

## LEGISLATIVE BILL 198

Approved by the Governor May 25, 2013, with line-item vetoes overridden May 28, 2013.

Introduced by Speaker Adams, 24; at the request of the Governor.

FOR AN ACT relating to appropriations; to define terms; to appropriate funds for capital construction and property acquisition as prescribed; to state intent; to require program statements and a request for funding; to provide an operative date; and to declare an emergency.  
Be it enacted by the people of the State of Nebraska,

Section 1. DEFINITION OF APPROPRIATION PERIOD.

For purposes of this act and any other legislative bill passed by the One Hundred Third Legislature, First or Second Session, which appropriates funds, FY2012-13 means the period July 1, 2012, through June 30, 2013, FY2013-14 means the period July 1, 2013, through June 30, 2014, FY2014-15 means the period July 1, 2014, through June 30, 2015, FY2015-16 means the period July 1, 2015, through June 30, 2016, and FY2016-17 means the period July 1, 2016, through June 30, 2017.

Sec. 2. APPROPRIATION LANGUAGE.

There are hereby appropriated, for FY2013-14 and FY2014-15, the sums set forth in this act to each agency for each program from the respective funds for capital construction projects, land acquisition, lease-purchase arrangements, and major equipment acquisition, except as otherwise appropriated.

Sec. 3. REAPPROPRIATION OF BALANCE, FY2013-14 to FY2014-15.

In addition to the appropriations set forth in this act, there are hereby reappropriated all unexpended appropriation balances existing on June 30, 2014, for FY2014-15 to the respective agencies, programs, and funds listed in this act, except as otherwise provided in this act.

Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

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

Sec. 5. DRAWING AND PAYING WARRANTS.

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

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

The biennial appropriations contained in this act covering FY2013-14 and FY2014-15, which have been designated for planning, require from the agency a complete program statement prepared in accordance with the Procedural Manual for Capital Construction as approved by the state building division of the Department of Administrative Services. Projects directly related to program continuation such as fire and life safety, maintenance, utility improvements, handicapped access, and master planning require a statement of needs prepared in accordance with the manual. An appropriation for drawings and construction may be recommended only after submission of an acceptable program statement or statement of needs on or before September 15 to the state building division, the budget division of the Department of Administrative Services, and the Legislative Fiscal Analyst.

Program statements that have been submitted prior to FY2013-14 shall be updated if necessary and resubmitted during the period July 1, 2013, to September 1, 2013. Program statements that have been submitted prior to FY2014-15 shall be updated if necessary and resubmitted during the period July 1, 2014, to September 1, 2014, by agency priority. Such priority shall be subject to final modification by the governing authority of each agency on or before September 15, 2014.

Sec. 7. It is the intent of the Legislature that agencies should construct or renovate facilities in such a manner as to provide the greatest cost-effective energy savings possible. Design criteria emphasizing efficiency, functionality, and energy conservation shall be reflected in program statements, schematic design documents, design development documents, and construction documents. The state building division of the Department of Administrative Services and the State Energy Office shall provide technical

assistance to the state agencies, upon request, to assist them in providing for energy-efficient new or renovated facilities.

Sec. 8. AGENCY NO. 17 - DEPARTMENT OF AERONAUTICS  
 Program No. 917 - Capital Construction Projects

	FY2013-14	FY2014-15	FUTURE
CASH FUND	180,000	600,000	-0-
PROGRAM TOTAL	180,000	600,000	-0-

The Department of Aeronautics is hereby authorized to replace the current Scribner State Airfield manager's residence, at a cost not to exceed \$180,000 in FY2013-14. The Department of Aeronautics is hereby authorized to construct a new hangar at the Harvard State Airfield, to replace current hangars B and C for aircraft storage, at a cost not to exceed \$600,000 in FY2014-15.

Sec. 9. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 Program No. 904 - Central Nebraska Veterans' Home

	FY2013-14	FY2014-15	FUTURE
NEBRASKA CAPITAL	47,015,459	-0-	-0-
CONSTRUCTION FUND			
FEDERAL FUND est.	74,004,854	-0-	-0-
PROGRAM TOTAL	121,020,313	-0-	-0-

The Department of Health and Human Services is hereby authorized to acquire land to serve as the site for a new veterans' home to be located in central Nebraska and to construct the new home with the appropriation to this program. The total cost of this project from the Nebraska Capital Construction Fund and federal funding sources shall not exceed \$121,020,313.

