

AMENDMENTS TO LB383

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, FY2020-21 means the period July 1, 2020, through June
7 30, 2021, FY2021-22 means the period July 1, 2021, through June 30, 2022,
8 FY2022-23 means the period July 1, 2022, through June 30, 2023, FY2023-24
9 means the period July 1, 2023, through June 30, 2024, and FY2024-25 means
10 the period July 1, 2024, through June 30, 2025.

11 Sec. 2. APPROPRIATION LANGUAGE.

12 There are hereby appropriated, for FY2021-22 and FY2022-23, the sums
13 set forth in this act to each agency for each program from the respective
14 funds for capital construction projects, land acquisition, lease-purchase
15 arrangements, and major equipment acquisition, except as otherwise
16 appropriated.

17 Sec. 3. REAPPROPRIATION OF BALANCE, FY2021-22 to FY2022-23.

18 In addition to the appropriations set forth in this act, there are
19 hereby reappropriated all unexpended appropriation balances existing on
20 June 30, 2022, for FY2022-23 to the respective agencies, programs, and
21 funds listed in this act, except as otherwise provided in this act.

22 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

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

26 Sec. 5. DRAWING AND PAYING WARRANTS.

27 The Director of Administrative Services shall draw warrants upon the

1 proper fund in the state treasury for an amount not to exceed the
2 appropriations set forth in this act upon presentation of proper
3 documentation. The State Treasurer shall pay the warrants out of the
4 appropriate funds.

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

9 The biennial appropriations contained in this act covering FY2021-22
10 and FY2022-23, which have been designated for planning, require from the
11 agency a complete program statement prepared in accordance with the
12 Procedural Manual for Capital Construction Projects as approved by the
13 state building division of the Department of Administrative Services.
14 Projects directly related to program continuation such as fire and life
15 safety, maintenance, utility improvements, handicapped access, and master
16 planning require a statement of needs prepared in accordance with the
17 manual. An appropriation for drawings and construction may be recommended
18 only after submission of an acceptable program statement or statement of
19 needs on or before September 15 to the state building division, the
20 budget division of the Department of Administrative Services, and the
21 Legislative Fiscal Analyst.

22 Program statements that have been submitted prior to FY2021-22 shall
23 be updated if necessary and resubmitted during the period July 1, 2021,
24 to September 1, 2021. Program statements that have been submitted prior
25 to FY2022-23 shall be updated if necessary and resubmitted during the
26 period July 1, 2022, to September 1, 2022, by agency priority. Such
27 priority shall be subject to final modification by the governing
28 authority of each agency on or before September 15, 2022.

29 Sec. 7. It is the intent of the Legislature that agencies should
30 construct or renovate facilities in such a manner as to provide the
31 greatest cost-effective energy savings possible. Design criteria

1 emphasizing efficiency, functionality, and energy conservation shall be
2 reflected in program statements, schematic design documents, design
3 development documents, and construction documents. The state building
4 division of the Department of Administrative Services and the Department
5 of Environment and Energy shall provide technical assistance to the state
6 agencies, upon request, to assist them in providing for energy-efficient
7 new or renovated facilities.

8 Sec. 8. AGENCY NO. 27 – DEPARTMENT OF TRANSPORTATION

9 Program No. 901 - Facility Improvements

	FY2021-22	FY2022-23	FUTURE
11 CASH FUND	10,000,000	10,000,000	-0-
12 PROGRAM TOTAL	10,000,000	10,000,000	-0-

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

- 15 Facility improvements – Columbus Maintenance
- 16 Facility improvements – Arthur Maintenance
- 17 Facility improvements – Crofton Maintenance
- 18 Facility improvements – Seward Maintenance
- 19 Facility improvements – Bloomfield Maintenance
- 20 Facility improvements – 70101 District Office
- 21 Facility improvements – Statewide Projects

22 Sec. 9. AGENCY NO. 31 – MILITARY DEPARTMENT

23 Program No. 913 - 1776 Readiness Center Remodel

	FY2021-22	FY2022-23	FUTURE
25 NEBRASKA CAPITAL			
26 CONSTRUCTION FUND	500,000	-0-	-0-
27 FEDERAL FUND est.	500,000	-0-	-0-
28 PROGRAM TOTAL	1,000,000	-0-	-0-

29 The Military Department is hereby authorized to proceed with the
30 design, planning, and construction related to remodeling the facility and

1 consolidating or replacing or both the HVAC systems at the 1776 Readiness
2 Center in Lincoln, Nebraska.

