Nebraska for the University of  
21 Nebraska Medical Center. It is the intent of the Legislature that these  
22 funds be used by the College of Public Health for workforce training.

23 (5) For fiscal year 2016-17, one million four hundred thousand  
24 dollars is available from the Nebraska Health Care Cash Fund for  
25 implementation of the Medical Cannabis Act. For fiscal year 2017-18, one  
26 million dollars is available from the Nebraska Health Care Cash Fund for  
27 implementation of the Medical Cannabis Act. The amounts made available  
28 from the Nebraska Health Care Cash Fund for implementation of the Medical  
29 Cannabis Act shall be repaid with interest on or before June 30, 2023, to  
30 the fund from fees and taxes collected pursuant to the Medical Cannabis  
31 Act. Interest shall begin accruing on the outstanding balance remaining

1 to be repaid on July 1, 2017. The interest rate shall be five percent  
2 simple interest per year on the outstanding balance.

3       2. Renumber the remaining sections accordingly.

4       3. Correct the operative date and repealer sections so that the  
5 section added by this amendment becomes operative three calendar months  
6 after the adjournment of this legislative session.