

AMENDMENTS TO LB1014

Introduced by Appropriations.

1 1. Strike the original sections and insert the following new
2 sections:

3 Section 1. DEFINITION OF APPROPRIATION PERIOD.

4 For purposes of this act and any other legislative bill passed by
5 the One Hundred Seventh Legislature, First or Second Session, which
6 appropriates funds, FY2021-22 means the period July 1, 2021, through June
7 30, 2022; FY2022-23 means the period July 1, 2022, through June 30, 2023;
8 FY2023-24 means the period July 1, 2023, through June 30, 2024; and
9 FY2024-25 means the period July 1, 2024, through June 30, 2025.

10 Sec. 2. APPROPRIATION LANGUAGE.

11 There are hereby appropriated, for FY2021-22 and FY2022-23, the sums
12 set forth in this act to each agency for each program from Federal Funds.
13 The Federal Funds appropriated in this act are from the funds allocated
14 to the State of Nebraska from the federal Coronavirus State Fiscal
15 Recovery Fund pursuant to the federal American Rescue Plan Act of 2021,
16 42 U.S.C. 802, as amended. The sums set forth in this act for FY2022-23
17 shall be made available by the budget administrator of the budget
18 division of the Department of Administrative Services only upon
19 confirmation that such funds have been received and made available to the
20 State of Nebraska under 42 U.S.C. 802, as amended.

21 Sec. 3. UNEXPENDED BALANCES AND CERTIFIED ENCUMBRANCES.

22 All certified encumbrance amounts on June 30, 2022, are hereby
23 reappropriated for FY2022-23, which amounts shall be in addition to the
24 amounts shown in this act.

25 Sec. 4. REAPPROPRIATION OF BALANCES, FY2021-22 to FY2022-23;
26 FY2022-23 to FY2023-24; FY2023-24 to FY2024-25.

27 In addition to the appropriations set forth in this act, there are

1 hereby reappropriated all unexpended appropriation balances of the
2 Federal Funds appropriated in this act existing on June 30, 2022, for
3 FY2022-23 to the respective agencies, programs, and funds listed in this
4 act, except as otherwise provided in this act.

5 It is the intent of the Legislature that all unexpended
6 appropriation balances of the Federal Funds appropriated in this act
7 existing on June 30, 2023, be reappropriated for FY2023-24 to the
8 respective agencies, programs, and funds listed in this act.

9 It is the intent of the Legislature that of the Federal Funds
10 appropriated and reappropriated in this act only the amounts obligated by
11 June 30, 2024, be reappropriated for FY2024-25 to the respective
12 agencies, programs, and funds listed in this act.

13 Sec. 5. OPERATING AND ADMINISTRATIVE EXPENSES.

14 The operating and administrative expenditures of any agency, board,
15 or commission related to the use of the Federal Funds appropriated
16 pursuant to this act shall be expended or reimbursed through the Federal
17 Fund appropriation for operating and administrative costs to the Military
18 Department, Agency No. 31, Program No. 191, as identified in section 28
19 of this act.

20 The expenditures for permanent and temporary salaries and per diems
21 for FY2022-23 as provided for in this act shall not be considered in the
22 basis for continuation funding for any fiscal year of a succeeding
23 biennium.

24 Sec. 6. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

25 The definitions contained in the Nebraska Accounting System Manual,
26 and any amendments thereto, on file with the Clerk of the Legislature are
27 hereby adopted by the Legislature as the definitions for this act except
28 as otherwise provided in section 7 of this act.

29 Sec. 7. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

30 (1) For purposes of this act, (a) SALARY LIMIT shall mean total
31 expenditures for permanent and temporary salaries and per diems and (b)

1 total expenditures for permanent and temporary salaries and per diems
2 shall mean all remuneration paid to employees treated as taxable
3 compensation by the Internal Revenue Service or subject to social
4 security coverage, specifically including payments accounted for as
5 vacation, holidays, sick leave, military leave, funeral leave, maternity
6 leave, administrative leave, compensatory time, deferred compensation, or
7 any other similar form, and amounts withheld pursuant to law, but
8 excluding state contributions for social security, retirement, and
9 employee insurance plans.

10 (2) Expenditures for permanent and temporary salaries and per diems
11 from Federal Funds allocated pursuant to the federal American Rescue Plan
12 Act of 2021, 42 U.S.C. 802, shall be in addition to the limitation on
13 permanent and temporary salaries and per diems otherwise established by
14 law. No agency shall request any state funds for continuation or
15 replacement of any such personnel or activities in future budget
16 requests.

17 Sec. 8. BUDGET STATUS REPORTS.

18 All state agencies, boards, and commissions shall promptly establish
19 detailed Budget Status Reports at the budget subprogram level in the
20 Nebraska Accounting System and adjust the reports as necessary during
21 each fiscal year to reflect the most current appropriations shown on the
22 Allotment Status Report.

23 Sec. 9. DRAWING AND PAYING WARRANTS.

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

29 Sec. 10. PUBLIC HEALTH AND SAFETY PREMIUM PAY.

30 There are hereby appropriated for FY2021-22 the following amounts of
31 Federal Funds related to premium pay for Public Health and Public Safety

1 positions as a result of COVID-19 conditions, totaling \$36,700,000. The
2 appropriations in this section shall be allocated according to the
3 following agency and program classifications:

4 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

5 Program No. 33 - Administration

	<u>FY2021-22</u>	<u>FY2022-23</u>
6		
7 <u>FEDERAL FUND</u>	<u>2,987,914</u>	<u>-0-</u>
8 <u>PROGRAM TOTAL</u>	<u>2,987,914</u>	<u>-0-</u>

9 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

10 Program No. 250 - Juvenile Services Operations

	<u>FY2021-22</u>	<u>FY2022-23</u>
11		
12 <u>FEDERAL FUND</u>	<u>1,947,943</u>	<u>-0-</u>
13 <u>PROGRAM TOTAL</u>	<u>1,947,943</u>	<u>-0-</u>

14 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

15 Program No. 359 - Bridge to Independence

	<u>FY2021-22</u>	<u>FY2022-23</u>
16		
17 <u>FEDERAL FUND</u>	<u>12,041</u>	<u>-0-</u>
18 <u>PROGRAM TOTAL</u>	<u>12,041</u>	<u>-0-</u>

19 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

20 Program No. 365 - Mental Health Operations

	<u>FY2021-22</u>	<u>FY2022-23</u>
21		
22 <u>FEDERAL FUND</u>	<u>7,047,420</u>	<u>-0-</u>
23 <u>PROGRAM TOTAL</u>	<u>7,047,420</u>	<u>-0-</u>

24 AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

25 Program No. 421 - Beatrice State Development Center

	<u>FY2021-22</u>	<u>FY2022-23</u>
26		
27 <u>FEDERAL FUND</u>	<u>762,616</u>	<u>-0-</u>
28 <u>PROGRAM TOTAL</u>	<u>762,616</u>	<u>-0-</u>

29 AGENCY NO. 28 – DEPARTMENT OF VETERANS' AFFAIRS

1	<u>Program No. 511 - Veterans' Affairs</u>		
2		<u>FY2021-22</u>	<u>FY2022-23</u>
3	<u>FEDERAL FUND</u>	<u>3,546,602</u>	<u>-0-</u>
4	<u>PROGRAM TOTAL</u>	<u>3,546,602</u>	<u>-0-</u>

5 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

6 Program No. 200 - Operations

7		<u>FY2021-22</u>	<u>FY2022-23</u>
8	<u>FEDERAL FUND</u>	<u>20,262,543</u>	<u>-0-</u>
9	<u>PROGRAM TOTAL</u>	<u>20,262,543</u>	<u>-0-</u>

10 AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

11 Program No. 214 - Vocational and Life Skills

12		<u>FY2021-22</u>	<u>FY2022-23</u>
13	<u>FEDERAL FUND</u>	<u>132,921</u>	<u>-0-</u>
14	<u>PROGRAM TOTAL</u>	<u>132,921</u>	<u>-0-</u>

15 Sec. 11. AGENCY NO. 13 – STATE DEPARTMENT OF EDUCATION

16 Program No. 401 - Services for the Deaf and Hard of Hearing

17		<u>FY2021-22</u>	<u>FY2022-23</u>
18	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>1,000,000</u>
19	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,000,000</u>

20 There is included in the appropriation to this program for FY2022-23
21 \$1,000,000 Federal Funds for state aid, which shall only be used for such
22 purpose.

