

LEGISLATURE OF NEBRASKA
ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 673

Introduced by Hilkeemann, 4.

Read first time January 23, 2019

Committee: Appropriations

- 1 A BILL FOR AN ACT relating to the Nebraska Health Care Cash Fund; to
- 2 amend section 71-7611, Reissue Revised Statutes of Nebraska; to
- 3 provide for a transfer of funds; to state intent; and to repeal the
- 4 original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-7611, Reissue Revised Statutes of Nebraska, is
2 amended to read:

3 71-7611 (1) The Nebraska Health Care Cash Fund is created. The State
4 Treasurer shall transfer (a) sixty million three hundred thousand dollars
5 on or before July 15, 2014, (b) sixty million three hundred fifty
6 thousand dollars on or before July 15, 2015, (c) sixty million three
7 hundred fifty thousand dollars on or before July 15, 2016, (d) sixty
8 million seven hundred thousand dollars on or before July 15, 2017, (e)
9 five hundred thousand dollars on or before May 15, 2018, (f) sixty-one
10 million six hundred thousand dollars on or before July 15, 2018, (g)
11 sixty-one million six ~~three~~ hundred ~~fifty~~ thousand dollars on or before
12 July 15, 2019, and (h) sixty million seven ~~four~~ hundred ~~fifty~~ thousand
13 dollars on or before every July 15 thereafter from the Nebraska Medicaid
14 Intergovernmental Trust Fund and the Nebraska Tobacco Settlement Trust
15 Fund to the Nebraska Health Care Cash Fund, except that such amount shall
16 be reduced by the amount of the unobligated balance in the Nebraska
17 Health Care Cash Fund at the time the transfer is made. The state
18 investment officer shall advise the State Treasurer on the amounts to be
19 transferred first from the Nebraska Medicaid Intergovernmental Trust Fund
20 until the fund balance is depleted and from the Nebraska Tobacco
21 Settlement Trust Fund thereafter in order to sustain such transfers in
22 perpetuity. The state investment officer shall report electronically to
23 the Legislature on or before October 1 of every even-numbered year on the
24 sustainability of such transfers. The Nebraska Health Care Cash Fund
25 shall also include money received pursuant to section 77-2602. Except as
26 otherwise provided by law, no more than the amounts specified in this
27 subsection may be appropriated or transferred from the Nebraska Health
28 Care Cash Fund in any fiscal year.

29 The State Treasurer shall transfer ten million dollars from the
30 Nebraska Medicaid Intergovernmental Trust Fund to the General Fund on
31 June 28, 2018, and June 28, 2019.

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

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

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

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

20 (5) It is the intent of the Legislature to appropriate to the Board
21 of Regents of the University of Nebraska, Program 781, for FY2019-20 and
22 FY2020-21, two hundred fifty thousand dollars from the Nebraska Health
23 Care Cash Fund for data collection and analysis on antimicrobial
24 resistant bacteria.

25 (6) ~~(5)~~ It is the intent of the Legislature that the cost of the
26 staff and operating costs necessary to carry out the changes made by Laws
27 2018, LB439, and not covered by fees or federal funds shall be funded
28 from the Nebraska Health Care Cash Fund for fiscal years 2018-19 and
29 2019-20.

30 Sec. 2. Original section 71-7611, Reissue Revised Statutes of
31 Nebraska, is repealed.