

## ENGROSSED LEGISLATIVE BILL 264

Introduced by Speaker Arch, 14; at the request of the Governor.

A BILL FOR AN ACT relating to government; to amend sections 2-1577, 37-351, 39-2803, 39-2807, 48-1,116, 48-3405, 50-501, 57-1411, 60-3,201, 71-7608, 72-2401, 76-3219, 77-2911, 77-4310.03, 79-810, 79-1064, 79-1119, 79-1142, 79-1145, 79-2510, 79-3501, 81-179, 81-302, 81-407, 81-8,239.02, 81-1210.04, 81-1211, 81-1213.02, 81-1213.05, 81-1216, 81-12,174, 81-12,176, 81-12,177, 81-12,178, 81-12,182, 81-12,183, 81-12,184, 81-12,185, 81-12,186, 81-12,187, 81-12,189, 81-12,191, 81-12,193, 81-12,224, 81-12,238, 81-12,243, 81-12,245, 81-1329, 81-1558, 81-15,174, 81-15,300, 81-2004.07, 81-2004.08, 82-139, 83-973, 84-612, 84-622, 85-1643, 85-1654, 85-2009, 86-324, and 86-1028, Reissue Revised Statutes of Nebraska, and sections 8-604, 9-1,101, 9-1107, 13-3315, 37-1017, 37-1804, 39-1390, 39-2806, 46-1,164, 55-901, 60-3,201.01, 60-1505, 60-1513, 61-218, 61-222, 61-305, 61-405, 66-2308, 68-996, 68-1010, 69-1317, 71-5328, 71-7611, 72-232.02, 72-820, 72-1001, 72-2211, 75-1101, 77-4025, and 77-6841, Revised Statutes Cumulative Supplement, 2024; to provide for, change, and eliminate provisions relating to investment earnings, transfers, and uses of funds; to change provisions relating to the Mayhew Cabin, the Ferguson House, expenses for special education programs and support services, and the Nebraska Transformational Projects Act; to provide for termination of the Economic Opportunity Program, the Biotechnology Development Cash Fund, and a pilot program regarding patients with complex health needs; to eliminate the Customized Job Training Act, the Small Business Assistance Act, and provisions relating to the Nebraska Nonprofit Security Grant Program Act and funds for broadband infrastructure projects; to eliminate obsolete provisions; to harmonize provisions; to provide operative dates; to repeal the original sections; to outright repeal sections 81-829.10, 81-1214, 81-1215,

81-1217, 81-1218, 81-1219, 81-12,232, 81-12,233, 81-12,234, 81-12,235, 81-12,236, 81-12,237, and 81-12,244, Reissue Revised Statutes of Nebraska; and to declare an emergency.

Be it enacted by the people of the State of Nebraska,

**Section 1.** The State Treasurer shall transfer \$8,250,000 from the State Insurance Fund to the General Fund before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 2.** The State Treasurer shall transfer \$1,000,000 from the Flexible Spending Fund – Medical to the General Fund before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 3.** The State Treasurer shall transfer \$125,000 from the Resource Recovery Fund to the General Fund before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 4.** The State Treasurer shall transfer \$2,500,000 from the State Recreation Road Fund to the State Park Cash Revolving Fund before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 5.** The State Treasurer shall transfer the remaining balance of the Youth Outdoor Education Innovation Fund to the General Fund on or after July 1, 2025, but before July 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 6.** The State Treasurer shall transfer \$25,500,000 from the Military Installation Development and Support Fund to the Site and Building Development Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 7.** The State Treasurer shall transfer \$800,000 from the Flexible

Spending Fund – Medical to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 8.** The State Treasurer shall transfer \$4,500,000 from the Site and Building Development Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 9.** The State Treasurer shall transfer \$32,700,000 from the Water Recreation Enhancement Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 10.** The State Treasurer shall transfer the remaining balance of the Economic Development Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 11.** The State Treasurer shall transfer the remaining balance of the Intern Nebraska Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 12.** The State Treasurer shall transfer \$15,000,000 from the Economic Recovery Contingency Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 13.** The State Treasurer shall transfer \$4,400,000 from the Jobs and Economic Development Initiative Fund to the General Fund on or after July 1,