23 The State Department of Education shall spend the funds appropriated
24 in this section exclusively for programs and interpreters that provide
25 services to students who are deaf or hard of hearing in the following
26 manner:

- 27 (1) \$300,000 for equipment;
- 28 (2) \$300,000 for service; and
- 29 (3) \$400,000 for an enhanced education interpreter training and
30 mentoring program.

1 Sec. 12. AGENCY NO. 18 – DEPARTMENT OF AGRICULTURE

2 Program No. 78 - Department of Agriculture

	<u>FY2021-22</u>	<u>FY2022-23</u>
4 <u>FEDERAL FUND</u>	<u>10,000,000</u>	<u>-0-</u>
5 <u>PROGRAM TOTAL</u>	<u>10,000,000</u>	<u>-0-</u>

6 There is included in the appropriation to this program for FY2021-22
7 \$10,000,000 Federal Funds for state aid, which shall only be used for
8 such purpose.

9 There is included in the amount shown as aid for this program for
10 FY2021-22 \$9,875,000 Federal Funds for grants for small-to-medium meat
11 processors, which shall only be used for such purpose.

12 There is included in the amount shown as aid for this program for
13 FY2021-22 \$125,000 Federal Funds for a dairy industry study, which shall
14 only be used for such purpose.

15 Expenditures from the appropriation to this program shall not be
16 restricted to state aid if operating and administrative expenditures are
17 necessary to administer the funding appropriated pursuant to this
18 section. In such instances, an agency, board, or commission shall be
19 reimbursed through the Federal Fund appropriation to the Military
20 Department, Agency No. 31, Program No. 191, as identified in section 28
21 of this act.

22 Sec. 13. AGENCY NO. 23 – DEPARTMENT OF LABOR

23 Program No. 31 - Division of Employment

	<u>FY2021-22</u>	<u>FY2022-23</u>
25 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>10,000,000</u>
26 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>10,000,000</u>

27 There is included in the appropriation to this program for FY2022-23
28 \$10,000,000 Federal Funds for state aid, which shall only be used for
29 such purpose.

30 There is included in the amount shown as aid for this program for

1 FY2022-23 \$10,000,000 Federal Funds for worker training programs
2 administered by the Department of Labor.

3 Expenditures from the appropriation to this program shall not be
4 restricted to state aid if operating and administrative expenditures are
5 necessary to administer the funding appropriated pursuant to this
6 section. In such instances, an agency, board, or commission shall be
7 reimbursed through the Federal Fund appropriation to the Military
8 Department, Agency No. 31, Program No. 191, as identified in section 28
9 of this act.

10 Sec. 14. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
11 Program No. 38 - Behavioral Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
12 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>1,800,000</u>
13 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,800,000</u>

14
15 There is included in the appropriation to this program for FY2022-23
16 \$1,800,000 Federal Funds for state aid, which shall only be used for such
17 purpose.

18 There is included in the amount shown as aid for this program for
19 FY2022-23 \$1,800,000 Federal Funds for funding for a pediatric trauma
20 center in Nebraska to purchase technology that will support statewide
21 pediatric mental health services through telehealth and telemonitoring,
22 which shall only be used for such purpose.

23 Expenditures from the appropriation to this program shall not be
24 restricted to state aid if operating and administrative expenditures are
25 necessary to administer the funding appropriated pursuant to this
26 section. In such instances, an agency, board, or commission shall be
27 reimbursed through the Federal Fund appropriation to the Military
28 Department, Agency No. 31, Program No. 191, as identified in section 28
29 of this act.

30 Sec. 15. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

1	<u>Program No. 347 - Public Assistance</u>	
2	<u>FY2021-22</u>	<u>FY2022-23</u>
3	<u>FEDERAL FUND</u>	<u>-0-</u> <u>20,000,000</u>
4	<u>PROGRAM TOTAL</u>	<u>-0-</u> <u>20,000,000</u>

5 (1)(a) There is included in the appropriation to this program for
6 FY2022-23 \$20,000,000 Federal Funds for state aid, which shall only be
7 used for such purpose.

8 (b) There is included in the amount shown as aid for this program
9 for FY2022-23 \$20,000,000 Federal Funds to provide grants to nonprofit
10 organizations pursuant to this section, which shall only be used for such
11 purpose.

12 (2) The Department of Health and Human Services shall create a
13 program to award grants to nonprofit organizations in the following
14 manner:

15 (a) \$10,000,000 shall be awarded to nonprofit organizations that
16 focus on food distribution in ten or more counties in the state and
17 qualify for The Emergency Food Assistance Program administered by the
18 United States Department of Agriculture. Funds awarded pursuant to this
19 subdivision (a) shall be used for the purchase and distribution of food,
20 infrastructure, and equipment and for construction of increased capacity;
21 and

22 (b) \$10,000,000 shall be awarded for regional or local capacity and
23 food security innovation grants to decrease Nebraska's reliance on
24 national supply chains, to support local businesses, to create local and
25 regional economic resilience, to encourage healthy eating habits, to
26 reduce food deserts, and to support partnerships between local businesses
27 and producers meeting the greatest needs statewide in the most efficient
28 and sustainable manner.

29 (3) The Department of Health and Human Services shall:

30 (a) Create a process for soliciting, vetting, awarding, and

1 monitoring grants; or

2 (b) Contract with a third-party to solicit, vet, award, and monitor
3 grants.

4 (4) The program created pursuant to this section shall be
5 coordinated and administered in compliance with the federal American
6 Rescue Plan Act of 2021.

7 (5) Expenditures from the appropriation to this program shall not be
8 restricted to state aid if operating and administrative expenditures are
9 necessary to administer the funding appropriated pursuant to this
10 section. In such instances, an agency, board, or commission shall be
11 reimbursed through the Federal Fund appropriation to the Military
12 Department, Agency No. 31, Program No. 191, as identified in section 28
13 of this act.

14 Sec. 16. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
15 Program No. 354 - Child Welfare Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
17 <u>FEDERAL FUND</u>	<u>10,000,000</u>	<u>15,000,000</u>
18 <u>PROGRAM TOTAL</u>	<u>10,000,000</u>	<u>15,000,000</u>

19 There is included in the appropriation to this program for FY2021-22
20 \$10,000,000 Federal Funds for state aid, which shall only be used for
21 such purpose. There is included in the appropriation to this program for
22 FY2022-23 \$15,000,000 Federal Funds for state aid, which shall only be
23 used for such purpose.

