

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 297

Introduced by Speaker Scheer, 19; at the request of the Governor.

Read first time January 15, 2019

Committee: Appropriations

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

1 Section 1. DEFINITION OF APPROPRIATION PERIOD.

2 For purposes of this act and any other legislative bill passed by
3 the One Hundred Sixth Legislature, First or Second Session, which
4 appropriates funds, FY2018-19 means the period July 1, 2018, through June
5 30, 2019, FY2019-20 means the period July 1, 2019, through June 30, 2020,
6 FY2020-21 means the period July 1, 2020, through June 30, 2021, FY2021-22
7 means the period July 1, 2021, through June 30, 2022, and FY2022-23 means
8 the period July 1, 2022, through June 30, 2023.

9 Sec. 2. APPROPRIATION LANGUAGE.

10 There are hereby appropriated, for FY2019-20 and FY2020-21, the sums
11 set forth in this act to each agency for each program from the respective
12 funds for capital construction projects, land acquisition, lease-purchase
13 arrangements, and major equipment acquisition, except as otherwise
14 appropriated.

15 Sec. 3. REAPPROPRIATION OF BALANCE, FY2019-20 to FY2020-21.

16 In addition to the appropriations set forth in this act, there are
17 hereby reappropriated all unexpended appropriation balances existing on
18 June 30, 2020, for FY2020-21 to the respective agencies, programs, and
19 funds listed in this act, except as otherwise provided in this act.

20 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

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

24 Sec. 5. DRAWING AND PAYING WARRANTS.

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

30 Sec. 6. It is the intent of the Legislature that the appropriations
31 for capital facilities follow an orderly and reasonable process based

1 upon defined and documented need and an analysis of the utilization of
2 existing facilities.

3 The biennial appropriations contained in this act covering FY2019-20
4 and FY2020-21, which have been designated for planning, require from the
5 agency a complete program statement prepared in accordance with the
6 Procedural Manual for Capital Construction as approved by the state
7 building division of the Department of Administrative Services. Projects
8 directly related to program continuation such as fire and life safety,
9 maintenance, utility improvements, handicapped access, and master
10 planning require a statement of needs prepared in accordance with the
11 manual. An appropriation for drawings and construction may be recommended
12 only after submission of an acceptable program statement or statement of
13 needs on or before September 15 to the state building division, the
14 budget division of the Department of Administrative Services, and the
15 Legislative Fiscal Analyst.

16 Program statements that have been submitted prior to FY2019-20 shall
17 be updated if necessary and resubmitted during the period July 1, 2019,
18 to September 1, 2019. Program statements that have been submitted prior
19 to FY2020-21 shall be updated if necessary and resubmitted during the
20 period July 1, 2020, to September 1, 2020, by agency priority. Such
21 priority shall be subject to final modification by the governing
22 authority of each agency on or before September 15, 2020.

23 Sec. 7. It is the intent of the Legislature that agencies should
24 construct or renovate facilities in such a manner as to provide the
25 greatest cost-effective energy savings possible. Design criteria
26 emphasizing efficiency, functionality, and energy conservation shall be
27 reflected in program statements, schematic design documents, design
28 development documents, and construction documents. The state building
29 division of the Department of Administrative Services and the State
30 Energy Office shall provide technical assistance to the state agencies,
31 upon request, to assist them in providing for energy-efficient new or

1 renovated facilities.

2 Sec. 8. AGENCY NO. 23 – DEPARTMENT OF LABOR

3 Program No. 903 - Department of Labor Administration Building HVAC

	FY2019-20	FY2020-21	FUTURE
4 CASH FUND	1,675,554	1,781,378	-0-
5 FEDERAL FUND est.	624,446	3,150,000	-0-
6 PROGRAM TOTAL	2,300,000	4,931,378	-0-

7
8 The Department of Labor is hereby authorized to proceed with the
9 design, planning, and construction related to facility renovation and
10 replacement of the heating, ventilating, and air conditioning systems at
11 the 550 Department of Labor Building in Lincoln, Nebraska.