2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 14.** The State Treasurer shall transfer \$5,500,000 from the Vehicle Title and Registration System Replacement and Maintenance Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 15.** The State Treasurer shall transfer \$2,500,000 from the State Recreation Road Fund to the State Park Cash Revolving Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 16.** The State Treasurer shall transfer \$5,000,000 from the Economic Recovery Contingency Fund to the State Park Cash Revolving Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 17.** The State Treasurer shall transfer \$2,000,000 from the State Visitors Promotion Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 18.** The State Treasurer shall transfer \$4,000,000 from the Motor Carrier Services System Replacement and Maintenance Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 19.** The State Treasurer shall transfer \$3,000,000 from the Financial Institution Assessment Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the

budget administrator of the budget division of the Department of Administrative Services.

**Sec. 20.** The State Treasurer shall transfer the remaining balance of the Customized Job Training Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 21.** The State Treasurer shall transfer \$2,000,000 from the Department of Revenue Enforcement Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 22.** The State Treasurer shall transfer \$2,250,000 from the Nebraska Training and Support Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 23.** The State Treasurer shall transfer \$1,500,000 from the Employment Security Special Contingent Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 24.** The State Treasurer shall transfer \$1,000,000 from the Workforce Development Program Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 25.** The State Treasurer shall transfer \$1,000,000 from the Unclaimed Property Trust Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative

Services.

**Sec. 26.** The State Treasurer shall transfer \$1,000,000 from the Records Management Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 27.** The State Treasurer shall transfer \$500,000 from the Department of Motor Vehicles Ignition Interlock Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 28.** The State Treasurer shall transfer \$500,000 from the Treasury Management Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 29.** The State Treasurer shall transfer \$400,000 from the Engineers and Architects Regulation Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 30.** The State Treasurer shall transfer \$1,000,000 from the Department of Banking and Finance Settlement Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 31.** The State Treasurer shall transfer the remaining balance of the Nuclear and Hydrogen Development Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 32.** The State Treasurer shall transfer \$200,000 from the Sector Partnership Program Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 33.** The State Treasurer shall transfer \$150,000 from the Real Property Appraiser Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 34.** The State Treasurer shall transfer \$75,000 from the Nebraska Job Creation and Mainstreet Revitalization Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 35.** The State Treasurer shall transfer \$100,000 from the Appraisal Management Company Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 36.** The State Treasurer shall transfer \$100,000 from the Historical Society Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 37.** The State Treasurer shall transfer \$100,000 from the Contractor and Professional Employer Organization Registration Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 38.** The State Treasurer shall transfer \$10,000 from the Support Nebraska History Cash Fund to the General Fund on or after July 1, 2025, but

before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 39.** The State Treasurer shall transfer \$26,243 from the Public Service Commission Pipeline Regulation Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 40.** The State Treasurer shall transfer the remaining balance of the 211 Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 41.** The State Treasurer shall transfer the remaining balance of the Lead-Based Paint Hazard Control Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 42.** The State Treasurer shall transfer the remaining balance of the Biotechnology Development Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 43.** The State Treasurer shall transfer the remaining balance of the Department of Revenue Miscellaneous Receipts Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 44.** The State Treasurer shall transfer the remaining balance of the Nebraska Competitive Telephone Marketplace Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department



of Administrative Services.

