

LEGISLATIVE BILL 1042

Approved by the Governor April 12, 1988

Introduced by Barrett, 39, Speaker, for the Governor;
R. Johnson, 34; Goodrich, 20; Elmer, 38;
Bernard-Stevens, 42; Labeledz, 5; Wehling,
48; Dierks, 40

AN ACT relating to the state university and state colleges; to amend section 85-121, Reissue Revised Statutes of Nebraska, 1943; to provide a mission statement; to authorize an appropriation from the General Fund; to provide additional powers and duties for the Board of Regents; to provide for program review as prescribed; to make an appropriation; to reappropriate certain funds; to repeal certain appropriation provisions; to repeal the original section, and also sections 85-121.01 and 85-121.02, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 85-121, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

85-121. For the furtherance and promotion of agriculture and stockraising interests of this state, ~~an additional a technical~~ college of agriculture, ~~the location of which has been established by the Board of Educational Lands and Funds pursuant to law is hereby established~~ near the town of Curtis in Frontier County, Nebraska. Such college shall, ~~subject to section 85-121-02,~~ be maintained under the conditions hereinafter prescribed in this section and sections 2 and 3 of this act and shall be known as the Nebraska College of Technical Agriculture at Curtis. Such college of agriculture shall be under the control and management of the Board of Regents of the University of Nebraska, until July 1, 1989, and the board shall perform the same duties and exercise the same powers with reference to the Nebraska College of Technical Agriculture at Curtis as such board by law may be authorized to perform or exercise with reference to the present College of Agriculture of the University of Nebraska, so far as the same may be applicable.

The Nebraska College of Technical Agriculture at Curtis shall be devoted to a statewide mission of instruction relating to food and agriculture at less than the baccalaureate degree, with concentration on the applied associate degree. The program shall be organized to provide expedient response to the changes needed in technical education to serve the agricultural industry of the state.

Sec. 2. The Legislature shall appropriate from the General Fund the money necessary to carry out the duties and programs of the Nebraska College of Technical Agriculture at Curtis. The appropriation shall be made to the Board of Regents of the University of Nebraska for the sole purpose of maintaining the duties, programs, and facilities of such college. In the event the Legislature in any appropriations period after June 30, 1989, fails to appropriate adequate money for the maintenance of such college, the Board of Regents shall not transfer funds from any other program or funds to be used for any other purpose to such college, and the Board of Regents may reduce or discontinue any programs of such college which the Board of Regents determines is necessary.

Sec. 3. The Nebraska College of Technical Agriculture at Curtis or any educational program of such college shall be subject to program review pursuant to sections 85-9.103 to 85-9.109.

Sec. 4. There is hereby appropriated (1) \$700,000 from the General Fund for the period July 1, 1987, to June 30, 1988, and (2) \$1,400,000 from the General Fund for the period July 1, 1988, to June 30, 1989, to the Board of Regents of the University of Nebraska for the Nebraska College of Technical Agriculture at Curtis.

In addition to the amounts appropriated in this section, expenditures for utilities at the Nebraska College of Technical Agriculture at Curtis shall be made from the utility budgets of the University of Nebraska-Lincoln Institute of Agriculture and Natural Resources, as has been the practice in the past.

In addition to the amounts appropriated in this section, on or before June 1, 1988, \$80,000 shall be administratively transferred by the State Treasurer from state sales tax revenue to the Nebraska College of Technical Agriculture Scholarship Trust Fund, which fund is hereby created. Interest earnings from the fund shall be utilized for partial or full scholarships for students attending the Nebraska College of Technical Agriculture at Curtis. Nonstate funding sources may be

utilized to increase the number of scholarships available from the fund. There is hereby appropriated \$80,000 of state sales tax revenue to make the administrative transfer on or before June 1, 1988. The balance existing in the Nebraska College of Technical Agriculture Scholarship Trust Fund on June 30, 1988, is hereby reappropriated.

The appropriation for fiscal year 1987-88 shall be recorded in Program 715, IANR, on the Allotment Status Report in the Nebraska State Accounting System and the appropriation for fiscal year 1988-89 shall be recorded in Program 713-Curtis, under Agency 51, on the Allotment Status Report in the Nebraska State Accounting System. Because of the unique location, curriculum, and function of the Nebraska College of Technical Agriculture at Curtis, such college shall be within the University of Nebraska and shall have a separate budget.

In fiscal years 1989-90 and 1990-91, the University of Nebraska shall provide a separate budget breakdown of Program 713 in its budget request. Utility budgets historically allocated for use by the Nebraska College of Technical Agriculture at Curtis in the University of Nebraska-Lincoln Institute of Agriculture and Natural Resources budget shall be moved to Program 713.

Sec. 5. That original section 85-121, Reissue Revised Statutes of Nebraska, 1943, and also sections 85-121.01 and 85-121.02, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.