24 There is included in the amount shown as aid for this program for
25 FY2021-22 \$3,000,000 Federal Funds for an increase in provider rates,
26 which shall only be used for such purpose. There is included in the
27 amount shown as aid for this program for FY2022-23 \$12,000,000 Federal
28 Funds for an increase in provider rates, which shall only be used for
29 such purpose. It is the intent of the Legislature that the \$12,000,000
30 Federal Funds appropriated in FY2022-23 be used as follows: \$6,000,000

1 Federal Funds for provider rate increases in FY2022-23 and \$6,000,000
2 Federal Funds for provider rate increases in FY2023-24.

3 There is included in the amount shown as aid for this program for
4 FY2021-22 \$7,000,000 Federal Funds for child welfare case count increase,
5 which shall only be used for such purpose. There is included in the
6 amount shown as aid for this program for FY2022-23 \$3,000,000 Federal
7 Funds for child welfare case count increase, which shall only be used for
8 such purpose.

9 Expenditures from the appropriation to this program shall not be
10 restricted to state aid if operating and administrative expenditures are
11 necessary to administer the funding appropriated pursuant to this
12 section. In such instances, an agency, board, or commission shall be
13 reimbursed through the Federal Fund appropriation to the Military
14 Department, Agency No. 31, Program No. 191, as identified in section 28
15 of this act.

16 Sec. 17. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
17 Program No. 354 - Child Welfare Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
18 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>1,000,000</u>
19 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,000,000</u>

20
21 (1) There is included in the appropriation to this program for
22 FY2022-23 \$1,000,000 Federal Funds for state aid, which shall only be
23 used for such purpose.

24 (2) The Department of Health and Human Services shall use the funds
25 appropriated in this section for the following purposes:

26 (a) Facility upgrades, building maintenance, transportation,
27 construction, and training for youth who have aged out of the foster care
28 system; and

29 (b) Preparation of youth who have aged out of the foster care system
30 to enter the workforce in Nebraska.

1 (3) Any recipient of funding from the Department of Health and Human
2 Services pursuant to this section shall:

3 (a) Provide low-income housing in a campus environment for youth who
4 have aged out of the foster care system; and

5 (b) Require youth who have aged out of the foster care system to
6 find employment, attend school, or both.

7 (4) Expenditures from the appropriation to this program shall not be
8 restricted to state aid if operating and administrative expenditures are
9 necessary to administer the funding appropriated pursuant to this
10 section. In such instances, an agency, board, or commission shall be
11 reimbursed through the Federal Fund appropriation to the Military
12 Department, Agency No. 31, Program No. 191, as identified in section 28
13 of this act.

14 Sec. 18. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
15 Program No. 424 - Developmental Disability Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
16 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>55,000,000</u>
17 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>55,000,000</u>

18 There is included in the appropriation to this program for FY2022-23
19 \$55,000,000 Federal Funds for state aid, which shall only be used for
20 such purpose.

21 There is included in the appropriation for this program for
22 FY2022-23 \$55,000,000 Federal Funds for rate increases for agency
23 providers for the following services: Prevocational; Residential
24 Habilitation, excluding Shared Living Services; Supported Employment –
25 Individual; Enclave; Behavioral In-Home Habilitation; Community
26 Inclusion; Community Integration; Consultative Assessment; Crisis
27 Intervention Support; Habilitative Workshop; Independent Living; In-Home
28 Residential Habilitation; Medical In-Home Habilitation; Supported Family
29 Living; Supported Employment – Follow Along; and Child Day Habilitation,
30

1 which shall only be used for such purpose. Such payments shall be used
2 for the purpose of enhancing employee retention and recruitment.

3 There is included in the amount shown for rate increases for agency
4 providers:

- 5 (1) \$20,000,000 for FY2022-23;
- 6 (2) \$20,000,000 for FY2023-24; and
- 7 (3) \$15,000,000 for FY2024-25.

8 Sec. 19. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
9 Program No. 502 - Public Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
11 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>10,000,000</u>
12 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>10,000,000</u>

13 There is included in the appropriation to this program for FY2022-23
14 \$10,000,000 Federal Funds for state aid, which shall only be used for
15 such purpose.

16 There is included in the amount shown as aid for this program for
17 FY2022-23 \$10,000,000 Federal Funds for the local public health
18 departments, which shall be distributed evenly to the local public health
19 departments for one-time infrastructure needs and any other costs,
20 including testing, personal protective equipment, and other preventive
21 measures, to combat the COVID-19 virus and any of its mutations.

22 Sec. 20. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
23 Program No. 514 - Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
25 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>5,000,000</u>
26 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,000,000</u>

27 There is included in the appropriation to this program for FY2022-23
28 \$5,000,000 Federal Funds for state aid, which shall only be used for such
29 purpose.

30 There is included in the amount shown as aid for this program for

1 FY2022-23 \$5,000,000 Federal Funds for a grant program for a model system
2 of care for individuals who have recovered from COVID-19 with persistent
3 symptoms. The one-time grant shall be awarded to a rehabilitation
4 hospital with the capacity to provide interdisciplinary research.

5 The model system of care shall be a comprehensive program to address
6 persistent COVID-19 symptoms and include the following activities:

7 (1) Post-COVID-19 research;

8 (2) Post-COVID-19 clinics;

9 (3) Mental health services expanded to address cognitive and
10 psychiatric needs of post-COVID-19 patients; and

11 (4) Educational materials for health care providers and the public.

12 Expenditures from the appropriation to this program shall not be
13 restricted to state aid if operating and administrative expenditures are
14 necessary to administer the funding appropriated pursuant to this
15 section. In such instances, an agency, board, or commission shall be
16 reimbursed through the Federal Fund appropriation to the Military
17 Department, Agency No. 31, Program No. 191, as identified in section 28
18 of this act.

19 Sec. 21. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

20 Program No. 514 - Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
21 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>5,462,800</u>
22 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,462,800</u>

23
24 (1) There is included in the appropriation to this program for
25 FY2022-23 \$5,462,800 Federal Funds for state aid, which shall only be
26 used for such purpose.

27 (2) The Department of Health and Human Services shall distribute the
28 funds appropriated in this section to assisted-living facilities. Such
29 distribution to a licensed assisted-living facility shall equal four
30 hundred dollars per licensed bed in such facility.

1 (3) A licensed assisted-living facility shall use the funds
2 distributed pursuant to this section for:

3 (a) Incentives for staff members employed by the licensed assisted-
4 living facility in order to enhance employee recruitment and retention;
5 or

6 (b) Assistance with costs for supplies and equipment purchased by
7 the licensed assisted-living facility.

8 Sec. 22. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
9 Program No. 514 - Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
11 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>55,000,000</u>
12 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>55,000,000</u>

13 (1) There is included in the appropriation to this program for
14 FY2022-23 \$55,000,000 Federal Funds for state aid, which shall only be
15 used for such purpose.

16 (2) The Department of Health and Human Services shall provide money
17 to licensed and medicaid-certified nursing facilities in the following
18 manner:

19 (a) \$41,250,000 to medicaid-certified nursing facilities divided
20 proportionately by the medicaid-certified beds at such facilities; and

21 (b) \$13,750,000 divided proportionally by the medicaid-certified
22 beds at the facilities that are in the top twenty-five percent of
23 medicaid-certified nursing facilities with the highest percentage of
24 medicaid days, as a percentage of that facility's total days as reported
25 on provider tax forms and equally among the medicaid-certified nursing
26 facilities that were in the top twenty-five percent of medicaid-certified
27 nursing facilities with the highest percentage of bed-days paid by
28 medicaid in fiscal year 2021-22.

29 (3) The money provided to the licensed and medicaid-certified
30 nursing facilities by the Department of Health and Human Services shall

1 be used to provide supplemental incentive payments for direct care staff
2 members employed at licensed and medicaid-certified nursing facilities.
3 Such payments are intended to enhance employee recruitment and retention.