12 Sec. 9. AGENCY NO. 27 – DEPARTMENT OF TRANSPORTATION

13 Program No. 901 - Facility Improvements

	FY2019-20	FY2020-21	FUTURE
14 CASH FUND	10,000,000	10,000,000	-0-
15 PROGRAM TOTAL	10,000,000	10,000,000	-0-

16
17 The Department of Transportation is hereby authorized to prepare
18 program statements on and design and build the following projects:

19 New maintenance facility – South Sioux City

20 New maintenance facility – Burwell

21 New maintenance facility – Valentine

22 Facility improvements – Atkinson

23 Facility improvements, small projects – Statewide

24 Sec. 10. AGENCY NO. 28 – DEPARTMENT OF VETERANS' AFFAIRS

25 Program No. 936 - Eastern Nebraska Veterans' Home Addition

	FY2019-20	FY2020-21	FUTURE
26 NEBRASKA CAPITAL			
27 CONSTRUCTION FUND	3,308,000	-0-	-0-
28 FEDERAL FUND est.	6,144,000	-0-	-0-
29 PROGRAM TOTAL	9,452,000	-0-	-0-

1 The Department of Veterans' Affairs is hereby authorized to proceed
2 with design, planning, and a construction of additional housing capacity
3 at the Eastern Nebraska Veterans' Home with the appropriation to this
4 program.

5 Sec. 11. AGENCY NO. 31 – MILITARY DEPARTMENT

6 Program No. 913 - 1776 Readiness Center Remodel

	FY2019-20	FY2020-21	FUTURE
7			
8	NEBRASKA CAPITAL		
9	100,000	500,000	500,000
10	100,000	500,000	500,000
11	200,000	1,000,000	1,000,000

12 The Military Department is hereby authorized to proceed with the
13 design, planning, and construction related to remodeling the facility and
14 consolidating or replacing or both the HVAC systems at the 1776 Readiness
15 Center in Lincoln, Nebraska.

16 Sec. 12. AGENCY NO. 31 – MILITARY DEPARTMENT

17 Program No. 914 - Penterman Readiness Center Medical Addition

	FY2019-20	FY2020-21	FUTURE
18			
19	NEBRASKA CAPITAL		
20	687,500	-0-	-0-
21	2,062,500	-0-	-0-
22	2,750,000	-0-	-0-

23 The Military Department is hereby authorized to proceed with the
24 design, planning, and remodeling of existing facilities and construction
25 of a new medical detachment addition at the readiness center in
26 Penterman, Nebraska.

27 Sec. 13. AGENCY NO. 31 – MILITARY DEPARTMENT

28 Program No. 925 - Federal Construction Projects

	FY2019-20	FY2020-21	FUTURE
29			
30	8,994,000	1,835,000	36,000

1 PROGRAM TOTAL 8,994,000 1,835,000 36,000

2 The Military Department is hereby authorized to engage in various
3 military master capital construction project agreements with the National
4 Guard Bureau. Projects include, but are not limited to, building renewal
5 co-op funding projects as well as other capital construction projects
6 involving the department's Kearney, Lincoln, and Camp Ashland facilities.

7 Sec. 14. AGENCY NO. 31 – MILITARY DEPARTMENT

8 Program No. 927 - Readiness Center Paving Projects

	FY2019-20	FY2020-21	FUTURE
9 FEDERAL FUND est.	-0-	485,000	-0-
10 PROGRAM TOTAL	-0-	485,000	-0-

12 The Military Department is hereby authorized to proceed with the
13 design, planning, and resurface paving of readiness center parking lot
14 projects in Broken Bow, Scottsbluff, and Sidney, Nebraska.

15 Sec. 15. AGENCY NO. 31 – MILITARY DEPARTMENT

16 Program No. 990 - Bellevue Readiness Center

	FY2019-20	FY2020-21	FUTURE
17 FEDERAL FUND est.	29,000,000	1,554,000	-0-
18 PROGRAM TOTAL	29,000,000	1,554,000	-0-

20 The Military Department is hereby authorized to proceed with the
21 planning and construction related to a new National Guard Readiness
22 Center at Offutt Air Force Base in Bellevue, Nebraska.

23 Sec. 16. AGENCY NO. 33 – GAME AND PARKS COMMISSION

24 Program No. 901 - State Parks Facilities Deferred Maintenance

	FY2019-20	FY2020-21	FUTURE
25 CASH FUND	5,800,000	5,800,000	-0-
26 PROGRAM TOTAL	5,800,000	5,800,000	-0-

28 The Game and Parks Commission is hereby authorized to make deferred
29 repairs and maintenance improvements at facilities in the state park
30 system and replace and upgrade facilities in the state park system with

1 the appropriation to this program.