**Sec. 45.** The State Treasurer shall transfer \$76,156 from the Nebraska Legislative Shared Information System Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 46.** The State Treasurer shall transfer \$3,224,000 from the Health and Human Services Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 47.** The State Treasurer shall transfer \$100,000 from the Charitable Gaming Operations Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 48.** The State Treasurer shall transfer \$4,000,000 from the Lead Service Line Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 49.** The State Treasurer shall transfer \$500,000 from the Community College State Dependents Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 50.** The State Treasurer shall transfer \$750,000 from the Compensation Court Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 51.** The State Treasurer shall transfer \$3,350,000 from the Trail Development and Maintenance Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 52.** The State Treasurer shall transfer \$500,000 from the Prison Overcrowding Contingency Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 53.** The State Treasurer shall transfer \$400,000 from the Shovel-Ready Capital Recovery and Investment Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 54.** The State Treasurer shall transfer \$8,000,000 from the Affordable Housing Trust Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 55.** The State Treasurer shall transfer \$750,000 from the Inland Port Authority Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 56.** The State Treasurer shall transfer \$375,000 from the State Department of Education Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 57.** The State Treasurer shall transfer \$375,000 from the Mechanical

Safety Inspection Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 58.** The State Treasurer shall transfer \$250,000 from the Motor Carrier Division Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 59.** The State Treasurer shall transfer \$1,850,000 from the Professional and Occupational Credentialing Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 60.** The State Treasurer shall transfer \$2,000,000 from the Transportation Infrastructure Bank Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 61.** The State Treasurer shall transfer \$2,500,000 from the Surface Water Irrigation Infrastructure Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 62.** The State Treasurer shall transfer \$500,000 from the Nebraska Outdoor Recreation Development Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 63.** The State Treasurer shall transfer \$2,000,000 from the Racetrack Gaming Fund to the General Fund on or after July 1, 2025, but before June 30,

2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 64.** The State Treasurer shall transfer \$1,000,000 from the Carrier Enforcement Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 65.** The State Treasurer shall transfer \$250,000 from the Nebraska State Patrol Vehicle Replacement Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 66.** The State Treasurer shall transfer \$500,000 from the Nebraska Public Safety Communication System Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 67.** The State Treasurer shall transfer \$1,500,000 from the Civic and Community Center Financing Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 68.** The State Treasurer shall transfer \$500,000 from the State Energy Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 69.** The State Treasurer shall transfer \$3,250,000 from the Governor's Emergency Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative

Services.

**Sec. 70.** The State Treasurer shall transfer \$200,000 from the Engineering Plan Review Cash Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 71.** The State Treasurer shall transfer \$3,000,000 from the Nebraska Environmental Trust Fund to the Water Resources Cash Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 72.** The State Treasurer shall transfer \$8,000,000 from the Nebraska Environmental Trust Fund to the Water Sustainability Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 73.** The State Treasurer shall transfer \$2,000,000 from the Nebraska Environmental Trust Fund to the Nebraska Soil and Water Conservation Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 74.** The State Treasurer shall transfer \$2,000,000 from the Workforce Development Program Cash Fund to the Nebraska Opportunity Grant Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 75.** The State Treasurer shall transfer \$250,000 from the Marijuana and Controlled Substances Tax Administration Cash Fund to the Department of Revenue Property Assessment Division Cash Fund on or after the operative date of this section, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department

of Administrative Services.

**Sec. 76.** The State Treasurer shall transfer \$3,000,000 from the Community College Gap Assistance Program Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 77.** The State Treasurer shall transfer \$1,700,000 from the Nebraska Education Improvement Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 78.** The State Treasurer shall transfer \$1,000,000 from the Certification Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 79.** The State Treasurer shall transfer \$100,000 from the Tuition Recovery Cash Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 80.** The State Treasurer shall transfer \$100,000 from the Private Postsecondary Career Schools Cash Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 81.** The State Treasurer shall transfer \$800,000 from the State Department of Education Cash Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 82.** The State Treasurer shall transfer \$50,000 from the Expanded Learning Opportunity Grant Fund to the Education Future Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 83.** The State Treasurer shall transfer \$50,000,000 from the Nebraska Tobacco Settlement Trust Fund to the Nebraska Transformational Project Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 84.** The State Treasurer shall transfer \$50,000,000 from the Nebraska Tobacco Settlement Trust Fund to the Nebraska Transformational Project Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 85.** The State Treasurer shall transfer \$1,250,000 from the Nebraska Litter Reduction and Recycling Fund to the General Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 86.** The State Treasurer shall transfer \$1,250,000 from the Nebraska Litter Reduction and Recycling Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 87.** The State Treasurer shall transfer \$2,000,000 from the Nebraska Environmental Trust Fund to the Nebraska Soil and Water Conservation Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 88.** The State Treasurer shall transfer \$2,000,000 from the