4 (4) It is the intent of the Legislature that the money paid to the
5 licensed and medicaid-certified nursing facilities pursuant to this
6 section be expended by such facilities for the purpose of enhancing
7 employee recruitment and retention of direct care staff as follows:

8 (a) \$20,000,000 total for FY2022-23;

9 (b) \$20,000,000 total for FY2023-24; and

10 (c) \$15,000,000 total for FY2024-25.

11 (5) For purposes of this section, direct care staff means nursing
12 facility employees who regularly perform in-person work with residents,
13 interact with residents, or physically handle items handled by residents.
14 The term includes nurses, medication aides, therapists, therapy aides,
15 dietary staff, social service and activity staff, housekeeping and
16 maintenance staff, and other medical staff.

17 Sec. 23. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

18 Program No. 514 - Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
19		
20	<u>-0-</u>	<u>20,000,000</u>
21	<u>-0-</u>	<u>20,000,000</u>

22 There is included in the appropriation to this program for FY2022-23
23 \$20,000,000 Federal Funds for state aid, which shall only be used for
24 such purpose.

25 There is included in the amount shown as aid for this program for
26 FY2022-23 \$20,000,000 Federal Funds for a rural ambulance replacement
27 program, which shall only be used for such purpose.

28 Expenditures from the appropriation to this program shall not be
29 restricted to state aid if operating and administrative expenditures are
30 necessary to administer the funding appropriated pursuant to this

1 section. In such instances, an agency, board, or commission shall be
2 reimbursed through the Federal Fund appropriation to the Military
3 Department, Agency No. 31, Program No. 191, as identified in section 28
4 of this act.

5 Sec. 24. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
6 Program No. 514 - Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
8 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>5,000,000</u>
9 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,000,000</u>

10 There is included in the appropriation to this program for FY2022-23
11 \$5,000,000 Federal Funds for state aid, which shall only be used for such
12 purpose.

13 There is included in the amount shown as aid to this program for
14 FY2022-23 \$5,000,000 Federal Funds for grants to licensed emergency
15 medical services programs, which shall only be used for such purpose.

16 It is the intent of the Legislature that the grants be used for the
17 one-time purchase of equipment, including, but not limited to, power
18 cots, defibrillators, and other similar lifesaving equipment, and that
19 priority in awarding grants be given to an emergency medical services
20 program which is volunteer-based, which is located in a community with a
21 population of fewer than one hundred thousand inhabitants as determined
22 by the most recent federal decennial census or the most recent revised
23 certified count by the United States Bureau of the Census, and which has
24 high needs, as determined by the Department of Health and Human Services
25 in consultation with a statewide organization dedicated to supporting
26 providers of prehospital emergency medical care in Nebraska.

27 Expenditures from the appropriation to this program shall not be
28 restricted to state aid if operating and administrative expenditures are
29 necessary to administer the funding appropriated pursuant to this
30 section. In such instances, an agency, board, or commission shall be

1 reimbursed through the Federal Fund appropriation to the Military
2 Department, Agency No. 31, Program No. 191, as identified in section 28
3 of this act.

4 Sec. 25. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES
5 Program No. 514 - Health Aid

	<u>FY2021-22</u>	<u>FY2022-23</u>
6		
7 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>5,000,000</u>
8 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>5,000,000</u>

9 There is included in the appropriation to this program for FY2022-23
10 \$5,000,000 Federal Funds for state aid, which shall only be used for such
11 purpose.

12 There is included in the appropriation to this program for FY2022-23
13 \$5,000,000 Federal Funds for purposes of providing grants of up to
14 \$250,000 for capital costs of expanding access to behavioral health acute
15 care beds in rural areas where beds are not currently available or a
16 shortage exists, which shall only be used for such purpose.

17 Expenditures from the appropriation to this program shall not be
18 restricted to state aid if operating and administrative expenditures are
19 necessary to administer the funding appropriated pursuant to this
20 section. In such instances, an agency, board, or commission shall be
21 reimbursed through the Federal Fund appropriation to the Military
22 Department, Agency No. 31, Program No. 191, as identified in section 28
23 of this act.

24 Sec. 26. AGENCY NO. 29 – DEPARTMENT OF NATURAL RESOURCES
25 Program No. 314 - Critical Infrastructure Facilities

	<u>FY2021-22</u>	<u>FY2022-23</u>
26		
27 <u>FEDERAL FUND</u>	<u>23,100,000</u>	<u>-0-</u>
28 <u>PROGRAM TOTAL</u>	<u>23,100,000</u>	<u>-0-</u>

29 There is included in the appropriation to this program for FY2021-22
30 \$23,100,000 Federal Funds for state aid, which shall only be used for

1 such purpose.

2 There is included in the amount shown as aid for this program for
3 FY2021-22 \$23,100,000 Federal Funds to provide a grant to an irrigation
4 district which is part of an interstate irrigation system that
5 experienced a failure, in order to satisfy matching requirements for a
6 project authorized by the United States Bureau of Reclamation for
7 construction and repairs on any tunnel or canal pursuant to the federal
8 American Rescue Plan Act of 2021.

9 Expenditures from the appropriation to this program shall not be
10 restricted to state aid if operating and administrative expenditures are
11 necessary to administer the funding appropriated pursuant to this
12 section. In such instances, an agency, board, or commission shall be
13 reimbursed through the Federal Fund appropriation to the Military
14 Department, Agency No. 31, Program No. 191, as identified in section 28
15 of this act.

16 Sec. 27. AGENCY NO. 29 – DEPARTMENT OF NATURAL RESOURCES

17 Program No. 319 - Water Projects

	<u>FY2021-22</u>	<u>FY2022-23</u>
18		
19 <u>FEDERAL FUND</u>	<u>20,000,000</u>	<u>-0-</u>
20 <u>PROGRAM TOTAL</u>	<u>20,000,000</u>	<u>-0-</u>

21 There is included in the appropriation to this program for FY2021-22
22 \$20,000,000 Federal Funds for state aid, which shall only be used for
23 such purpose.

24 There is included in the amount shown as aid for this program for
25 FY2021-22 \$20,000,000 Federal Funds to provide a grant to a city of the
26 primary class that utilizes more than thirty million gallons per day of
27 water to be used for the design, construction, and implementation of
28 additional water supply projects, which shall only be used for such
29 purpose. Eligible project costs shall include, but not be limited to,
30 costs for a water treatment plant, land acquisition, acquiring permits, a

1 wellfield, pumping, and transportation of water over twenty-five miles
2 for the purpose of providing potable water to the city. The Department of
3 Natural Resources may award a grant to a city of the primary class based
4 on criteria and procedures established by the department.

5 Expenditures from the appropriation to this program shall not be
6 restricted to state aid if operating and administrative expenditures are
7 necessary to administer the funding appropriated pursuant to this
8 section. In such instances, an agency, board, or commission shall be
9 reimbursed through the Federal Fund appropriation to the Military
10 Department, Agency No. 31, Program No. 191, as identified in section 28
11 of this act.

12 Sec. 28. AGENCY NO. 31 – MILITARY DEPARTMENT

13 Program No. 191 - Governor's Emergency Program - COVID-19

	<u>FY2021-22</u>	<u>FY2022-23</u>
14		
15 <u>FEDERAL FUND est.</u>	<u>20,000,000</u>	<u>5,000,000</u>
16 <u>PROGRAM TOTAL</u>	<u>20,000,000</u>	<u>5,000,000</u>

17 There is included in the appropriation to this program for FY2021-22
18 \$20,000,000 Federal Funds estimate and for FY2022-23 \$5,000,000 Federal
19 Funds estimate for all state agency, board, or commission operating and
20 administrative expenses associated with administering Federal Funds
21 allocated pursuant to the federal American Rescue Plan Act of 2021, 42
22 U.S.C. 802. Such funds shall be used to directly pay or reimburse state
23 agencies, boards, and commissions for operating and administrative
24 expenses associated with administering Federal Funds allocated pursuant
25 to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802.