There is included in the appropriation to this program for FY2013-14 \$47,015,459 from the Nebraska Capital Construction Fund and an estimated \$74,004,854 federal funds to initiate and complete the project.

The Nebraska Capital Construction Funds appropriated in this section may be used as matching funds for available federal or other funds. Nothing in this section shall be construed to prohibit use of any private, local, or internally reallocated funds as a match for any available federal or other funds.

It is the intent of the Legislature that the Department of Health and Human Services shall provide a report electronically to the Legislature outlining the process and criteria used to select a site for the new veterans' home. The report shall include, but not be limited to: Identification of the communities submitting offers to be a site for the new facility; written responses of interested communities to questions posed by the site selection committee; the process used by the selection committee to evaluate offers; the criteria used by the site selection committee to make a recommendation to the Director of Veterans' Homes; and the final site selected. The report shall be provided to the Legislature within three weeks after site selection. It is the intent of the Legislature that the site shall not be selected prior to June 5, 2013.

Sec. 10. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 Program No. 912 - Dickson Cottage Remodel

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	413,024	-0-	-0-
PROGRAM TOTAL	413,024	-0-	-0-

The Department of Health and Human Services is hereby authorized to remodel the Dickson Cottage at the Youth Rehabilitation and Treatment Center-Kearney to provide physical and visual separation between the secure care housing unit and the orientation housing unit.

Sec. 11. AGENCY NO. 25 - DEPARTMENT OF HEALTH AND HUMAN SERVICES  
 Program No. 919 - Hastings Regional Center Building No. 3 Renovation

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	-0-	3,321,000	1,986,000
NEBRASKA CAPITAL	2,211,000	789,000	-0-
CONSTRUCTION FUND			
PROGRAM TOTAL	2,211,000	4,110,000	1,986,000

The Department of Health and Human Services is hereby authorized to renovate Building No. 3 at the Hastings Regional Center to house the chemical dependency program serving adolescent males in state custody.

There is included in the appropriations to this program an estimated \$3,097,000 to demolish buildings at the Hastings Regional Center determined by the Vacant Building and Excess Land Committee to be vacant as defined in section 72-811.

Sec. 12. AGENCY NO. 27 - DEPARTMENT OF ROADS  
 Program No. 901 - Facility Improvements

	FY2013-14	FY2014-15	FUTURE
CASH FUND	5,000,000	5,000,000	-0-
PROGRAM TOTAL	5,000,000	5,000,000	-0-

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

- Office-Shop-Miscellaneous Storage-Equipment Storage, Salt Storage - Oconto
  - Office Remodel and Addition - Dorchester
  - Office-Shop-Miscellaneous Storage-Equipment Storage, Salt Storage - Palisade
  - Office-Shop-Miscellaneous Storage-Equipment Storage - Superior
  - Equipment Storage, Salt Storage Addition - Gordon
  - Office-Shop-Equipment Storage, Salt Brine Storage Addition, New Yard - Valentine
  - Bulk Salt Storage - Statewide
- Sec. 13. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 900 - State Park System Facility Improvements

	FY2013-14	FY2014-15	FUTURE
CASH FUND	750,000	800,000	-0-
PROGRAM TOTAL	750,000	800,000	-0-

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

Sec. 14. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 901 - State Parks Facilities Deferred Maintenance

	FY2013-14	FY2014-15	FUTURE
CASH FUND	1,200,000	1,200,000	-0-
PROGRAM TOTAL	1,200,000	1,200,000	-0-

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

Sec. 15. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 924 - Wildlife Land Acquisition and Improvements

	FY2013-14	FY2014-15	FUTURE
CASH FUND	740,000	300,000	-0-
PROGRAM TOTAL	740,000	300,000	-0-

The Game and Parks Commission is hereby authorized to acquire and

develop wildlife lands and waters statewide with the appropriation to this program.