3 Sec. 10. AGENCY NO. 31 – MILITARY DEPARTMENT

4 Program No. 927 - Federal-State Match Construction Projects

5		FY2021-22	FY2022-23	FUTURE
6	GENERAL FUND	891,000	-0-	-0-
7	FEDERAL FUND est.	1,697,000	-0-	-0-
8	PROGRAM TOTAL	2,588,000	-0-	-0-

9 The Military Department is hereby authorized to engage in various
10 military master capital project agreements with the National Guard
11 Bureau, including renovation and remodeling of the York vehicle storage
12 facility, in order to convert the space into National Guard Readiness
13 Center space, and expanding the Columbus readiness center facility to add
14 storage space and to pave the parking lot.

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

16 Program No. 992 - Statewide Readiness Centers - Backup Generators

17		FY2021-22	FY2022-23	FUTURE
18	GENERAL FUND	915,000	-0-	-0-
19	FEDERAL FUND est.	915,000	-0-	-0-
20	PROGRAM TOTAL	1,830,000	-0-	-0-

21 The Military Department is hereby authorized to procure and install
22 emergency backup generators for the readiness centers in Broken Bow,
23 Chadron, Grand Island, the Lincoln complex, Norfolk, North Platte, South
24 Omaha, Scottsbluff, Sidney, Wayne, and York.

25 Sec. 12. AGENCY NO. 33 – GAME AND PARKS COMMISSION

26 Program No. 900 - State Park System Facility Improvements

27		FY2021-22	FY2022-23	FUTURE
28	CASH FUND	775,000	925,000	-0-
29	PROGRAM TOTAL	775,000	925,000	-0-

30 The Game and Parks Commission is hereby authorized to develop new,

1 maintain, and improve boating facilities and fishing access amenities.

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

3 Program No. 901 - State Parks Facilities Deferred Maintenance

	FY2021-22	FY2022-23	FUTURE
4 CASH FUND	4,325,000	4,175,000	-0-
5 PROGRAM TOTAL	4,325,000	4,175,000	-0-

6
7 The Game and Parks Commission is hereby authorized to make deferred
8 repairs and maintenance improvements at facilities in the state park
9 system and replace and upgrade facilities in the state park system with
10 the appropriation to this program.

11 Sec. 14. AGENCY NO. 33 – GAME AND PARKS COMMISSION

12 Program No. 969 - Improvements to State Recreation Areas

	FY2021-22	FY2022-23	FUTURE
13 CASH FUND	500,000	500,000	-0-
14 PROGRAM TOTAL	500,000	500,000	-0-

15
16 The Game and Parks Commission is hereby authorized to make state
17 recreation area improvements statewide with the appropriation to this
18 program.

19 It is intended that the following projects be undertaken with funds
20 appropriated to this program for FY2021-22:

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

23 It is intended that the following projects be undertaken with funds
24 appropriated to this program for FY2022-23:

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

27 Sec. 15. AGENCY NO. 33 – GAME AND PARKS COMMISSION

28 Program No. 975 - Emergency Repairs - Parks

	FY2021-22	FY2022-23	FUTURE
29 CASH FUND	750,000	750,000	-0-

1 PROGRAM TOTAL 750,000 750,000 -0-

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

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

6 Program No. 981 - Aquatic Habitat Enhancement and Restoration

7 FY2021-22 FY2022-23 FUTURE

8 CASH FUND 3,000,000 3,000,000 -0-

9 PROGRAM TOTAL 3,000,000 3,000,000 -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. 17. 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. 18. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

21 Program No. 906 - RTC High Security Expansion

22 FY2021-22 FY2022-23 FUTURE

23 NEBRASKA CAPITAL

24 CONSTRUCTION FUND 14,891,000 -0- -0-

25 PROGRAM TOTAL 14,891,000 -0- -0-

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).