26 There is included in the appropriation to this program for FY2021-22
27 \$5,000,000 Federal Funds estimate and for FY2022-23 \$5,000,000 Federal
28 Funds estimate to reimburse the Department of Health and Human Services,
29 Agency No. 25, Program No. 33, for information technology utilization
30 expenses incurred which are related to pandemic relief processing and to

1 equipment and operating a mobile workforce, from March 3, 2021, through
2 June 30, 2023.

3 The Military Department shall monitor and approve the expenditures
4 for this program.

5 Sec. 29. AGENCY NO. 33 – GAME AND PARKS COMMISSION

6 Program No. 901 - State Parks Facilities Deferred Maintenance

	<u>FY2021-22</u>	<u>FY2022-23</u>
7		
8 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>8,100,000</u>
9 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>8,100,000</u>

10 There is included in the appropriation to this program for FY2022-23
11 \$8,100,000 Federal Funds for wastewater projects within the state park
12 system, which shall only be used for such purpose.

13 Expenditures from the appropriation to this program shall not be
14 restricted to state aid if operating and administrative expenditures are
15 necessary to administer the funding appropriated pursuant to this
16 section. In such instances, an agency, board, or commission shall be
17 reimbursed through the Federal Fund appropriation to the Military
18 Department, Agency No. 31, Program No. 191, as identified in section 28
19 of this act.

20 Sec. 30. AGENCY NO. 48 – COORDINATING COMMISSION FOR POSTSECONDARY
21 EDUCATION

22 Program No. 697 - Community Colleges ARPA Grant

	<u>FY2021-22</u>	<u>FY2022-23</u>
23		
24 <u>FEDERAL FUND</u>	<u>25,000,000</u>	<u>35,000,000</u>
25 <u>PROGRAM TOTAL</u>	<u>25,000,000</u>	<u>35,000,000</u>

26 There is included in the appropriation to this program for FY2021-22
27 \$25,000,000 Federal Funds for state aid, which shall only be used for
28 such purpose. There is included in the appropriation to this program for
29 FY2022-23 \$35,000,000 Federal Funds for state aid, which shall only be
30 used for such purpose.

1 The Coordinating Commission for Postsecondary Education shall
2 administer the Community Colleges ARPA Grant program. The commission
3 shall designate a subprogram for each community college as defined in
4 section 85-1503 in the following structure: Subprogram 011, Western
5 Community College; subprogram 012, Mid-Plains Community College;
6 subprogram 013, Central Community College; subprogram 014, Northeast
7 Community College; subprogram 015, Southeast Community College; and
8 subprogram 016, Metropolitan Community College. Each community college
9 shall not receive more than \$15,000,000 in total funding from the
10 appropriation to this program.

11 A community college shall make a grant application to the commission
12 for funding for a capital project or for offering a course or program
13 that meets the criteria established by the federal American Rescue Plan
14 Act of 2021 and the commission. A community college receiving funding
15 from this program shall meet all necessary federal and commission
16 compliance and reporting requirements. The grant funds shall not be used
17 to offset student or institutional costs for (1) individuals currently
18 enrolled in secondary school or (2) individuals enrolled in programs with
19 the primary purpose of earning general academic transfer credits
20 applicable toward a four-year degree.

21 Expenditures from the appropriation to this program shall not be
22 restricted to state aid if operating and administrative expenditures are
23 necessary to administer the funding appropriated pursuant to this
24 section. In such instances, an agency, board, or commission shall be
25 reimbursed through the Federal Fund appropriation to the Military
26 Department, Agency No. 31, Program No. 191, as identified in section 28
27 of this act.

28 Sec. 31. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
29 COLLEGES

30 Program No. 48 - Nebraska State Colleges - System Office

	<u>FY2021-22</u>	<u>FY2022-23</u>	
1			
2	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>8,000,000</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>8,000,000</u>

4 There is included in the appropriation to this program for FY2022-23
5 \$8,000,000 Federal Funds for purchase of equipment and for water and
6 sewer upgrade projects, which shall only be used for such purpose. Of the
7 amount appropriated to this program, it is the intent of the Legislature
8 that \$2,000,000 Federal Funds be used to purchase needed equipment to
9 prepare health care professionals in combatting the effects of COVID-19
10 and that \$6,000,000 Federal Funds be used to upgrade water and sewer
11 systems on the three state college campuses.

12 Sec. 32. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

13 Program No. 781 - University - Administration

	<u>FY2021-22</u>	<u>FY2022-23</u>	
14			
15	<u>FEDERAL FUND</u>	<u>10,000,000</u>	<u>50,000,000</u>
16	<u>PROGRAM TOTAL</u>	<u>10,000,000</u>	<u>50,000,000</u>

17 There is included in the appropriation to this program for FY2021-22
18 \$10,000,000 Federal Funds for state aid, which shall only be used for
19 such purpose. There is included in the appropriation to this program for
20 FY2022-23 \$50,000,000 Federal Funds for state aid, which shall only be
21 used for such purpose.

22 There is included in the amount shown as aid for this program for
23 FY2021-22 \$10,000,000 Federal Funds for startup costs related to the UNK-
24 UNMC Rural Health Complex in Kearney, Nebraska, which shall only be used
25 for such purpose. There is included in the amount shown as aid for this
26 program for FY2022-23 \$50,000,000 Federal Funds for construction costs of
27 the UNK-UNMC Rural Health Complex in Kearney, Nebraska, which shall only
28 be used for such purpose.

29 Sec. 33. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

30 Program No. 781 - University - Administration

	<u>FY2021-22</u>	<u>FY2022-23</u>	
1			
2	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>28,000,000</u>
3	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>28,000,000</u>

4 There is included in the appropriation to this program for FY2022-23
5 \$28,000,000 Federal Funds for the Behavioral Health Education Center for
6 the purposes described in section 71-830 to be spent by the Behavioral
7 Health Education Center in the following manner:

8 (1) \$13,000,000 for graduate and postgraduate training opportunities
9 such as internships, practicums, and fellowships;

10 (2) \$10,000,000 for the expansion of telebehavioral health services
11 in rural areas;

12 (3) \$3,000,000 for education and training opportunities for students
13 and behavioral health professionals related to behavioral health issues
14 caused or exacerbated by the COVID-19 public health emergency; and

15 (4) \$2,000,000 for stipends for provisionally licensed behavioral
16 health professionals employed in the field of behavioral health.

17 Sec. 34. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

18 Program No. 781 - University - Administration

	<u>FY2021-22</u>	<u>FY2022-23</u>	
19			
20	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>150,000</u>
21	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>150,000</u>

22 There is included in the appropriation to this program for FY2022-23
23 \$150,000 Federal Funds for the University of Nebraska Institute of
24 Agriculture and Natural Resources to update the Assessing Climate Change
25 report released in 2014.

26 The University of Nebraska Institute of Agriculture and Natural
27 Resources shall contract with a third-party, science-based organization
28 to develop an independent report that identifies and recommends specific
29 prescriptive measures to be taken by the State of Nebraska relating to
30 the updated Assessing Climate Change report. Such prescriptive measures

1 shall include (1) a conservation and management plan under section 320 of
2 the federal Clean Water Act and (2) plans for green infrastructure
3 investments and projects to improve resilience to climate change.