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

	FY2013-14	FY2014-15	FUTURE
CASH FUND	800,000	-0-	-0-
PROGRAM TOTAL	800,000	-0-	-0-

The Game and Parks Commission is hereby authorized to develop youth skills camp facilities to provide education and promote outdoor skills. It is the intent of the Legislature that priority shall be given to developing a facility at the Wildcat Hills State Recreation Area.

Sec. 17. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 960 - Land Acquisition for Parklands

	FY2013-14	FY2014-15	FUTURE
CASH FUND	50,000	50,000	-0-
PROGRAM TOTAL	50,000	50,000	-0-

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

Sec. 18. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 967 - Improvements to State Parks

	FY2013-14	FY2014-15	FUTURE
CASH FUND	1,600,000	115,500	-0-
PROGRAM TOTAL	1,600,000	115,500	-0-

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

It is intended that the following projects be undertaken with funds appropriated to this program for FY2013-14:

Reconstruction of Officer Quarters - Fort Robinson State Park - \$1,500,000

Cabin renovations - Mahoney State Park - \$90,000

Major state park contingency for cost overruns in Program 967 - Improvements to State Parks - \$10,000

It is intended that the following projects be undertaken with the funds appropriated to this program for FY2014-15:

Cabin renovations - Mahoney State Park - \$110,000

Major state park contingency for cost overruns in Program 967 - Improvements to State Parks - \$5,500

Sec. 19. AGENCY NO. 33 - GAME AND PARKS COMMISSION

Program No. 969 - Improvements to State Recreation Areas

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	250,000	250,000	-0-
CASH FUND	514,500	420,000	-0-
PROGRAM TOTAL	764,500	670,000	-0-

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

It is intended that the following projects be undertaken with funds appropriated to this program for FY2013-14:

Nature Center Addition - Wildcat Hills State Recreation Area - \$250,000 General Fund and \$250,000 cash fund.

New campground development - Fremont State Recreation Area - \$120,000

New campground development - Mormon Island State Recreation Area - \$120,000

Contingency funds - State Recreation Areas - \$24,500

It is intended that the following projects be undertaken with funds appropriated to this program for FY2014-15:

Nature Center Addition - Wildcat Hills State Recreation Area - \$250,000 General Fund and \$250,000 cash fund.

New campground development - Fremont State Recreation Area - \$120,000

Renovate building for laundry facility - Medicine Creek State Recreation Area - \$30,000

Contingency funds - State Recreation Areas - \$20,000

It is the intent of the Legislature that the appropriations contained in this section for the Nature Center addition at the Wildcat Hills State Recreation Area be matched with at least \$500,000 of donations prior to the start of construction. The acceptance and expenditure of any such donations are hereby approved by the Legislature in accordance with section 81-1108.33 and the provisions of section 53 of this act.

Sec. 20. AGENCY NO. 33 - GAME AND PARKS COMMISSION

Program No. 970 - Mahoney State Park New Cabins/Lake McConaughy State Recreation Campground Improvements

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	1,740,000	-0-	-0-
PROGRAM TOTAL	1,740,000	-0-	-0-

The Game and Parks Commission is hereby authorized to build new cabins at Mahoney State Park and improve campgrounds at Lake McConaughy State Recreation Area.

It is hereby intended that the following projects be undertaken with the funds appropriated to this program for FY2013-14:

Three six-bedroom cabins - Mahoney State Park - \$1,000,000

Upgrade camper hook-ups and renovate campgrounds - Lake McConaughy State Recreation Area - \$740,000

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

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

	FY2013-14	FY2014-15	FUTURE
CASH FUND	325,000	325,000	-0-
PROGRAM TOTAL	325,000	325,000	-0-

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

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

Program No. 972 - Improvements to Administrative Facilities

	FY2013-14	FY2014-15	FUTURE
CASH FUND	150,000	150,000	-0-
PROGRAM TOTAL	150,000	150,000	-0-

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

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

Program No. 973 - Improvements to Fish Production Facilities

	FY2013-14	FY2014-15	FUTURE
CASH FUND	75,000	75,000	-0-
PROGRAM TOTAL	75,000	75,000	-0-

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

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

Program No. 975 - Emergency Repairs to State Park System Areas

	FY2013-14	FY2014-15	FUTURE
CASH FUND	100,000	100,000	-0-
PROGRAM TOTAL	100,000	100,000	-0-

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

Sec. 25. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 976 - Emergency Repairs to Fish and Wildlife Facilities