1 Sec. 19. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

2 Program No. 913 - Security System Upgrades

3		FY2021-22	FY2022-23	FUTURE
4	GENERAL 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: Replacement
9 of door controls and perimeter detection systems, upgrade of existing
10 video equipment, and upgrade and replacement of security camera systems.

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

12 Program No. 914 - Infrastructure and Maintenance

13		FY2021-22	FY2022-23	FUTURE
14	GENERAL FUND	2,000,000	2,000,000	-0-
15	PROGRAM TOTAL	2,000,000	2,000,000	-0-

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

21 Sec. 21. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
22 COMMISSION

23 Program No. 908 - Tower Lighting Project

24		FY2021-22	FY2022-23	FUTURE
25	GENERAL FUND	180,000	120,000	-0-
26	PROGRAM TOTAL	180,000	120,000	-0-

27 The Nebraska Educational Telecommunications Commission is hereby
28 authorized to replace the tower lighting system at KRNE Merriman and
29 K33AC Pawnee City.

30 Sec. 22. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS

1 COMMISSION

2 Program No. 928 - Radio Transmission Equipment Replacement

3		FY2021-22	FY2022-23	FUTURE
4	GENERAL FUND	385,000	240,000	-0-
5	PROGRAM TOTAL	385,000	240,000	-0-

6 The Nebraska Educational Telecommunications Commission is hereby
7 authorized to replace the radio transmission equipment at KMNE FM
8 Bassett, KRNE FM Merriman, and FXNE FM Norfolk.

9 Sec. 23. AGENCY NO. 47 - NEBRASKA EDUCATIONAL TELECOMMUNICATIONS
10 COMMISSION

11 Program No. 932 - Carpenter Communication Center Facility Routing

12		FY2021-22	FY2022-23	FUTURE
13	GENERAL FUND	-0-	500,000	-0-
14	PROGRAM TOTAL	-0-	500,000	-0-

15 The Nebraska Educational Telecommunications Commission is hereby
16 authorized to replace the Legacy Routing System at the Terry Carpenter
17 Communication Center.

18 Sec. 24. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE
19 COLLEGES

20 Program No. 903 - State College Facilities - Sports Facilities
21 Projects

22		FY2021-22	FY2022-23	FUTURE
23	CASH FUND	300,000	300,000	3,000,000
24	PROGRAM TOTAL	300,000	300,000	3,000,000

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

29 Sec. 25. AGENCY NO. 50 - BOARD OF TRUSTEES OF THE NEBRASKA STATE
30 COLLEGES

1	Program No. 919 - State College Facilities Program			
2		FY2021-22	FY2022-23	FUTURE
3	GENERAL FUND	1,125,000	1,125,000	30,205,000
4	REVOLVING FUND est.	1,440,000	1,440,000	24,480,000
5	PROGRAM TOTAL	2,565,000	2,565,000	54,685,000

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

11 Sec. 26. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
12 COLLEGES

13 Program No. 920 - Board Facilities Fee Fund Projects

14		FY2021-22	FY2022-23	FUTURE
15	REVOLVING FUND est.	900,000	900,000	9,000,000
16	PROGRAM TOTAL	900,000	900,000	9,000,000

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

23 Sec. 27. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE
24 COLLEGES

25 Program No. 933 - Chadron State College Math Science Building

26		FY2021-22	FY2022-23	FUTURE
27	GENERAL FUND	2,216,000	2,216,000	26,592,000
28	PROGRAM TOTAL	2,216,000	2,216,000	26,592,000

29 The Board of Trustees of the Nebraska State Colleges is hereby
30 authorized to construct laboratory, classroom, office, and herbarium

1 space for a Rangeland Center at Chadron State College. The amount of
2 Rangeland Center project costs to be met by appropriations pursuant to
3 this section is estimated at \$3,696,470. The board is also authorized to
4 renovate the U.S. Conn Library at Wayne State College. The amount of U.S.
5 Conn Library project costs to be met by appropriations pursuant to this
6 section is estimated at \$12,000,000. The board is also authorized to
7 renovate and construct an addition to the Math Science Building at
8 Chadron State College. The amount of project costs to be met by
9 appropriations pursuant to this section is estimated at \$24,094,000. The
10 board is further authorized to expend such other amounts as it may secure
11 from other sources for completion of the projects.