4 The University of Nebraska Institute of Agriculture and Natural
5 Resources shall electronically deliver both the updated Assessing Climate
6 Change report and independent report providing recommendations by the
7 third-party, science-based organization to the Governor and the
8 Legislature by December 1, 2024.

9 Sec. 35. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

10 Program No. 560 - State Building Division

	<u>FY2021-22</u>	<u>FY2022-23</u>
12 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>1,800,000</u>
13 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,800,000</u>

14 There is included in the appropriation to this program for FY2022-23
15 \$1,800,000 Federal Funds for a grant to a state-owned cemetery for
16 sediment control and stormwater projects.

17 Expenditures from the appropriation to this program shall not be
18 restricted to state aid if operating and administrative expenditures are
19 necessary to administer the funding appropriated pursuant to this
20 section. In such instances, an agency, board, or commission shall be
21 reimbursed through the Federal Fund appropriation to the Military
22 Department, Agency No. 31, Program No. 191, as identified in section 28
23 of this act.

24 Sec. 36. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT

25 Program No. 601 - Community and Rural Development

	<u>FY2021-22</u>	<u>FY2022-23</u>
27 <u>FEDERAL FUND</u>	<u>47,000,000</u>	<u>44,000,000</u>
28 <u>PROGRAM TOTAL</u>	<u>47,000,000</u>	<u>44,000,000</u>

29 (1) There is included in the appropriation to this program for
30 FY2021-22 \$47,000,000 Federal Funds for state aid, which shall only be

1 used for such purpose. There is included in the appropriation to this
2 program for FY2022-23 \$44,000,000 Federal Funds for state aid, which
3 shall only be used for such purpose.

4 (2)(a) There is included in the amount shown as aid for this program
5 for FY2021-22 \$20,000,000 Federal Funds for grants to prepare land
6 parcels pursuant to the Middle Income Workforce Housing Investment Act.
7 There is included in the amount shown as aid for this program for
8 FY2022-23 \$20,000,000 Federal Funds for grants to prepare land parcels
9 pursuant to the Middle Income Workforce Housing Investment Act.

10 (b) For purposes of this subsection, preparing land parcels shall
11 include:

12 (i) Laying of drinking water transmission lines;

13 (ii) Rehabilitation, renovation, maintenance, or costs to secure
14 vacant or abandoned properties in disproportionately impacted
15 communities;

16 (iii) Costs associated with acquiring and securing legal title of
17 vacant or abandoned properties in disproportionately impacted communities
18 and other costs to position the property for current or future use for
19 the Middle Income Workforce Housing Investment Act;

20 (iv) Removal and remediation of environmental contaminants or hazard
21 from vacant or abandoned properties in disproportionately impacted
22 communities, when conducted in compliance with applicable environmental
23 laws or regulations;

24 (v) Demolition or deconstruction of vacant or abandoned buildings in
25 disproportionately impacted communities; and

26 (vi) Costs associated with inspection fees and other administrative
27 costs incurred to ensure compliance with applicable environmental laws
28 and regulations for demolition or other remediation activities in
29 disproportionately impacted communities.

30 (3)(a) There is included in the amount shown as aid for this program
31 for FY2021-22 \$10,000,000 Federal Funds for grants to prepare land

1 parcels pursuant to the Rural Workforce Housing Investment Act. There is
2 included in the amount shown as aid for this program for FY2022-23
3 \$10,000,000 Federal Funds for grants to prepare land parcels pursuant to
4 the Rural Workforce Housing Investment Act.

5 (b) For purposes of this subsection, preparing land parcels shall
6 include:

7 (i) Laying of drinking water transmission lines;

8 (ii) Rehabilitation, renovation, maintenance, or costs to secure
9 vacant or abandoned properties in disproportionately impacted
10 communities;

11 (iii) Costs associated with acquiring and securing legal title of
12 vacant or abandoned properties in disproportionately impacted communities
13 and other costs to position the property for current or future use for
14 the Rural Workforce Housing Investment Act;

15 (iv) Removal and remediation of environmental contaminants or hazard
16 from vacant or abandoned properties in disproportionately impacted
17 communities, when conducted in compliance with applicable environmental
18 laws or regulations;

19 (v) Demolition or deconstruction of vacant or abandoned buildings in
20 disproportionately impacted communities; and

21 (vi) Costs associated with inspection fees and other administrative
22 costs incurred to ensure compliance with applicable environmental laws
23 and regulations for demolition or other remediation activities in
24 disproportionately impacted communities.

25 (4) There is included in the amount shown as aid for this program
26 for FY2021-22 \$11,000,000 Federal Funds to contract with the Nebraska
27 Investment Finance Authority, as described in the Nebraska Investment
28 Finance Authority Act, for development of affordable housing units
29 eligible for federal four and nine percent low-income housing tax credit
30 programs. There is included in the amount shown as aid for this program
31 for FY2022-23 \$10,000,000 Federal Funds to contract with the Nebraska

1 Investment Finance Authority, as described in the Nebraska Investment
2 Finance Authority Act, for development of affordable housing units
3 eligible for federal four and nine percent low-income housing tax credit
4 programs.

5 (5)(a) There is included in the amount shown as aid for this program
6 for FY2021-22 \$4,000,000 Federal Funds for grants to nonprofit
7 organizations that develop affordable housing, including housing for
8 refugees and other such immigrants. There is included in the amount shown
9 as aid for this program for FY2022-23 \$4,000,000 Federal Funds for grants
10 to nonprofit organizations that develop affordable housing, including
11 housing for refugees and other such immigrants.

12 (b) The Department of Economic Development shall create a program in
13 accordance with the federal American Rescue Plan Act of 2021, 42 U.S.C.
14 802, for the purpose of awarding grants to nonprofit organizations that
15 develop affordable housing, including housing for refugees and other such
16 immigrants. Housing developed under this program shall be for households
17 with an income at or below 185% of the most recent poverty guidelines
18 published by the United States Department of Health and Human Services
19 and shall include housing located in disproportionately impacted
20 geographies or directed towards disproportionately impacted populations
21 or households, including, but not limited to, those in a qualified census
22 tract, as defined in 26 U.S.C. 42(d)(5)(B)(ii)(I), as such section
23 existed on January 1, 2022.

24 (c) It is the intent of the Legislature that at least one-half of
25 the funds distributed pursuant to this subsection (5) be awarded as
26 grants to organizations located in counties with a population of fewer
27 than 100,000 residents as determined by the most recent federal decennial
28 census.

29 (6) There is included in the amount shown as aid for this program
30 for FY2021-22 \$2,000,000 Federal Funds for job training and placement
31 grants to nonprofit organizations for employment and employability

1 services for refugees.

2 (7) Expenditures from the appropriation to this program shall not be
3 restricted to state aid if operating and administrative expenditures are
4 necessary to administer the funding appropriated pursuant to this
5 section. In such instances, an agency, board, or commission shall be
6 reimbursed through the Federal Fund appropriation to the Military
7 Department, Agency No. 31, Program No. 191, as identified in section 28
8 of this act.

9 Sec. 37. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT

10 Program No. 601 - Community and Rural Development

	<u>FY2021-22</u>	<u>FY2022-23</u>
12 <u>FEDERAL FUND</u>	<u>150,000,000</u>	<u>-0-</u>
13 <u>PROGRAM TOTAL</u>	<u>150,000,000</u>	<u>-0-</u>

14 (1) There is included in the appropriation to this program for
15 FY2021-22 \$150,000,000 Federal Funds for state aid, which shall only be
16 used for such purpose.