2 Sec. 17. AGENCY NO. 33 – GAME AND PARKS COMMISSION

3 Program No. 924 - Wildlife Land Acquisition and Improvement

4		FY2019-20	FY2020-21	FUTURE
5	CASH FUND	1,000,000	1,000,000	-0-
6	PROGRAM TOTAL	1,000,000	1,000,000	-0-

7 The Game and Parks Commission is hereby authorized to acquire and
8 develop wildlife lands and waters statewide with the appropriation to
9 this program.

10 Sec. 18. AGENCY NO. 33 – GAME AND PARKS COMMISSION

11 Program No. 960 - Park and Recreation Land Acquisition

12		FY2019-20	FY2020-21	FUTURE
13	CASH FUND	100,000	100,000	-0-
14	PROGRAM TOTAL	100,000	100,000	-0-

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

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

20 Program No. 966 - State Recreational Trails

21		FY2019-20	FY2020-21	FUTURE
22	CASH FUND	100,000	100,000	-0-
23	PROGRAM TOTAL	100,000	100,000	-0-

24 The Game and Parks Commission is hereby authorized to maintain the
25 trail and to repair bridge decking on the Cowboy Trail.

26 Sec. 20. AGENCY NO. 33 – GAME AND PARKS COMMISSION

27 Program No. 969 - Improvements to State Recreation Areas

28		FY2019-20	FY2020-21	FUTURE
29	CASH FUND	500,000	500,000	-0-
30	PROGRAM TOTAL	500,000	500,000	-0-

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

4 It is intended that the following projects be undertaken with funds
5 appropriated to this program for FY2019-20:

6 Area improvements to implement master plan – Lake McConaughy and
7 Lake Ogallala State Recreation Areas - \$500,000

8 It is intended that the following projects be undertaken with funds
9 appropriated to this program for FY2020-21:

10 Area improvements to implement master plan – Lake McConaughy and
11 Lake Ogallala State Recreation Areas - \$500,000

12 Sec. 21. AGENCY NO. 33 – GAME AND PARKS COMMISSION
13 Program No. 973 - Fish Production

	FY2019-20	FY2020-21	FUTURE
14 CASH FUND	1,800,000	-0-	-0-
15 PROGRAM TOTAL	1,800,000	-0-	-0-

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

21 Sec. 22. AGENCY NO. 33 – GAME AND PARKS COMMISSION
22 Program No. 975 - Emergency Repairs - Parks

	FY2019-20	FY2020-21	FUTURE
23 CASH FUND	200,000	200,000	-0-
24 PROGRAM TOTAL	200,000	200,000	-0-

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

29 Sec. 23. AGENCY NO. 33 – GAME AND PARKS COMMISSION
30 Program No. 979 - Cowboy Trail Emergency Repairs

	FY2019-20	FY2020-21	FUTURE
31			

1	CASH FUND	100,000	-0-	-0-
2	PROGRAM TOTAL	100,000	-0-	-0-

3 The Game and Parks Commission is hereby authorized to make repairs
4 to the Cowboy Trail with the appropriation to this program.

5 Sec. 24. AGENCY NO. 33 – GAME AND PARKS COMMISSION

6 Program No. 981 - Aquatic Habitat Enhancement and Restoration

7		FY2019-20	FY2020-21	FUTURE
8	CASH FUND	3,000,000	2,500,000	-0-
9	PROGRAM TOTAL	3,000,000	2,500,000	-0-

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

13 Sec. 25. AGENCY NO. 33 – GAME AND PARKS COMMISSION

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

20 Sec. 26. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

21 Program No. 906 - RTC High Security Expansion

22		FY2019-20	FY2020-21	FUTURE
23	NEBRASKA CAPITAL			
24	CONSTRUCTION FUND	2,080,000	31,989,000	14,891,000
25	PROGRAM TOTAL	2,080,000	31,989,000	14,891,000

26 The Department of Correctional Services is hereby authorized to
27 plan, design, and construct two new high security housing units with
28 design capacity up to three hundred eighty-four new beds, as well as
29 counseling and educational space and adjoining outdoor recreation areas
30 at the Reception and Treatment Center (Lincoln Corrections Center).