Department of Revenue Enforcement Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 89.** The State Treasurer shall transfer \$500,000 from the Charitable Gaming Operations Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 90.** The State Treasurer shall transfer \$1,500,000 from the Vehicle Title and Registration System Replacement and Maintenance Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 91.** The State Treasurer shall transfer \$1,000,000 from the Motor Carrier Services System Replacement and Maintenance Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 92.** The State Treasurer shall transfer \$250,000 from the Department of Motor Vehicles Ignition Interlock Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 93.** The State Treasurer shall transfer \$5,000,000 from the Economic Recovery Contingency Fund to the State Park Cash Revolving Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 94.** The State Treasurer shall transfer \$2,000,000 from the State Visitors Promotion Cash Fund to the General Fund on or after July 1, 2026, but



before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 95.** The State Treasurer shall transfer \$3,000,000 from the Imagine Nebraska Revolving Loan Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 96.** The State Treasurer shall transfer \$2,000,000 from the Records Management Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 97.** The State Treasurer shall transfer \$375,000 from the State Department of Education Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 98.** The State Treasurer shall transfer \$750,000 from the Department of Banking and Finance Settlement Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 99.** The State Treasurer shall transfer \$375,000 from the Mechanical Safety Inspection Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 100.** The State Treasurer shall transfer \$500,000 from the Nebraska Training and Support Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the

budget administrator of the budget division of the Department of Administrative Services.

**Sec. 101.** The State Treasurer shall transfer \$12,500,000 from the Department of Motor Vehicles Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 102.** The State Treasurer shall transfer \$250,000 from the Motor Carrier Division Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 103.** The State Treasurer shall transfer \$1,470,000 from the Health and Human Services Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 104.** The State Treasurer shall transfer \$1,000,000 from the Professional and Occupational Credentialing Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 105.** The State Treasurer shall transfer \$4,500,000 from the Transportation Infrastructure Bank Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 106.** The State Treasurer shall transfer \$2,500,000 from the Surface Water Irrigation Infrastructure Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of

Administrative Services.

**Sec. 107.** The State Treasurer shall transfer \$500,000 from the Nebraska Outdoor Recreation Development Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 108.** The State Treasurer shall transfer \$2,000,000 from the Racetrack Gaming Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 109.** The State Treasurer shall transfer \$1,000,000 from the Carrier Enforcement Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 110.** The State Treasurer shall transfer \$250,000 from the Nebraska State Patrol Vehicle Replacement Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 111.** The State Treasurer shall transfer \$500,000 from the Nebraska Public Safety Communication System Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 112.** The State Treasurer shall transfer \$2,000,000 from the Building Renewal Allocation Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 113.** The State Treasurer shall transfer \$1,500,000 from the Civic and Community Center Financing Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 114.** The State Treasurer shall transfer \$500,000 from the State Energy Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 115.** The State Treasurer shall transfer \$200,000 from the Engineering Plan Review Cash Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 116.** The State Treasurer shall transfer \$3,000,000 from the Motor Carrier Services System Replacement and Maintenance Fund to the Department of Motor Vehicles Cash Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 117.** The State Treasurer shall transfer \$3,000,000 from the Motor Carrier Services System Replacement and Maintenance Fund to the Department of Motor Vehicles Cash Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 118.** The State Treasurer shall transfer \$7,500,000 from the Department of Motor Vehicles Cash Fund to the Operator's License Services System Replacement and Maintenance Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 119.** The State Treasurer shall transfer \$6,000,000 from the Department of Motor Vehicles Cash Fund to the Operator's License Services System Replacement and Maintenance Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 120.** Section 2-1577, Reissue Revised Statutes of Nebraska, is amended to read:

2-1577 (1) There is hereby created the Nebraska Soil and Water Conservation Fund to be administered by the department. The State Treasurer shall credit to the fund such money as is (a) transferred to the fund by the Legislature, (b) paid to the state as fees, deposits, payments, and repayments relating to the fund, both principal and interest, and (c) donated as gifts, bequests, or other contributions to such fund from public or private entities. Funds made available by any agency of the United States may also be credited to such fund if so directed by such agency.