	FY2013-14	FY2014-15	FUTURE
CASH FUND	50,000	50,000	-0-
PROGRAM TOTAL	50,000	50,000	-0-

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

Sec. 26. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 977 - Nongame/Endangered Land Acquisition

	FY2013-14	FY2014-15	FUTURE
CASH FUND	10,000	-0-	-0-
PROGRAM TOTAL	10,000	-0-	-0-

The Game and Parks Commission is hereby authorized to acquire and develop wildlife lands for the benefit of nongame and endangered species and public use facilitation statewide.

Sec. 27. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 979 - Cowboy Trail - Emergency and Deferred Maintenance

	FY2013-14	FY2014-15	FUTURE
CASH FUND	40,000	-0-	-0-
PROGRAM TOTAL	40,000	-0-	-0-

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

Sec. 28. AGENCY NO. 33 - GAME AND PARKS COMMISSION  
 Program No. 981 - Aquatic Habitat Enhancement and Restoration

	FY2013-14	FY2014-15	FUTURE
CASH FUND	3,500,000	3,750,000	-0-
PROGRAM TOTAL	3,500,000	3,750,000	-0-

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

Sec. 29. AGENCY NO. 33 - GAME AND PARKS COMMISSION

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

Sec. 30. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL SERVICES  
 Program No. 913 - Security Systems Upgrade

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	500,000	-0-	-0-
PROGRAM TOTAL	500,000	-0-	-0-

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

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

- Replace Perimeter Security Lights on the Old Campus - Nebraska Correctional Center for Women
- Replace Perimeter Security Fencing on Old Campus - Nebraska Correctional Center for Women
- Replace Perimeter Detection System - Lincoln Correctional Center/Diagnostic and Evaluation Center
- Install Rooftop Security Fence Above Front Entrance - Lincoln Correctional Center
- Install Rooftop Security Fence Above Entrance - Diagnostic and Evaluation Center
- Replace Razor Ribbon on Exterior Security Fence - Omaha Correctional Center
- Install Exterior Security Lights - Community Corrections Center at Omaha
- Replace Exterior Security Lights - Nebraska State Penitentiary Control Center Modifications in Buildings A and C for Department of Correctional Services Inmate Population - Work Ethic Camp
- Closed Circuit Surveillance Camera Improvements - Various Facilities

Sec. 31. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL SERVICES  
 Program No. 917 - Corrections Capital Facilities Master Plan

	FY2013-14	FY2014-15	FUTURE
NEBRASKA CAPITAL	360,000	225,000	-0-
CONSTRUCTION FUND			
PROGRAM TOTAL	360,000	225,000	-0-

The Department of Correctional Services is hereby authorized to prepare a program statement providing for a comprehensive and updated long-range capital construction master plan for all state correctional facilities.

Sec. 32. AGENCY NO. 46 - DEPARTMENT OF CORRECTIONAL SERVICES  
 Program No. 921 - Tecumseh Correctional Center Bay Addition

	FY2013-14	FY2014-15	FUTURE
REVOLVING FUND	1,250,000	1,390,000	-0-
PROGRAM TOTAL	1,250,000	1,390,000	-0-

The Department of Correctional Services is hereby authorized to design and construct an additional bay on the Cornhusker State Industries facility at the Tecumseh Correctional Center.

Sec. 33. AGENCY NO. 47 - NEBRASKA EDUCATIONAL TELECOMMUNICATIONS COMMISSION  
 Program No. 927 - KXNE Tower Lighting System

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	100,000	-0-	-0-
PROGRAM TOTAL	100,000	-0-	-0-

The Nebraska Educational Telecommunications Commission is hereby authorized to replace the high-voltage lighting system for the KXNE broadcast tower with an LED lighting system. Funding is provided to purchase and install all equipment.