12 Beginning with the fiscal year commencing July 1, 2013, and
13 continuing through the fiscal year ending June 30, 2035, the Legislature
14 shall appropriate each fiscal year from the General Fund an amount not
15 less than \$2,216,000 to be used by the board to pay the costs of
16 constructing a Rangeland Center at Chadron State College, renovating the
17 U.S. Conn Library at Wayne State College, and renovating and constructing
18 an addition to the Math Science Building at Chadron State College. The
19 board may enter into long-term financing contracts with any person, firm,
20 or corporation for the Rangeland Center, U.S. Conn Library, and Math
21 Science Building projects. The payments of the costs of the projects may
22 occur over a contract period not to extend beyond June 30, 2035.

23 The board shall not pledge the credit of the State of Nebraska for
24 the payment of any sum owing on account of such contract, except that
25 there may be pledged for the payment of any such contract any
26 appropriations made by the Legislature for such purpose. No contract
27 shall be entered into pursuant to this section without prior approval by
28 resolution by the board. The board may also convey, lease, or lease back
29 all or any part of the Rangeland Center, U.S. Conn Library, and Math
30 Science Building projects and the land on which such projects are
31 situated to such person, firm, or corporation as the board may contract

1 with pursuant to this section to facilitate the long-term payment of the
2 costs of the Rangeland Center, U.S. Conn Library, and Math Science
3 Building projects. Any such conveyance or lease shall provide that when
4 the costs of the Rangeland Center, U.S. Conn Library, and Math Science
5 Building projects have been paid, together with interest and other costs
6 thereon, the Rangeland Center, U.S. Conn Library, and Math Science
7 Building projects and the land on which such projects are located shall
8 become the property of the board. The board may schedule contractual
9 payments on a monthly, quarterly, or semiannual basis consistent with the
10 state fiscal year. On or before August 31, 2035, any funds appropriated
11 from the General Fund for the projects held in the state treasury and
12 held by any trustee which are not necessary to meet the terms of any
13 long-term financing agreements entered into pursuant to this section
14 shall be transferred to the General Fund.

15 The Legislature finds and determines that the Rangeland Center, U.S.
16 Conn Library, and Math Science Building projects are of critical
17 importance to the State of Nebraska. It is the intent of the Legislature
18 that the appropriations for the Rangeland Center, U.S. Conn Library, and
19 Math Science Building projects shall not be reduced until all contracts
20 and securities relating to the construction and financing of the
21 Rangeland Center, U.S. Conn Library, and Math Science Building projects
22 are completed or paid but in no case shall such appropriations extend
23 beyond the fiscal year ending June 30, 2035.

24 No amount appropriated pursuant to this section may be applied by
25 the board to a project or financing to complete renovation of and
26 construction of an addition to the Math Science Building until existing
27 financing contracts of the board related to the Rangeland Center and U.S.
28 Conn Library projects have been provided for or paid.

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

31 Program No. 940 - Geothermal Utilities Project, Peru State College

	FY2021-22	FY2022-23	FUTURE
1			
2 GENERAL FUND	1,601,248	1,757,682	2,101,905
3 PROGRAM TOTAL	1,601,248	1,757,682	2,101,905

4 The Board of Trustees of the Nebraska State Colleges is hereby
5 authorized in FY2021-22 to complete the Administration Fan Coil Units
6 Replacement, the Campus Services Geothermal Conversion, and the Library
7 Geothermal Conversion projects as detailed in the 2018 Campus Utility
8 Study. The Board of Trustees of the Nebraska State Colleges is hereby
9 authorized in FY2022-23 to complete the A.V. Larson Geothermal
10 Conversion, the CATS building Geothermal Conversion, and the Hoyt Science
11 Hot Water Boiler Installation projects as detailed in the 2018 Campus
12 Utility Study.