31 Sec. 27. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

1 Program No. 913 - Security System Upgrades

2		FY2019-20	FY2020-21	FUTURE
3	NEBRASKA CAPITAL			
4	CONSTRUCTION FUND	1,250,000	1,250,000	-0-
5	PROGRAM TOTAL	1,250,000	1,250,000	-0-

6 The Department of Correctional Services is hereby authorized to
7 upgrade security system components at various Department of Correctional
8 Services facilities statewide, including, but not limited to: upgrades at
9 various facilities including replacement of Perimeter Detection Systems
10 at Nebraska State Penitentiary, Omaha Correctional Center, and Tecumseh
11 State Correctional Institution; door control upgrades at the Nebraska
12 Center for Women and Omaha Correctional Center; and numerous camera and
13 recording upgrades at all facilities.

14 Sec. 28. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

15 Program No. 914 - Infrastructure and Maintenance

16		FY2019-20	FY2020-21	FUTURE
17	NEBRASKA CAPITAL			
18	CONSTRUCTION FUND	2,000,000	2,000,000	-0-
19	PROGRAM TOTAL	2,000,000	2,000,000	-0-

20 The Department of Correctional Services is hereby authorized to
21 undertake various high priority infrastructure and maintenance projects
22 related to facility roofing, electrical, boiler/chiller/HVAC, fire life
23 safety, and other needs, which projects the Task Force for Building
24 Renewal is unable to fully address.

25 Sec. 29. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

26 Program No. 928 - Reception and Treatment Center

27		FY2019-20	FY2020-21	FUTURE
28	NEBRASKA CAPITAL			
29	CONSTRUCTION FUND	34,882,173	-0-	-0-
30	PROGRAM TOTAL	34,882,173	-0-	-0-

1 The Department of Correctional Services is hereby authorized to
2 plan, design, renovate, and consolidate the department's Lincoln
3 Correctional Center and the Diagnostic and Evaluation Center facilities,
4 as well as plan, design, and construct up to three hundred new beds for
5 behavioral health, geriatric, and long-term medical needs for the purpose
6 of creating a new Reception and Treatment Center.

7 Sec. 30. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
8 COMMISSION

9 Program No. 905 - KLNE Lexington Transmitter

	FY2019-20	FY2020-21	FUTURE
10			
11	NEBRASKA CAPITAL		
12	480,000	-0-	-0-
13	480,000	-0-	-0-

14 The Nebraska Educational Telecommunications Commission is hereby
15 authorized to replace the transmitter at KLNE Lexington.

16 Sec. 31. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
17 COMMISSION

18 Program No. 908 - Tower Lighting Project

	FY2019-20	FY2020-21	FUTURE
19			
20	NEBRASKA CAPITAL		
21	135,000	140,000	-0-
22	135,000	140,000	-0-

23 The Nebraska Educational Telecommunications Commission is hereby
24 authorized to replace the tower lighting system at KRNE Merriman and KUON
25 Ithaca.

26 Sec. 32. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
27 COMMISSION

28 Program No. 918 - KXNE Norfolk Transmitter

	FY2019-20	FY2020-21	FUTURE
29			
30	NEBRASKA CAPITAL		
31	-0-	427,000	-0-

1 PROGRAM TOTAL -0- 427,000 -0-

2 The Nebraska Educational Telecommunications Commission is hereby
3 authorized to replace the transmitter at KXNE Norfolk.

4 Sec. 33. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
5 COMMISSION

6 Program No. 928 - Radio Transmission Equipment Replacement

7 FY2019-20 FY2020-21 FUTURE

8 NEBRASKA CAPITAL

9 CONSTRUCTION FUND 270,000 120,000 -0-

10 PROGRAM TOTAL 270,000 120,000 -0-

11 The Nebraska Educational Telecommunications Commission is hereby
12 authorized to replace the radio transmission equipment at KTNE Alliance
13 and KRNE Merriman.

14 Sec. 34. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
15 COLLEGES

16 Program No. 903 - State College Facilities - Sports Facilities
17 Projects

18 FY2019-20 FY2020-21 FUTURE

19 CASH FUND 300,000 300,000 3,000,000

20 PROGRAM TOTAL 300,000 300,000 3,000,000

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

25 Sec. 35. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
26 COLLEGES

27 Program No. 919 - State College Facilities Program of 2006

28 FY2019-20 FY2020-21 FUTURE

29 GENERAL FUND 1,125,000 1,125,000 10,125,000

30 REVOLVING FUND est. 1,200,000 1,440,000 12,960,000

1 PROGRAM TOTAL 2,325,000 2,565,000 23,085,000

2 The Legislature hereby acknowledges and reaffirms the directive made
3 by sections 85-423, 85-424, and 85-425, which authorizes the Board of
4 Trustees of the Nebraska State Colleges to make expenditures from the
5 State College Facilities Program of 2006 exclusively for projects
6 outlined in section 85-424.