Sec. 34. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES  
 Program No. 903 - State Colleges Facilities - Sports Facilities Projects

	FY2013-14	FY2014-15	FUTURE
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CASH FUND	500,000	250,000	800,000
PROGRAM TOTAL	500,000	250,000	800,000

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

Sec. 35. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

Program No. 919 - State College Facilities Program of 2006

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	1,125,000	1,125,000	5,625,000
REVOLVING FUND est.	1,200,000	1,200,000	6,000,000
PROGRAM TOTAL	2,325,000	2,325,000	11,625,000

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

Sec. 36. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

Program No. 920 - Board Facilities Fee Fund Projects

	FY2013-14	FY2014-15	FUTURE
REVOLVING FUND est.	915,000	915,000	6,405,000
PROGRAM TOTAL	915,000	915,000	6,405,000

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

Sec. 37. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

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

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	2,216,000	2,216,000	13,296,000
PROGRAM TOTAL	2,216,000	2,216,000	13,296,000

The Board of Trustees of the Nebraska State Colleges is authorized to construct laboratory, classroom, office, and herbarium space for a Rangeland Center at Chadron State College. The amount of Rangeland Center project costs to be met by appropriations pursuant to this section is estimated at \$3,696,470. The board is also authorized to renovate the U.S. Conn Library at Wayne State College. The amount of U.S. Conn Library project costs to be met by appropriations pursuant to this section is estimated at \$12,000,000. The board is further authorized to expend such other amounts as it may secure from other sources for completion of the projects.

Beginning with the fiscal year commencing July 1, 2013, and continuing through the fiscal year ending June 30, 2021, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$2,216,000 to be used by the Board of Trustees of the Nebraska State Colleges to pay the costs of constructing a Rangeland Center at Chadron State College and renovating the U.S. Conn Library at Wayne State College. The board may enter into long-term financing contracts with any person, firm, or corporation for the Rangeland Center and U.S. Conn Library projects. The payments of the costs of the projects may occur over a contract period not to extend beyond June 30, 2021. The board shall not pledge the credit of the State of Nebraska for the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such



contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the Rangeland Center and U.S. Conn Library projects and the land on which such project is situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the costs of the Rangeland Center and U.S. Conn Library projects. Any such conveyance or lease shall provide that when the costs of the Rangeland Center and U.S. Conn Library projects have been paid, together with interest and other costs thereon, the Rangeland Center and U.S. Conn Library projects and the land on which such projects are located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2021, any funds appropriated from the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

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

Sec. 38. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

Program No. 935 - Chadron State College - Armstrong Gymnasium

Subject to the provisions of section 85-1414, the Board of Trustees of the Nebraska State Colleges is authorized to undertake construction of an addition to and renovation of the Armstrong Gymnasium at Chadron State College. The budget administrator of the budget division of the Department of Administrative Services shall allot the appropriation contained in Laws 2012, LB 968, section 25, and reappropriated pursuant to section 51 of this act, upon evidence provided by the board that a minimum of \$2,000,000 from private or other funds has been received by the board to meet project costs in excess of the appropriation contained in such sections.

Sec. 39. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE COLLEGES

Program No. 997 - Peru State College - Oak Bowl

Subject to the provisions of section 85-1414, the Board of Trustees of the Nebraska State Colleges is authorized to undertake renovation of and improvements to the Oak Bowl at Peru State College. The budget administrator of the budget division of the Department of Administrative Services shall allot up to \$5,000,000 of the appropriation contained in Laws 2012, LB 968, section 26, and reappropriated pursuant to section 51 of this act, to meet project expenditures without specific limitation. The budget administrator shall allot amounts from the \$2,500,000 remaining balance of the appropriation contained in such sections upon evidence provided by the board that a minimum of \$1,500,000 from private or other funds or nonstate in-kind services, materials, or property has been received by the board to meet project costs in excess of the appropriation contained in such sections.

Sec. 40. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

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

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	11,000,000	11,000,000	55,000,000
CASH FUND est.	11,000,000	11,000,000	50,632,546
PROGRAM TOTAL	22,000,000	22,000,000	105,632,546

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

Sec. 41. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

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

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	820,000	820,000	8,746,135
PROGRAM TOTAL	820,000	820,000	8,746,135

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

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

Sec. 42. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA  
 Program No. 939 - Veterinary Diagnostic Center

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	5,101,000	5,101,000	40,777,700
PROGRAM TOTAL	5,101,000	5,101,000	40,777,700

Subject to the provisions of section 85-1414, the Board of Regents of the University of Nebraska is hereby authorized to design and construct a Veterinary Diagnostic Center at the University of Nebraska Institute of Agriculture and Natural Resources. The total project cost is estimated at \$45,644,000 of which \$4,150,000 is private or other funds.