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

14 Program No. 906 - NU Facilities Renewal

	FY2021-22	FY2022-23	FUTURE
15			
16 GENERAL FUND	2,165,928	2,671,904	119,021,563
17 PROGRAM TOTAL	2,165,928	2,671,904	119,021,563

18 (1) It is the intent of the Legislature that after the terms of any
19 long-term financing agreements have been met for the Nebraska College of
20 Technical Agriculture at Curtis Education Center, the annual \$820,000
21 General Fund appropriation as contained in Laws 2017, LB 330, section 35,
22 be continued through 2050. The annual \$820,000 General Fund appropriation
23 shall be used for renewal, renovations, or repair of existing university
24 facilities.

25 (2) It is the intent of the Legislature that after the terms of any
26 long-term financing agreements have been met for the College of Nursing
27 Building - Lincoln Division, the annual \$1,477,000 General Fund
28 appropriation as contained in Laws 2017, LB 330, section 37, be continued
29 through 2050. The annual \$1,477,000 General Fund appropriation shall be
30 used for renewal, renovations, or repair of existing university

1 facilities.

2 (3) The Board of Regents of the University of Nebraska may enter
3 into long-term financing contracts with any person, firm, or corporation
4 to finance university facilities. The Board of Regents may also convey,
5 lease, or lease back all or any part of the university facilities and the
6 land on which any such facility is situated to such person, firm, or
7 corporation as the Board of Regents may contract with pursuant to this
8 section to facilitate the long-term payment of the cost of the
9 facilities. Any such conveyance or lease shall provide that when the cost
10 of the facility has been paid, together with interest and other costs
11 thereon, the facility and the land on which such facility is located
12 shall become the property of the Board of Regents. The Board of Regents
13 may schedule contractual payments on a monthly, quarterly, or semiannual
14 basis consistent with the state fiscal year.

15 (4) Payment of the costs of the renewal, renovation, or repair of
16 existing university facilities for which the General Fund appropriations
17 described in this section are identified as a repayment source may occur
18 over a contract period not to extend beyond June 30, 2062. The Board of
19 Regents shall not pledge the credit of the State of Nebraska for any such
20 contract, except that there may be pledged for payment of any such
21 contract any appropriations made by the Legislature for such purpose.

22 (5) It is the intent of the Legislature that the appropriations
23 described in this section shall not be reduced until all contracts and
24 securities relating to the construction and financing of the facilities
25 are completed or paid but in no case shall such appropriations extend
26 beyond the fiscal year ending June 30, 2062.

27 (6) The Board of Regents of the University of Nebraska, as part of
28 the capital construction budget request, shall include the status of
29 completed and ongoing projects utilizing state funding under this
30 program, and a list of projects planned for the next five years. The
31 Board of Regents of the University of Nebraska shall report to the Clerk

1 of the Legislature and to the Governor an initial five-year plan of
2 projects no later than October 15, 2021.

3 (7) The Board of Regents of the University of Nebraska shall provide
4 to the Task Force for Building Renewal semiannual reports concerning the
5 status of each project receiving funding from this program.

6 Sec. 30. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

7 Program No. 920 - University of Nebraska Facilities Program

8		FY2021-22	FY2022-23	FUTURE
9	GENERAL FUND	13,500,000	13,500,000	580,055,136
10	CASH FUND est.	13,500,000	13,500,000	526,500,000
11	PROGRAM TOTAL	27,000,000	27,000,000	1,106,555,136

12 The Legislature hereby acknowledges and reaffirms the directive made
13 by sections 85-420, 85-421, and 85-422, which authorizes the Board of
14 Regents to make expenditures from appropriated funds for the University
15 of Nebraska Facilities Program exclusively for projects as outlined in
16 section 85-421.

