

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION

LEGISLATIVE BILL 1230

Introduced by Hilkemann, 4.

Read first time January 20, 2022

Committee: Health and Human Services

- 1 A BILL FOR AN ACT relating to the Nebraska Health Care Cash Fund; to
- 2 amend section 71-7611, Revised Statutes Supplement, 2021; to provide
- 3 for a statewide education program regarding cancer; to state intent
- 4 regarding funding; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 71-7611, Revised Statutes Supplement, 2021, is
2 amended to read:

3 71-7611 (1) The Nebraska Health Care Cash Fund is created. The State
4 Treasurer shall transfer (a) sixty million three hundred thousand dollars
5 on or before July 15, 2014, (b) sixty million three hundred fifty
6 thousand dollars on or before July 15, 2015, (c) sixty million three
7 hundred fifty thousand dollars on or before July 15, 2016, (d) sixty
8 million seven hundred thousand dollars on or before July 15, 2017, (e)
9 five hundred thousand dollars on or before May 15, 2018, (f) sixty-one
10 million six hundred thousand dollars on or before July 15, 2018, (g)
11 sixty-two million dollars on or before July 15, 2019, (h) sixty-one
12 million four hundred fifty thousand dollars on or before July 15, 2020,
13 and (i) fifty-one million dollars on or before every July 15 thereafter
14 from the Nebraska Medicaid Intergovernmental Trust Fund and the Nebraska
15 Tobacco Settlement Trust Fund to the Nebraska Health Care Cash Fund,
16 except that such amount shall be reduced by the amount of the unobligated
17 balance in the Nebraska Health Care Cash Fund at the time the transfer is
18 made. The state investment officer shall advise the State Treasurer on
19 the amounts to be transferred first from the Nebraska Medicaid
20 Intergovernmental Trust Fund until the fund balance is depleted and from
21 the Nebraska Tobacco Settlement Trust Fund thereafter in order to sustain
22 such transfers in perpetuity. The state investment officer shall report
23 electronically to the Legislature on or before October 1 of every even-
24 numbered year on the sustainability of such transfers. The Nebraska
25 Health Care Cash Fund shall also include money received pursuant to
26 section 77-2602. Except as otherwise provided by law, no more than the
27 amounts specified in this subsection may be appropriated or transferred
28 from the Nebraska Health Care Cash Fund in any fiscal year.

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

1 Except as otherwise provided in subsection (6) of this section, it
2 is the intent of the Legislature that no additional programs are funded
3 through the Nebraska Health Care Cash Fund until funding for all programs
4 with an appropriation from the fund during FY2012-13 are restored to
5 their FY2012-13 levels.

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

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

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

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

25 (6) It is the intent of the Legislature to fund the grants to be
26 awarded pursuant to section 75-1101 with the Nebraska Health Care Cash
27 Fund for FY2019-20 and FY2020-21.

28 (7) It is the intent of the Legislature to fund the contracts to be
29 awarded pursuant to section 2 of this act from the Nebraska Health Care
30 Cash Fund.

31 Sec. 2. The Department of Health and Human Services shall contract

1 with an organization located in Nebraska which provides comprehensive
2 cancer support and education to provide a statewide education program
3 regarding cancer, its causes, and the resources available to support
4 cancer patients. It is the intent of the Legislature to appropriate five
5 hundred thousand dollars annually for such contract.

6 Sec. 3. Original section 71-7611, Revised Statutes Supplement,
7 2021, is repealed.