7 Sec. 36. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
8 COLLEGES

9 Program No. 920 - Board Facilities Fee Fund Projects

	FY2019-20	FY2020-21	FUTURE
11 REVOLVING FUND est.	900,000	660,000	6,600,000
12 PROGRAM TOTAL	900,000	660,000	6,600,000

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

19 Sec. 37. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
20 COLLEGES

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

	FY2019-20	FY2020-21	FUTURE
24 GENERAL FUND	2,216,000	2,216,000	-0-
25 PROGRAM TOTAL	2,216,000	2,216,000	-0-

26 The Board of Trustees of the Nebraska State Colleges is hereby
27 authorized to construct laboratory, classroom, office, and herbarium
28 space for a Rangeland Center at Chadron State College. The amount of
29 Rangeland Center project costs to be met by appropriations pursuant to
30 this section is estimated at \$3,696,470. The board is also authorized to
31 renovate the U.S. Conn Library at Wayne State College. The amount of U.S.

1 Conn Library project costs to be met by appropriations pursuant to this
2 section is estimated at \$12,000,000. The board is further authorized to
3 expend such other amounts as it may secure from other sources for
4 completion of the projects.

5 Beginning with the fiscal year commencing July 1, 2013, and
6 continuing through the fiscal year ending June 30, 2021, the Legislature
7 shall appropriate each fiscal year from the General Fund an amount not
8 less than \$2,216,000 to be used by the Board of Trustees of the Nebraska
9 State Colleges to pay the costs of constructing a Rangeland Center at
10 Chadron State College and renovating the U.S. Conn Library at Wayne State
11 College. The board may enter into long-term financing contracts with any
12 person, firm, or corporation for the Rangeland Center and U.S. Conn
13 Library projects. The payments of the costs of the projects may occur
14 over a contract period not to extend beyond June 30, 2021.

15 The board shall not pledge the credit of the State of Nebraska for
16 the payment of any sum owing on account of such contract, except that
17 there may be pledged for the payment of any such contract any
18 appropriations made by the Legislature for such purpose. No contract
19 shall be entered into pursuant to this section without prior approval by
20 resolution by the board. The board may also convey, lease, or lease back
21 all or any part of the Rangeland Center and U.S. Conn Library projects
22 and the land on which such projects are situated to such person, firm, or
23 corporation as the board may contract with pursuant to this section to
24 facilitate the long-term payment of the costs of the Rangeland Center and
25 U.S. Conn Library projects. Any such conveyance or lease shall provide
26 that when the costs of the Rangeland Center and U.S. Conn Library
27 projects have been paid, together with interest and other costs thereon,
28 the Rangeland Center and U.S. Conn Library projects and the land on which
29 such projects are located shall become the property of the board. The
30 board may schedule contractual payments on a monthly, quarterly, or
31 semiannual basis consistent with the state fiscal year. On or before

1 August 31, 2021, any funds appropriated from the General Fund for the
2 projects held in the state treasury and held by any trustee which are not
3 necessary to meet the terms of any long-term financing agreements entered
4 into pursuant to this section shall be transferred to the General Fund.

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

13 It is the intent of the Legislature to continue funding of
14 \$2,216,000 each year, beginning in FY2021-22, for the renovation of the
15 Math and Science Building located at Chadron State College.

16 Sec. 38. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

18	FY2019-20	FY2020-21	FUTURE
19 GENERAL FUND	11,000,000	11,000,000	99,000,000
20 CASH FUND est.	11,000,000	11,000,000	89,025,950
21 PROGRAM TOTAL	22,000,000	22,000,000	188,025,950

22 The Legislature hereby acknowledges and reaffirms the directive made
23 by sections 85-420, 85-421, and 85-422, which authorizes the Board of
24 Regents to make expenditures from appropriated funds for the University
25 of Nebraska Facilities Program of 2006 exclusively for projects as
26 outlined in section 85-421.