Beginning with the fiscal year commencing July 1, 2013, and continuing through the fiscal year ending June 30, 2023, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$5,101,000 to be used by the Board of Regents of the University of Nebraska to pay the costs of constructing a Veterinary Diagnostic Center. The board may enter into long-term financing contracts with any person, firm, or corporation for the Veterinary Diagnostic Center project. The board may not enter into long-term financing contracts until evidence is provided to the budget administrator of the budget division of the Department of Administrative Services that \$4,150,000 private or other funds have been received for this project. The payments of the costs of the project may occur over a contract period not to extend beyond June 30, 2023. The board shall not pledge the credit of the State of Nebraska for the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the Veterinary Diagnostic Center project and the land on which such project is situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the cost of the Veterinary Diagnostic Center project. Any such conveyance or lease shall provide that when the cost of the Veterinary Diagnostic Center project has been paid, together with interest and other costs thereon, the Veterinary Diagnostic Center project and the land on which such project is located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2023, any funds appropriated from the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

The Legislature finds and determines that the Veterinary Diagnostic Center project is of critical importance to the State of Nebraska. It is

the intent of the Legislature that the appropriations for the Veterinary Diagnostic Center project shall not be reduced until all contracts and securities relating to the construction and financing of the Veterinary Diagnostic Center project are completed or paid but in no case shall such appropriations extend beyond the fiscal year ending June 30, 2023.

Sec. 43. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA  
 Program No. 950 - UNMC Cancer Research Tower

Subject to the provisions of section 85-1414, the Board of Regents of the University of Nebraska is hereby authorized to design and construct a Cancer Research Tower at the University of Nebraska Medical Center. Total project cost of a Cancer Research Tower at the University of Nebraska Medical Center is estimated at \$110,000,000 of which \$60,000,000 shall be private or other funds.

The budget administrator of the budget division of the Department of Administrative Services shall allot \$25,000,000 of the appropriation of Nebraska Capital Construction Funds from Laws 2012, LB 968, section 29, and reappropriated pursuant to section 51 of this act, to the board for the University of Nebraska Medical Center Cancer Research Tower project upon evidence provided by the board that \$30,000,000 in private and other funds have been received by the board for the Cancer Research Tower.

The budget administrator shall allot \$25,000,000 of the appropriation of Nebraska Capital Construction Funds from Laws 2012, LB 968, section 29, and reappropriated pursuant to section 51 of this act, to the board for the University of Nebraska Medical Center Cancer Research Tower project upon evidence provided by the board that an additional \$30,000,000 in private or other funds have been received by the board for the Cancer Research Tower.

Sec. 44. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

Program No. 971 - College of Nursing and Allied Health, Kearney Division

Subject to the provisions of section 85-1414, the Board of Regents of the University of Nebraska is hereby authorized to design and construct a College of Nursing and School of Allied Health Professions facility at the University of Nebraska at Kearney. The total project cost for a College of Nursing and School of Allied Health Professions facility is estimated at \$18,000,000 of which \$3,000,000 shall be private or other funds.

The budget administrator of the budget division of the Department of Administrative Services shall allot the \$15,000,000 of the appropriation of Nebraska Capital Construction Funds from Laws 2012, LB 968, section 30, and reappropriated pursuant to section 51 of this act, to the board for the College of Nursing and School of Allied Health Professions facility upon evidence provided by the board that \$3,000,000 private and other funds have been received by the board for this project.