(2) The money in the fund shall not be subject to any fiscal-year limitation or lapse provision of unexpended balance at the end of any such fiscal year or biennium. Transfers may be made from the fund to the General Fund at the direction of the Legislature.

(3) The Department of Administrative Services shall establish a subaccount within the Nebraska Soil and Water Conservation Fund for the accounting of any money transferred to the fund from the Nebraska Environmental Trust Fund. Any money transferred from the Nebraska Environmental Trust Fund to the Nebraska Soil and Water Conservation Fund shall be expended in accordance with section 81-15,168.

(4) Any money in the Nebraska Soil and Water Conservation Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 121.** Section 8-604, Revised Statutes Cumulative Supplement, 2024, is amended to read:

8-604 (1) The Financial Institution Assessment Cash Fund is hereby created. The fund shall be used solely for the purposes of administering and enforcing the laws specified in section 8-601, except that transfers may be made from the fund to the General Fund at the direction of the Legislature.

(2) Any money in the Financial Institution Assessment Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 122.** Section 9-1,101, Revised Statutes Cumulative Supplement, 2024, is amended to read:

9-1,101 (1) The Nebraska Bingo Act, the Nebraska County and City Lottery Act, the Nebraska Lottery and Raffle Act, the Nebraska Pickle Card Lottery Act, the Nebraska Small Lottery and Raffle Act, and section 9-701 shall be administered and enforced by the Charitable Gaming Division of the Department of Revenue, which division is hereby created. The Department of Revenue shall make annual reports to the Governor, Legislature, Auditor of Public Accounts, and Attorney General on all tax revenue received, expenses incurred, and other activities relating to the administration and enforcement of such acts. The report submitted to the Legislature shall be submitted electronically.

(2) The Charitable Gaming Operations Fund is hereby created. Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(3)(a) Forty percent of the taxes collected pursuant to sections 9-239, 9-344, 9-429, and 9-648 shall be available to the Charitable Gaming Division for administering and enforcing the acts listed in subsection (1) of this section and providing administrative support for the Nebraska Commission on Problem Gambling. The remaining sixty percent shall be transferred to the General Fund. Any portion of the forty percent not used by the division in the administration and enforcement of such acts and section shall be distributed as

provided in this subsection.

(b) Beginning July 1, 2019, through June 30, 2026, on or before the last day of the last month of each calendar quarter, the State Treasurer shall transfer one hundred thousand dollars from the Charitable Gaming Operations Fund to the Compulsive Gamblers Assistance Fund.

(c) Any money remaining in the Charitable Gaming Operations Fund after the transfer pursuant to subdivision (b) of this subsection not used by the Charitable Gaming Division in its administration and enforcement duties pursuant to this section may be transferred to the General Fund and the Compulsive Gamblers Assistance Fund at the direction of the Legislature.

(4) The Tax Commissioner shall employ investigators who shall be vested with the authority and power of a law enforcement officer to carry out the laws of this state administered by the Tax Commissioner or the Department of Revenue and to enforce sections 28-1101 to 28-1117 relating to possession of a gambling device. For purposes of enforcing sections 28-1101 to 28-1117, the authority of the investigators shall be limited to investigating possession of a gambling device, notifying local law enforcement authorities, and reporting suspected violations to the county attorney for prosecution.

(5) The Charitable Gaming Division may charge a fee for publications and listings it produces. The fee shall not exceed the cost of publication and distribution of such items. The division may also charge a fee for making a copy of any record in its possession equal to the actual cost per page. The division shall remit the fees to the State Treasurer for credit to the Charitable Gaming Operations Fund.