17 Sec. 31. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

20		FY2021-22	FY2022-23	FUTURE
21	GENERAL FUND	820,000	820,000	1,477,493
22	PROGRAM TOTAL	820,000	820,000	1,477,493

23 The Board of Regents of the University of Nebraska is hereby
24 authorized to design and construct an Education Center at the Nebraska
25 College of Technical Agriculture at Curtis. The total project cost to be
26 supported from state funds is \$8,762,000. Nonstate tax funds of
27 \$1,000,000 shall be used to supplement the project.

28 The Board of Regents may enter into long-term financing contracts
29 with any person, firm, or corporation for the Education Center project.
30 The payments of the costs of the project may occur over a contract period

1 not to extend beyond June 30, 2025. The Board of Regents shall not pledge
2 the credit of the State of Nebraska for the payment of any sum owing on
3 account of such contracts, except that there may be pledged for payment
4 of any such contracts any appropriations made by the Legislature for such
5 purpose. No contracts shall be entered into pursuant to this section
6 without prior approval by resolution of the Board of Regents. The Board
7 of Regents may schedule contractual payments on a monthly, quarterly, or
8 semiannual basis consistent with the state fiscal year. On or before
9 August 31, 2025, any funds appropriated from the Nebraska Capital
10 Construction Fund and the General Fund for the project held in the state
11 treasury and held by any trustee which are not necessary to meet the
12 terms of any long-term financing agreements entered into pursuant to this
13 section shall be transferred to the General Fund.

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

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

16	FY2021-22	FY2022-23	FUTURE
17 GENERAL FUND	1,477,000	971,024	-0-
18 PROGRAM TOTAL	1,477,000	971,024	-0-

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

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

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

1 Sec. 33. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
2 Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning
3 Systems Replacement

	FY2021-22	FY2022-23	FUTURE
4 GENERAL FUND	13,000,000	11,000,000	13,694,386
5 PROGRAM TOTAL	13,000,000	11,000,000	13,694,386

7 The Legislature hereby acknowledges and reaffirms the directive made
8 by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol
9 Commission to continue planning for and undertake replacement of the
10 existing heating, ventilating, and air conditioning systems serving the
11 Nebraska State Capitol as well as associated infrastructure, fire
12 protection, life safety, and architectural improvements identified in the
13 Nebraska State Capitol HVAC Master Plan Amendment, dated September 20,
14 2013. The Legislature hereby acknowledges and reaffirms its intent to
15 appropriate future amounts from the General Fund for completion of the
16 project as follows: \$6,110,896 for FY2023-24; and \$7,583,490 for
17 FY2024-25. The total project cost, including the appropriation in Program
18 number 685 for the Capitol Heating, Ventilating, and Air Conditioning
19 Systems Replacement project manager, shall not exceed \$106,008,106.

20 Sec. 34. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES
21 Program No. 940 - Task Force for Building Renewal

	FY2021-22	FY2022-23	FUTURE
22 CASH FUND	21,273,930	21,273,930	42,547,860
23 PROGRAM TOTAL	21,273,930	21,273,930	42,547,860

25 The Legislature hereby acknowledges and reaffirms the directive made
26 by section 77-2602, which is to place amounts from the special privilege
27 tax on cigarettes in the Building Renewal Allocation Fund for FY1997-98
28 and continuing each fiscal year until all the purposes of the Deferred
29 Building Renewal Act have been fulfilled. The Legislature hereby further
30 acknowledges and reaffirms directives made by sections 81-188.01,

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

6 The appropriation to this program is for the purpose of carrying out
7 the provisions of the Deferred Building Renewal Act which includes
8 deferred repair, fire and life safety projects, and compliance with the
9 federal Americans with Disabilities Act (ADA) of 1990. Funds may also be
10 spent on projects related to energy conservation. There is hereby
11 appropriated any available federal funds, plus investment income thereon,
12 for this program for FY2021-22 and FY2022-23. There is included in the
13 appropriation to this program for FY2021-22 an amount not to exceed
14 \$200,000 cash funds and for FY2022-23 an amount not to exceed \$200,000
15 cash funds for building maintenance and renewal training, roof scans and
16 other testing procedures, and consulting work.