17 (2) There is included in the amount shown as aid for this program
18 for FY2021-22 \$50,000,000 Federal Funds for grants to be distributed to
19 eligible grantees in qualified census tracts which are located in a city
20 of the metropolitan class and which are located north of Dodge Street and
21 east of 72nd Street in such city.

22 (3) There is included in the amount shown as aid for this program
23 for FY2021-22 no less than \$50,000,000 Federal Funds for grants to be
24 distributed to eligible grantees in qualified census tracts which are
25 located in a city of the metropolitan class and which are located south
26 of Dodge Street and east of 72nd Street in such city.

27 (4) There is included in the amount shown as aid for this program
28 for FY2021-22 up to \$50,000,000 Federal Funds for grants to be
29 distributed to eligible grantees in qualified census tracts which are
30 located outside of a city of the metropolitan class.

1 (5) The Department of Economic Development shall create the
2 Qualified Census Tract Recovery Grant Program to provide funding to
3 public and private entities to respond to the negative impact of the
4 COVID-19 public health emergency. Eligible uses of grant funding pursuant
5 to the Qualified Census Tract Recovery Grant Program shall be the same as
6 eligible uses of federal funds in qualified census tracts pursuant to the
7 federal American Rescue Plan Act of 2021, including, but not limited to,
8 eligible uses in the areas of entrepreneurship, housing, employment, job
9 creation, and small business assistance.

10 (6) For purposes of this section, qualified census tract means a
11 qualified census tract as defined in 26 U.S.C. 42(d)(5)(B)(ii)(I), as
12 such section existed on January 1, 2022.

13 (7) Expenditures from the appropriation to this program shall not be
14 restricted to state aid if operating and administrative expenditures are
15 necessary to administer the funding appropriated pursuant to this
16 section. In such instances, an agency, board, or commission shall be
17 reimbursed through the Federal Fund appropriation to the Military
18 Department, Agency No. 31, Program No. 191, as identified in section 28
19 of this act.

20 Sec. 38. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT
21 Program No. 603 - Industrial Recruitment

	<u>FY2021-22</u>	<u>FY2022-23</u>
22		
23	<u>FEDERAL FUND</u>	<u>500,000</u>
24	<u>PROGRAM TOTAL</u>	<u>-0-</u>

25 There is included in the appropriation to this program for FY2021-22
26 \$500,000 Federal Funds for state aid, which shall only be used for such
27 purpose.

28 There is included in the amount shown as aid for this program for
29 FY2021-22 \$500,000 Federal Funds for the purpose of awarding major
30 sponsorship grants for international competitions to be hosted in

1 Nebraska that are recognized by an international governing body.

2 Expenditures from the appropriation to this program shall not be
3 restricted to state aid if operating and administrative expenditures are
4 necessary to administer the funding appropriated pursuant to this
5 section. In such instances, an agency, board, or commission shall be
6 reimbursed through the Federal Fund appropriation to the Military
7 Department, Agency No. 31, Program No. 191, as identified in section 28
8 of this act.

9 Sec. 39. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT

10 Program No. 603 - Industrial Recruitment

	<u>FY2021-22</u>	<u>FY2022-23</u>
11		
12 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>20,000,000</u>
13 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>20,000,000</u>

14 There is included in the appropriation to this program for FY2022-23
15 \$20,000,000 Federal Funds for state aid, which shall only be used for
16 such purpose.

17 There is included in the amount shown as aid for this program for
18 FY2022-23 \$20,000,000 Federal Funds for wastewater pretreatment and
19 runoff control for meat processing plant site development, which shall
20 only be used for such purpose.

21 Expenditures from the appropriation to this program shall not be
22 restricted to state aid if operating and administrative expenditures are
23 necessary to administer the funding appropriated pursuant to this
24 section. In such instances, an agency, board, or commission shall be
25 reimbursed through the Federal Fund appropriation to the Military
26 Department, Agency No. 31, Program No. 191, as identified in section 28
27 of this act.

28 Sec. 40. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT

29 Program No. 603 - Industrial Recruitment

	<u>FY2021-22</u>	<u>FY2022-23</u>
30		

1	<u>FEDERAL FUND</u>	<u>10,000,000</u>	<u>10,000,000</u>
2	<u>PROGRAM TOTAL</u>	<u>10,000,000</u>	<u>10,000,000</u>

3 There is included in the appropriation to this program for FY2021-22
4 \$10,000,000 Federal Funds for state aid, which shall only be used for
5 such purpose. There is included in the appropriation to this program for
6 FY2022-23 \$10,000,000 Federal Funds for state aid, which shall only be
7 used for such purpose.

8 There is included in the amount shown as aid for this program for
9 FY2021-22 \$10,000,000 Federal Funds for capital construction grants to
10 build mental health care and education capacity, which shall only be used
11 for such purpose. There is included in the amount shown as aid for this
12 program for FY2022-23 \$10,000,000 Federal Funds for capital construction
13 grants to build mental health care and education capacity, which shall
14 only be used for such purpose.

15 Expenditures from the appropriation to this program shall not be
16 restricted to state aid if operating and administrative expenditures are
17 necessary to administer the funding appropriated pursuant to this
18 section. In such instances, an agency, board, or commission shall be
19 reimbursed through the Federal Fund appropriation to the Military
20 Department, Agency No. 31, Program No. 191, as identified in section 28
21 of this act.

22 Sec. 41. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT
23 Program No. 603 - Industrial Recruitment

24		<u>FY2021-22</u>	<u>FY2022-23</u>
25	<u>FEDERAL FUND</u>	<u>50,000,000</u>	<u>50,000,000</u>
26	<u>PROGRAM TOTAL</u>	<u>50,000,000</u>	<u>50,000,000</u>

27 There is included in the appropriation to this program for FY2021-22
28 \$50,000,000 Federal Funds for state aid, which shall only be used for
29 such purpose. There is included in the appropriation to this program for
30 FY2022-23 \$50,000,000 Federal Funds for state aid, which shall only be

1 used for such purpose.

2 There is included in the amount shown as aid for this program for
3 FY2021-22 \$50,000,000 Federal Funds for grants to capital projects
4 eligible under the Shovel-Ready Capital Recovery and Investment Act,
5 which shall only be used for such purpose. There is included in the
6 amount show as aid for this program for FY2022-23 \$50,000,000 Federal
7 Funds for grants to capital projects eligible under the Shovel-Ready
8 Capital Recovery and Investment Act, which shall only be used for such
9 purpose.

10 It is the intent of the Legislature that, in addition to the
11 requirements of the Shovel-Ready Capital Recovery and Investment Act, the
12 Department of Economic Development shall divide total appropriations,
13 including any General Fund appropriations, for grants to capital projects
14 eligible under the act equally by each congressional district and give
15 priority to grant requests less than or equal to \$5,000,000. After
16 eligible grantees with priority status have been awarded grant funds,
17 remaining funds may be awarded on a statewide basis with the department
18 considering each project based on the overall economic impact of the
19 project to the respective community and the overall benefit to the State
20 of Nebraska. It is the intent of the Legislature that the department make
21 reasonable adjustments to dates and deadlines and request additional
22 documentation pursuant to any requirements for use of Federal Funds
23 received pursuant to the federal American Rescue Plan Act of 2021.

24 Expenditures from the appropriation to this program shall not be
25 restricted to state aid if operating and administrative expenditures are
26 necessary to administer the funding appropriated pursuant to this
27 section. In such instances, an agency, board, or commission shall be
28 reimbursed through the Federal Fund appropriation to the Military
29 Department, Agency No. 31, Program No. 191, as identified in section 28
30 of this act.