(6) The taxes collected and available to the Charitable Gaming Division pursuant to section 77-3012 shall be used by the division for enforcement of the Mechanical Amusement Device Tax Act and maintenance of the central server established pursuant to section 77-3013.

(7) For administrative purposes only, the Nebraska Commission on Problem Gambling shall be located within the Charitable Gaming Division. The division shall provide office space, furniture, equipment, and stationery and other

necessary supplies for the commission. Commission staff shall be appointed, supervised, and terminated by the director of the Gamblers Assistance Program pursuant to section 9-1004.

**Sec. 123.** Section 9-1107, Revised Statutes Cumulative Supplement, 2024, is amended to read:

9-1107 The Racing and Gaming Commission's Racetrack Gaming Fund is created. The fund shall consist of all license, application, and other fees collected under the Nebraska Racetrack Gaming Act. The fund shall be used for administration of the Nebraska Racetrack Gaming Act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Racing and Gaming Commission's Racetrack Gaming Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 124.** Section 13-3315, Revised Statutes Cumulative Supplement, 2024, is amended to read:

13-3315 The Inland Port Authority Fund is created. The fund shall be used by the State Treasurer to carry out section 13-3314. The fund shall consist of transfers by the Legislature and any federal funds which may become available for the purposes of the Municipal Inland Port Authority Act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Inland Port Authority Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Any investment earnings from investment of money in the fund shall be credited to the fund.

**Sec. 125.** Section 37-351, Reissue Revised Statutes of Nebraska, is amended to read:

37-351 There is hereby created a fund to be known as the Nebraska Outdoor Recreation Development Cash Fund. The fund shall contain the money received pursuant to section 77-2602 and any funds donated as gifts, bequests, or other



contributions to such fund from public or private entities. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Nebraska Outdoor Recreation Development Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 126.** Section 37-1017, Revised Statutes Cumulative Supplement, 2024, is amended to read:

37-1017 The Trail Development and Maintenance Fund is hereby created. The fund shall consist of transfers at the direction of the Legislature and any gifts, bequests, or other contributions to such fund from public or private entities. The Game and Parks Commission shall administer the fund to provide grants to natural resources districts to assist in completing the Missouri-Pacific trail between the cities of Lincoln and Omaha. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Trail Development and Maintenance Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 127.** Section 37-1804, Revised Statutes Cumulative Supplement, 2024, is amended to read:

37-1804 (1) The Water Recreation Enhancement Fund is created. The fund shall be administered by the Game and Parks Commission. The State Treasurer shall credit to the fund any money transferred to the fund by the Legislature and such donations, gifts, bequests, or other money received from any federal or state agency or public or private source. Except as otherwise provided in subsection (2) of this section, the fund shall be used for water and recreational projects pursuant to the Water Recreation Enhancement Act or for campground expansion projects, road repair projects, and general infrastructure and maintenance projects, with two-thirds used for projects at the Lewis and Clark State Recreation Area and one-third used for projects at the Lake

McConaughy State Recreation Area. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Water Recreation Enhancement Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Any investment earnings from investment of money in the fund shall be credited to the General Fund.

(2) For any amount credited to the Water Recreation Enhancement Fund from a source other than a transfer authorized by the Legislature, the State Treasurer shall transfer an equal amount from the Water Recreation Enhancement Fund to the Jobs and Economic Development Initiative Fund at the end of the fiscal year in which such funds were credited, on such dates as directed by the budget administrator of the budget division of the Department of Administrative Services to be used pursuant to section 61-405.