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

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

1 or some other accounting mechanism.

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

3 Program No. 994 - Eastern Nebraska Veterans Home Roof

4		FY2021-22	FY2022-23	FUTURE
5	REVOLVING FUND	900,000	-0-	-0-
6	PROGRAM TOTAL	900,000	-0-	-0-

7 Sec. 36. There is hereby appropriated, unless otherwise specified,
8 for FY2021-22 and for FY2022-23 from undisbursed balances existing on
9 June 30, 2021, and on June 30, 2022, respectively, to each agency for
10 each program from the respective funds for capital construction as
11 follows:

12 (1) Agency No. 23 – Department of Labor

13 Program No. 903.

14 (2) Agency No. 25 – Department of Health and Human Services

15 Program Nos. 919 and 936.

16 (3) Agency No. 27 – Department of Transportation

17 Program No. 901, except that the unobligated biennium appropriation
18 balance shall lapse once all projects funded in that biennium are
19 completed, postponed to a future biennium, or indefinitely postponed.

20 (4) Agency No. 28 - Department of Veterans' Affairs

21 Program Nos. 904, 936, and 938.

22 (5) Agency No. 31 – Military Department

23 Program Nos. 913, 914, 925, 927, 990, and 992.

24 (6) Agency No. 33 – Game and Parks Commission

25 Program Nos. 900, 901, 902, 919, 924, 955, 960, 966, 967, 968, 969,
26 971, 972, 973, 975, 976, 977, 979, 981, and 987.

27 (7) Agency No. 46 – Department of Correctional Services

28 Program Nos. 906, 913, 914, 921, 927, 928, and 929.

29 (8) Agency No. 47 – Nebraska Educational Telecommunications
30 Commission

1 Program Nos. 908, 928, and 932.

2 (9) Agency No. 50 – Board of Trustees of the Nebraska State Colleges
3 Program Nos. 901, 903, 904, 905, 906, 908, 919, 920, 921, 931, 933,
4 954, and 994, and any additional construction programs administratively
5 created relating to the Board of Trustees of the Nebraska State Colleges
6 and its campuses which are funded through cash funds, federal funds,
7 revolving funds, or private gifts or donations.

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

9 Program Nos. 901, 902, 903, 906, 907, 909, 910, 911, 913, 916, 917,
10 918, 920, 921, 922, 924, 934, 939, 944, 946, 974, 976, 984, 995, and 997,
11 and any additional construction programs administratively created
12 relating to the University of Nebraska-Lincoln, the University of
13 Nebraska at Omaha, the University of Nebraska Medical Center, the
14 University of Nebraska at Kearney, the Nebraska College of Technical
15 Agriculture at Curtis, and the University of Nebraska Central
16 Administration which are funded through cash funds, federal funds,
17 revolving funds, or private gifts or donations.

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

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

20 Appropriations to program numbers pertaining to funding for the
21 Deferred Building Renewal Act other than Program number 940 are hereby
22 reappropriated.

23 Sec. 37. FEDERAL FUNDS.

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

29 Sec. 38. GIFTS, BEQUESTS, AND DEVISES.

30 Any gift, bequest, or devise made available to the State of Nebraska
31 for any purpose or purposes, together with the income thereof, shall be

1 allocated to the expending agency designated by such donor or, if none is
2 designated by such donor, by the Governor.

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

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

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

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

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

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

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

1 agency, for the purpose or purposes designated by the donor, in addition
2 to the amounts appropriated in this act.

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

4 Sec. 39. The One Hundred Seventh Legislature acknowledges that
5 Article III, section 22, of the Constitution of Nebraska provides that
6 each Legislature shall make appropriations for the expenses of the
7 government. Consistent with this provision, any appropriations enacted by
8 prior Legislatures for fiscal years beginning after June 30, 2021, are
9 null and void unless specifically reaffirmed by this Legislature.

10 Sec. 40. This act becomes operative on July 1, 2021.

11 Sec. 41. Since an emergency exists, this act takes effect when
12 passed and approved according to law.