Sec. 45. AGENCY NO. 51 - UNIVERSITY OF NEBRASKA

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

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	1,477,000	1,477,000	11,794,300
PROGRAM TOTAL	1,477,000	1,477,000	11,794,300

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

Beginning with the fiscal year commencing July 1, 2013, and continuing through the fiscal year ending June 30, 2023, the Legislature shall appropriate each fiscal year from the General Fund an amount not less than \$1,477,000 to be used by the Board of Regents of the University of Nebraska to pay the costs of constructing a College of Nursing Building. The board may enter into long-term financing contracts with any person, firm, or corporation for the College of Nursing Building project. The board may not enter into long-term financing contracts until evidence is provided to the budget administrator of the budget division of the Department of Administrative Services that \$5,650,000 private or other funds have been received for this project. The payments of the costs of the project may occur over a contract period not to extend beyond June 30, 2023. The board shall not pledge the credit of the State of Nebraska for the payment of any sum owing on account of such contract, except that there may be pledged for the payment of any such contract any appropriations made by the Legislature for such purpose. No contract shall be entered into pursuant to this section without prior

approval by resolution by the board. The board may also convey, lease, or lease back all or any part of the College of Nursing Building project and the land on which such project is situated to such person, firm, or corporation as the board may contract with pursuant to this section to facilitate the long-term payment of the costs of the College of Nursing Building project. Any such conveyance or lease shall provide that when the cost of the College of Nursing Building project has been paid, together with interest and other costs thereon, the College of Nursing Building project and the land on which such project is located shall become the property of the board. The board may schedule contractual payments on a monthly, quarterly, or semiannual basis consistent with the state fiscal year. On or before August 31, 2023, any funds appropriated from the General Fund for the project held in the state treasury and held by any trustee which are not necessary to meet the terms of any long-term financing agreements entered into pursuant to this section shall be transferred to the General Fund.

The Legislature finds and determines that the College of Nursing Building project is of critical importance to the State of Nebraska. It is the intent of the Legislature that the appropriations for the College of Nursing Building project shall not be reduced until all contracts and securities relating to the construction and financing of the College of Nursing Building project are completed or paid but in no case shall such appropriations extend beyond the fiscal year ending June 30, 2023.

Sec. 46. AGENCY NO. 54 - NEBRASKA STATE HISTORICAL SOCIETY  
 Program No. 957 - Museum Renovation

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	500,000	2,500,000	3,000,000
PROGRAM TOTAL	500,000	2,500,000	3,000,000

The Nebraska State Historical Society is authorized to renovate the Nebraska History Museum.

Sec. 47. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
 Program No. 901 - State Capitol Improvements

	FY2013-14	FY2014-15	FUTURE
GENERAL FUND	588,000	500,000	-0-
PROGRAM TOTAL	588,000	500,000	-0-

There is included in the appropriation to this program for FY2013-14 \$253,000 from the General Fund and for FY2014-15 \$165,000 from the General Fund for conservation and restoration of Capitol space occupied by the Legislature.

Sec. 48. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
 Program No. 904 - State Patrol Crime Lab Facility

	FY2013-14	FY2014-15	FUTURE
NEBRASKA CAPITAL	4,250,000	-0-	-0-
CONSTRUCTION FUND			
PROGRAM TOTAL	4,250,000	-0-	-0-

The state building division of the Department of Administrative Services is hereby authorized to acquire new or existing leased property or to enter into a long-term lease agreement on existing leased property or new property for the purpose of providing a long-term location for the Nebraska State Patrol crime lab functions. The appropriations may also be used to fund modification costs, relocation costs, and financing costs associated with such modifications, at an acquired or leased, new or existing crime lab location.

Sec. 49. AGENCY NO. 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
 Program No. 940 - Task Force for Building Renewal

	FY2013-14	FY2014-15	FUTURE
CASH FUND	21,273,930	21,273,930	42,547,860
PROGRAM TOTAL	21,273,930	21,273,930	42,547,860

The Legislature hereby acknowledges and reaffirms the directive made

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

The appropriation to this program is for the purpose of carrying out the provisions of the Deferred Building Renewal Act which includes deferred repair, fire and life safety projects, and compliance with the federal Americans with Disabilities Act (ADA) of 1990. Funds may also be spent on projects related to energy conservation. There is hereby appropriated any available federal funds, plus investment income thereon, for this program for FY2013-14 and FY2014-15. There is included in the appropriation to this program for FY2013-14 an amount not to exceed \$200,000 cash funds and for FY2014-15 an amount not to exceed \$200,000 cash funds for building maintenance and renewal training, roof scans and other testing procedures, and consulting work.