27 Sec. 39. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

30	FY2019-20	FY2020-21	FUTURE
31 GENERAL FUND	820,000	820,000	1,402,000

1	PROGRAM TOTAL	820,000	820,000	1,402,000
---	---------------	---------	---------	-----------

2 The Board of Regents of the University of Nebraska is hereby
3 authorized to design and construct an Education Center at the Nebraska
4 College of Technical Agriculture at Curtis. The total project cost to be
5 supported from state funds is \$8,762,000. Nonstate tax funds of
6 \$1,000,000 shall be used to supplement the project.

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

23 Sec. 40. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

24 Program No. 939 - Veterinary Diagnostic Center

		FY2019-20	FY2020-21	FUTURE
25				
26	GENERAL FUND	5,101,000	2,165,928	-0-
27	PROGRAM TOTAL	5,101,000	2,165,928	-0-

28 Subject to the provisions of section 85-1414, the Board of Regents
29 of the University of Nebraska is hereby authorized to design and
30 construct a Veterinary Diagnostic Center at the University of Nebraska
31 Institute of Agriculture and Natural Resources. The total project cost is

1 estimated at \$45,644,000 of which \$4,150,000 is private or other funds.

2 Beginning with the fiscal year commencing July 1, 2016, and
3 continuing through the fiscal year ending June 30, 2020, the Legislature
4 shall appropriate each fiscal year from the General Fund an amount not
5 less than \$5,101,000 to be used by the Board of Regents of the University
6 of Nebraska to pay the costs of constructing a Veterinary Diagnostic
7 Center. Beginning with the fiscal year commencing July 1, 2020, and
8 continuing through the fiscal year ending June 30, 2021, the Legislature
9 shall appropriate from the General Fund an amount not less than
10 \$2,165,928 to be used by the Board of Regents of the University of
11 Nebraska to pay the costs of constructing a Veterinary Diagnostic Center.
12 The board may enter into long-term financing contracts with any person,
13 firm, or corporation for the Veterinary Diagnostic Center project. The
14 board may not enter into long-term financing contracts until evidence is
15 provided to the budget administrator of the budget division of the
16 Department of Administrative Services that \$4,150,000 in private or other
17 funds have been received for this project. The payments of the costs of
18 the project may occur over a contract period not to extend beyond June
19 30, 2024. The board shall not pledge the credit of the State of Nebraska
20 for the payment of any sum owing on account of such contract, except that
21 there may be pledged for the payment of any such contract any
22 appropriations made by the Legislature for such purpose. No contract
23 shall be entered into pursuant to this section without prior approval by
24 resolution by the board. The board may also convey, lease, or lease back
25 all or any part of the Veterinary Diagnostic Center project and the land
26 on which such project is situated to such person, firm, or corporation as
27 the board may contract with pursuant to this section to facilitate the
28 long-term payment of the cost of the Veterinary Diagnostic Center
29 project. Any such conveyance or lease shall provide that when the cost of
30 the Veterinary Diagnostic Center project has been paid, together with
31 interest and other costs thereon, the Veterinary Diagnostic Center

1 project and the land on which such project is located shall become the
 2 property of the board. The board may schedule contractual payments on a
 3 monthly, quarterly, or semiannual basis consistent with the state fiscal
 4 year. On or before August 31, 2024, any funds appropriated from the
 5 General Fund for the project held in the state treasury and held by any
 6 trustee which are not necessary to meet the terms of any long-term
 7 financing agreements entered into pursuant to this section shall be
 8 transferred to the General Fund. The Legislature finds and determines
 9 that the Veterinary Diagnostic Center project is of critical importance
 10 to the State of Nebraska. It is the intent of the Legislature that the
 11 appropriations for the Veterinary Diagnostic Center project shall not be
 12 reduced until all contracts and securities relating to the construction
 13 and financing of the Veterinary Diagnostic Center project are completed
 14 or paid but in no case shall such appropriations extend beyond the fiscal
 15 year ending June 30, 2024.

16 Sec. 41. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

18		FY2019-20	FY2020-21	FUTURE
19	GENERAL FUND	1,477,000	1,477,000	1,580,327
20	PROGRAM TOTAL	1,477,000	1,477,000	1,580,327

21 The Board of Regents of the University of Nebraska is hereby
 22 authorized to design and construct a College of Nursing Building at the
 23 University of Nebraska-Lincoln. The total project cost is estimated at
 24 \$17,650,000 of which \$5,650,000 is private or other funds. Beginning with
 25 the fiscal year commencing July 1, 2013, and continuing through the
 26 fiscal year ending June 30, 2023, the Legislature shall appropriate each
 27 fiscal year from the General Fund an amount not less than \$1,477,000 to
 28 be used by the Board of Regents of the University of Nebraska to pay the
 29 costs of constructing a College of Nursing Building. The board may enter
 30 into long-term financing contracts with any person, firm, or corporation
 31 for the College of Nursing Building project. The board may not enter into