31 Sec. 42. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT

1	<u>Program No. 603 - Industrial Recruitment</u>		
2		<u>FY2021-22</u>	<u>FY2022-23</u>
3	<u>FEDERAL FUND</u>	<u>60,000,000</u>	<u>-0-</u>
4	<u>PROGRAM TOTAL</u>	<u>60,000,000</u>	<u>-0-</u>

5 There is included in the appropriation to this program for FY2021-22
6 \$60,000,000 Federal Funds for state aid, which shall only be used for
7 such purpose.

8 There is included in the amount shown as aid for this program for
9 FY2021-22 \$60,000,000 Federal Funds for grants to eligible projects
10 pursuant to the Site and Building Development Act in a city of the
11 metropolitan class which are located within ten miles of an airport with
12 at least one million enplanements in the most recent calendar year as
13 reported by the Federal Aviation Administration or, if any appropriated
14 funds remain after such projects are considered, for eligible projects
15 pursuant to the Site and Building Development Act which are located in a
16 qualified census tract, as defined in 26 U.S.C. 42(d)(5)(B)(ii)(I), as
17 such section existed on January 1, 2022.

18 Expenditures from the appropriation to this program shall not be
19 restricted to state aid if operating and administrative expenditures are
20 necessary to administer the funding appropriated pursuant to this
21 section. In such instances, an agency, board, or commission shall be
22 reimbursed through the Federal Fund appropriation to the Military
23 Department, Agency No. 31, Program No. 191, as identified in section 28
24 of this act.

25 Sec. 43. AGENCY NO. 72 – DEPARTMENT OF ECONOMIC DEVELOPMENT
26 Program No. 603 - Industrial Recruitment

27		<u>FY2021-22</u>	<u>FY2022-23</u>
28	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>1,000,000</u>
29	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,000,000</u>

30 There is included in the appropriation to this program for FY2022-23

1 \$1,000,000 Federal Funds for state aid, which shall only be used for such
2 purpose.

3 There is included in the amount shown as aid for this program for
4 FY2022-23 \$1,000,000 Federal Funds for distribution to a political
5 subdivision that owns or operates a nuclear power plant in Nebraska. Such
6 political subdivision shall use the funds appropriated in this section to
7 conduct a feasibility study to assess (1) siting options for new advanced
8 nuclear reactors throughout Nebraska and (2) existing electric generation
9 facilities based on key compatibility assets for such advanced nuclear
10 reactors.

11 Expenditures from the appropriation to this program shall not be
12 restricted to state aid if operating and administrative expenditures are
13 necessary to administer the funding appropriated pursuant to this
14 section. In such instances, an agency, board, or commission shall be
15 reimbursed through the Federal Fund appropriation to the Military
16 Department, Agency No. 31, Program No. 191, as identified in section 28
17 of this act.

18 Sec. 44. AGENCY NO. 78 – NEBRASKA COMMISSION ON LAW ENFORCEMENT AND
19 CRIMINAL JUSTICE

20 Program No. 903 - Training Center Renovation

	<u>FY2021-22</u>	<u>FY2022-23</u>
21 <u>FEDERAL FUND</u>	<u>47,700,000</u>	<u>-0-</u>
22 <u>PROGRAM TOTAL</u>	<u>47,700,000</u>	<u>-0-</u>

24 The appropriation in this section is intended to be used to enhance
25 and expand the law enforcement training capabilities of the Nebraska Law
26 Enforcement Training Center.

27 Sec. 45. AGENCY NO. 82 – COMMISSION FOR THE DEAF AND HARD OF
28 HEARING

29 Program No. 578 - Deaf and Hard of Hearing

	<u>FY2021-22</u>	<u>FY2022-23</u>
--	------------------	------------------

1	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>500,000</u>
2	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>500,000</u>

3 There is included in the appropriation to this program for FY2022-23
4 \$500,000 Federal Funds for state aid, which shall only be used for such
5 purpose.

6 There is included in the amount shown as aid for this program for
7 FY2022-23 \$500,000 Federal Funds for the purpose of supporting (1) in-
8 person interpreting in rural areas and (2) legal communication access.

9 Expenditures from the appropriation to this program shall not be
10 restricted to state aid if operating and administrative expenditures are
11 necessary to administer the funding appropriated pursuant to this
12 section. In such instances, an agency, board, or commission shall be
13 reimbursed through the Federal Fund appropriation to the Military
14 Department, Agency No. 31, Program No. 191, as identified in section 28
15 of this act.

16 Sec. 46. AGENCY NO. 83 – AID TO COMMUNITY COLLEGES
17 Program No. 151 - Aid to Community Colleges

	<u>FY2021-22</u>	<u>FY2022-23</u>	
18			
19	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>15,000,000</u>
20	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>15,000,000</u>

21 There is included in the appropriation to this program for FY2022-23
22 \$15,000,000 Federal Funds for state aid for dual enrollment, which shall
23 only be used for such purpose.

24 The funds appropriated in this section for dual enrollment shall be
25 distributed to community college areas in direct proportion to the full-
26 time-equivalent enrollment in dual credit courses delivered by the
27 respective community college areas based upon dual enrollment credit hour
28 data reported to the Coordinating Commission for Postsecondary Education
29 by the respective community college areas for the year in which those
30 enrollments occurred.

1 There is included in the amount shown as aid for this program:

2 (1) \$5,000,000 for FY2022-23;

3 (2) \$5,000,000 for FY2023-24; and

4 (3) \$5,000,000 for FY2024-25.

5 For purposes of this section, dual enrollment course means a course
6 delivered to high school students for whom credit shall be reported on
7 the student's postsecondary educational institution transcript.

8 It is the intent of the Legislature that amounts distributed to each
9 community college area in proportion to enrollment in dual enrollment
10 courses be applied to support discounting of tuition assessed for
11 enrollment in such courses.

12 Sec. 47. AGENCY NO. 84 – DEPARTMENT OF ENVIRONMENT AND ENERGY

13 Program No. 513 - Environmental Quality

	<u>FY2021-22</u>	<u>FY2022-23</u>
14 <u>FEDERAL FUND</u>	<u>-0-</u>	<u>4,000,000</u>
15 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>4,000,000</u>

16
17 There is included in the appropriation to this program for FY2022-23
18 \$4,000,000 Federal Funds for state aid, which shall only be used for such
19 purpose.

20 There is included in the amount shown as aid for this program for
21 FY2022-23 \$4,000,000 Federal Funds for grants for reverse osmosis
22 systems, which shall only be used for such purpose.

23 The Department of Environment and Energy shall provide grants for
24 villages and cities of the second class to install reverse osmosis
25 systems in community water systems where drinking water test levels are
26 above ten parts per million of nitrate and, if appropriate, provide grant
27 funds for use to install reverse osmosis systems if test levels for
28 nitrate in drinking water pumped from private wells are above ten parts
29 per million.

30 Sec. 48. AGENCY NO. 84 – DEPARTMENT OF ENVIRONMENT AND ENERGY

1	<u>Program No. 523 - Wastewater Loan Fund</u>		
2		<u>FY2021-22</u>	<u>FY2022-23</u>
3	<u>FEDERAL FUND</u>	<u>-0-</u>	<u>20,000,000</u>
4	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>20,000,000</u>

5 There is included in the appropriation to this program for FY2022-23
6 \$20,000,000 Federal Funds for state aid, which shall only be used for
7 such purpose.

8 There is included in the amount shown as aid for this program for
9 FY2022-23 \$20,000,000 Federal Funds for wastewater and drainage system
10 updates at the state fair grounds, which shall only be used for such
11 purpose.

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