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

None of the funds appropriated to this program shall be used for operating budget compliance with the federal Americans with Disabilities Act of 1990. Expenditures for deferred repair, fire and life safety projects, and compliance with the federal Americans with Disabilities Act of 1990 may be made through the same program on the Allotment Status Report in the Nebraska Information System, except that expenditures for deferred repair, fire and life safety projects, and compliance with the federal Americans with Disabilities Act of 1990 shall each be kept separate by subprogram on the Budget Status Report in the Nebraska Information System or through the use of the Grant Project Status Report or some other accounting mechanism.

Sec. 50. The State Capitol Administrator shall prepare a request for funding to plan, undertake, and complete replacement of the existing heating, ventilating, and air conditioning systems serving the Nebraska State Capitol. Such request shall be submitted electronically to the Legislative Fiscal Analyst and the budget administrator of the budget division of the Department of Administrative Services on or before October 15, 2013.

Sec. 51. There is hereby appropriated, unless otherwise specified, for FY2013-14 and for FY2014-15 from undisbursed balances existing on June 30, 2013, and on June 30, 2014, respectively, to each agency for each program from the respective funds for capital construction as follows:

- (1) Agency No. 25 - Department of Health and Human Services  
Program Nos. 902, 904, 912, and 919.
- (2) Agency No. 27 - Department of Roads  
Program No. 901, except that the unobligated biennium appropriation balance shall lapse once all projects funded in that biennium are completed, postponed to a future biennium, or indefinitely postponed.
- (3) Agency No. 28 - Department of Veterans' Affairs  
Program No. 937 - Alliance State Veterans' Cemetery.
- (4) Agency No. 31 - Military Department  
Program Nos. 905, 906, 910, and 925.
- (5) Agency No. 33 - Game and Parks Commission  
Program Nos. 900, 901, 902, 919, 924, 955, 960, 966, 967 less \$798,860.58 of the June 30, 2013, cash fund balance, 968 less \$20,027.54 of the June 30, 2013, cash fund balance, 969 less \$629,365.49 of the June 30, 2013, cash fund balance, 971, 972, 973, 975, 976, 977, 979, and 981.
- (6) Agency No. 46 - Department of Correctional Services  
Program Nos. 913, 916, 917, 920, and 921.
- (7) Agency No. 47 - Nebraska Educational Telecommunications Commission  
Program Nos. 922, 925, and 926.
- (8) Agency No. 50 - Board of Trustees of the Nebraska State Colleges  
Program Nos. 901, 903, 909, 912, 919, 920, 921, 933, 935, 952, 955, 993, and 997, and any additional construction programs administratively created relating to the Board of Trustees of the Nebraska State Colleges and its campuses which are funded through cash funds, federal funds, revolving funds, or private gifts or donations.
- (9) Agency No. 51 - University of Nebraska

Program Nos. 901, 902, 903, 904, 906, 907, 909, 910, 914, 915, 917, 918, 919, 920, 921, 924, 925, 928, 930, 932, 934, 937, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 957, 958, 962, 963, 964, 966, 968, 970, 971, 972, 973, 975, 976, 977, 978, 981, 985, 990, 991, 993, 994, 995, 997, and 998, and any additional construction programs administratively created relating to the University of Nebraska-Lincoln, the University of Nebraska at Omaha, the University of Nebraska Medical Center, the University of Nebraska at Kearney, the Nebraska College of Technical Agriculture at Curtis, and the University of Nebraska Central Administration which are funded through cash funds, federal funds, revolving funds, or private gifts or donations.

(10) Agency No. 65 – Department of Administrative Services  
Program Nos. 901, 904, 933, 935, 980, 981, and 982

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

Sec. 52. FEDERAL FUNDS.

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

Sec. 53. GIFTS, BEQUESTS, AND DEVISES.

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

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

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

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

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

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

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

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

This section shall not apply to the University of Nebraska.

Sec. 54. The One Hundred Third Legislature acknowledges that Article III, section 22, of the Constitution of Nebraska provides that each Legislature shall make appropriations for the expenses of the government. Consistent with this provision, any appropriations enacted by prior Legislatures for fiscal years beginning after June 30, 2013, are null and void unless specifically reaffirmed by this Legislature.

Sec. 55. This act becomes operative on July 1, 2013.

Sec. 56. Since an emergency exists, this act takes effect when passed and approved according to law.