1 long-term financing contracts until evidence is provided to the budget
2 administrator of the budget division of the Department of Administrative
3 Services that \$5,650,000 in private or other funds have been received for
4 this project. The payments of the costs of the project may occur over a
5 contract period not to extend beyond June 30, 2023. The board shall not
6 pledge the credit of the State of Nebraska for the payment of any sum
7 owing on account of such contract, except that there may be pledged for
8 the payment of any such contract any appropriations made by the
9 Legislature for such purpose. No contract shall be entered into pursuant
10 to this section without prior approval by resolution by the board. The
11 board may also convey, lease, or lease back all or any part of the
12 College of Nursing Building project and the land on which such project is
13 situated to such person, firm, or corporation as the board may contract
14 with pursuant to this section to facilitate the long-term payment of the
15 costs of the College of Nursing Building project. Any such conveyance or
16 lease shall provide that when the cost of the College of Nursing Building
17 project has been paid, together with interest and other costs thereon,
18 the College of Nursing Building project and the land on which such
19 project is located shall become the property of the board. The board may
20 schedule contractual payments on a monthly, quarterly, or semiannual
21 basis consistent with the state fiscal year. On or before August 31,
22 2023, any funds appropriated from the General Fund for the project held
23 in the state treasury and held by any trustee which are not necessary to
24 meet the terms of any long-term financing agreements entered into
25 pursuant to this section shall be transferred to the General Fund.

26 The Legislature finds and determines that the College of Nursing
27 Building project is of critical importance to the State of Nebraska. It
28 is the intent of the Legislature that the appropriations for the College
29 of Nursing Building project shall not be reduced until all contracts and
30 securities relating to the construction and financing of the College of
31 Nursing Building project are completed or paid but in no case shall such

1 appropriations extend beyond the fiscal year ending June 30, 2023.

2 Sec. 42. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

3 Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning
4 Systems Replacement

5		FY2019-20	FY2020-21	FUTURE
6	GENERAL FUND	16,391,811	8,089,861	41,374,174
7	PROGRAM TOTAL	16,391,811	8,089,861	41,374,174

8 The Legislature hereby acknowledges and reaffirms the directive made
9 by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol
10 Commission to continue planning for and undertake replacement of the
11 existing heating, ventilating, and air conditioning systems serving the
12 Nebraska State Capitol as well as associated infrastructure, fire
13 protection, life safety, and architectural improvements identified in the
14 Nebraska State Capitol HVAC Master Plan Amendment, dated September 20,
15 2013. The Legislature hereby acknowledges and reaffirms its intent to
16 appropriate future amounts from the General Fund for completion of the
17 project as follows: \$14,500,000 for FY2021-22; \$11,500,000 for FY2022-23;
18 \$11,300,000 for FY2023-24; and \$4,074,174 for FY2024-25. The total
19 project cost, including the appropriation in Program number 685 for the
20 Capitol Heating, Ventilating, and Air Conditioning Systems Replacement
21 project manager, shall not exceed \$106,008,106.

22 Sec. 43. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

23 Program No. 940 - Task Force for Building Renewal

24		FY2019-20	FY2020-21	FUTURE
25	CASH FUND	21,273,930	21,273,930	42,547,860
26	PROGRAM TOTAL	21,273,930	21,273,930	42,547,860

27 The Legislature hereby acknowledges and reaffirms the directive made
28 by section 77-2602, which is to place amounts from the special privilege
29 tax on cigarettes in the Building Renewal Allocation Fund for FY1997-98
30 and continuing each fiscal year until all the purposes of the Deferred
31 Building Renewal Act have been fulfilled. The Legislature hereby further

1 acknowledges and reaffirms directives made by sections 81-188.01,
2 81-188.03, and 81-188.05 to utilize amounts from certain depreciation
3 charges credited to the State Building Renewal Assessment Fund,
4 University Building Renewal Assessment Fund, and State College Building
5 Renewal Assessment Fund for purposes as provided in the Deferred Building
6 Renewal Act.

7 The appropriation to this program is for the purpose of carrying out
8 the provisions of the Deferred Building Renewal Act which includes
9 deferred repair, fire and life safety projects, and compliance with the
10 federal Americans with Disabilities Act (ADA) of 1990. Funds may also be
11 spent on projects related to energy conservation. There is hereby
12 appropriated any available federal funds, plus investment income thereon,
13 for this program for FY2019-20 and FY2020-21. There is included in the
14 appropriation to this program for FY2019-20 an amount not to exceed
15 \$200,000 cash funds and for FY2020-21 an amount not to exceed \$200,000
16 cash funds for building maintenance and renewal training, roof scans and
17 other testing procedures, and consulting work.

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

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

1 Information System or through the use of the Grant Project Status Report
2 or some other accounting mechanism.

3 Sec. 44. There is hereby appropriated, unless otherwise specified,
4 for FY2019-20 and for FY2020-21 from undisbursed balances existing on
5 June 30, 2019, and on June 30, 2020, respectively, to each agency for
6 each program from the respective funds for capital construction as
7 follows:

8 (1) Agency No. 23 – Department of Labor
9 Program No. 903.

10 (2) Agency No. 25 – Department of Health and Human Services
11 Program No. 919.

12 (3) Agency No. 27 – Department of Transportation
13 Program No. 901, except that the unobligated biennium appropriation
14 balance shall lapse once all projects funded in that biennium are
15 completed, postponed to a future biennium, or indefinitely postponed.

16 (4) Agency No. 28 - Department of Veterans' Affairs
17 Program No. 904.

18 (5) Agency No. 31 – Military Department
19 Program Nos. 913, 914, 925, 927, and 990.

20 (6) Agency No. 33 – Game and Parks Commission
21 Program Nos. 900, 901, 902, 919, 924, 955, 960, 966, 967, 968, 969,
22 971, 972, 973, 975, 976, 977, 979, 981, and 987.

23 (7) Agency No. 46 – Department of Correctional Services
24 Program Nos. 906, 913, 914, 921, 927, 928, and 929.

25 (8) Agency No. 47 – Nebraska Educational Telecommunications
26 Commission
27 Program No. 905, 908, 918, and 928.

28 (9) Agency No. 50 – Board of Trustees of the Nebraska State Colleges
29 Program Nos. 901, 903, 904, 905, 906, 912, 919, 920, 921, 933, 954,
30 955, 994, and 997, and any additional construction programs
31 administratively created relating to the Board of Trustees of the

1 Nebraska State Colleges and its campuses which are funded through cash
2 funds, federal funds, revolving funds, or private gifts or donations.

3 (10) Agency No. 51 – University of Nebraska

4 Program Nos. 901, 902, 903, 906, 907, 909, 911, 914, 915, 917, 918,
5 919, 920, 921, 924, 926, 927, 930, 936, 937, 939, 942, 943, 944, 948,
6 950, 954, 956, 958, 961, 963, 964, 965, 967, 969, 974, 975, 976, 978,
7 981, 983, 984, 986, 987, 990, 992, 994, 996, and 998, and any additional
8 construction programs administratively created relating to the University
9 of Nebraska-Lincoln, the University of Nebraska at Omaha, the University
10 of Nebraska Medical Center, the University of Nebraska at Kearney, the
11 Nebraska College of Technical Agriculture at Curtis, and the University
12 of Nebraska Central Administration which are funded through cash funds,
13 federal funds, revolving funds, or private gifts or donations.

14 (11) Agency No. 65 – Department of Administrative Services

15 Program Nos. 901, 917, 922, 980, and 986.

16 Appropriations to program numbers pertaining to funding for the
17 Deferred Building Renewal Act other than Program number 940 are hereby
18 reappropriated.

19 Sec. 45. FEDERAL FUNDS.

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

25 Sec. 46. GIFTS, BEQUESTS, AND DEVISES.

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

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

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

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

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

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

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

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

30 This section shall not apply to the University of Nebraska.

31 Sec. 47. The One Hundred Sixth Legislature acknowledges that

1 Article III, section 22, of the Constitution of Nebraska provides that
2 each Legislature shall make appropriations for the expenses of the
3 government. Consistent with this provision, any appropriations enacted by
4 prior Legislatures for fiscal years beginning after June 30, 2019, are
5 null and void unless specifically reaffirmed by this Legislature.

6 Sec. 48. This act becomes operative on July 1, 2019.

7 Sec. 49. Since an emergency exists, this act takes effect when
8 passed and approved according to law.