**Sec. 128.** Section 39-1390, Revised Statutes Cumulative Supplement, 2024, is amended to read:

39-1390 The State Recreation Road Fund is created. The money in the fund shall be transferred by the State Treasurer, on the first day of each month, to the department and shall be expended by the Director-State Engineer with the approval of the Governor for construction and maintenance of dustless-surface roads to be designated as state recreation roads as provided in this section, except that (1) transfers may be made from the fund to the State Park Cash Revolving Fund at the direction of the Legislature, and (2) if the balance in the State Recreation Road Fund exceeds fourteen million dollars on the first day of each month, the State Treasurer shall transfer the amount greater than fourteen million dollars to the Game and Parks State Park Improvement and Maintenance Fund. Except as to roads under contract as of March 15, 1972, those roads, excluding state highways, giving direct and immediate access to or located within state parks, state recreation areas, or other recreational or historical areas, shall be eligible for designation as state recreation roads. Such eligibility shall be determined by the Game and Parks Commission and certified to the Director-State Engineer, who shall, after receiving such

certification, be authorized to commence construction on such recreation roads as funds are available. In addition, those roads, excluding state highways, giving direct and immediate access to a state veteran cemetery are state recreation roads. After construction of such roads they shall be shown on the map provided by section 39-1311. Preference in construction shall be based on existing or potential traffic use by other than local residents. Unless the State Highway Commission otherwise recommends, such roads upon completion of construction shall be incorporated into the state highway system. If such a road is not incorporated into the state highway system, the department and the county within which such road is located shall enter into a maintenance agreement establishing the responsibility for maintenance of the road, the maintenance standards to be met, and the responsibility for maintenance costs. Any money in the State Recreation Road Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 129.** Section 39-2803, Reissue Revised Statutes of Nebraska, is amended to read:

39-2803 (1) The Transportation Infrastructure Bank Fund is created. The fund shall be administered by the department and shall be used for purposes of sections 39-2803 to 39-2807. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Transportation Infrastructure Bank Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Investment earnings from investment of money in the fund shall be credited to the fund.

(2) The Transportation Infrastructure Bank Fund shall consist of money transferred from the Cash Reserve Fund pursuant to section 84-612 and any other money as determined by the Legislature.

(3) It is the intent of the Legislature that additional fuel tax revenue

generated by Laws 2015, LB610, shall be transferred from the Roads Operations Cash Fund to the Transportation Infrastructure Bank Fund. Transfers shall be initiated each fiscal year by the State Treasurer following certification of revenue receipts by the Director-State Engineer from July 1, 2016, through June 2033. Transferred funds shall be used for purposes of sections 39-2803 to 39-2807.

**Sec. 130.** Section 39-2806, Revised Statutes Cumulative Supplement, 2024, is amended to read:

39-2806 The Economic Opportunity Program is created. The Department of Transportation shall administer the program in consultation with the Department of Economic Development using funds from the Transportation Infrastructure Bank Fund, except that no more than twenty million dollars shall be expended for this program. The purpose of the program is to finance transportation improvements to attract and support new businesses and business expansions by successfully connecting such businesses to Nebraska's multimodal transportation network and to increase employment, create high-quality jobs, increase business investment, and revitalize rural and other distressed areas of the state. The Department of Transportation shall develop the program, including the application process, criteria for providing funding, matching requirements, and provisions for recapturing funds awarded for projects with unmet obligations, in consultation with statewide associations representing municipal and county officials, economic developers, and the Department of Economic Development. No project shall be approved through the Economic Opportunity Program without an economic impact analysis proving positive economic impact. The Economic Opportunity Program terminates June 30, 2025, with all projects with approved applications or approved letters of interest as of May 1, 2025, authorized for continued funding from the program until expended or no longer needed. No new letters of interest shall be received by the Department of Transportation after May 1, 2025.

**Sec. 131.** Section 39-2807, Reissue Revised Statutes of Nebraska, is amended to read:

39-2807 Sections 39-2803 to 39-2805 and 39-2807 terminate on June 30, 2033. The State Treasurer shall transfer any unobligated funds remaining in the Transportation Infrastructure Bank Fund on such date to the Cash Reserve Fund.

**Sec. 132.** Section 46-1,164, Revised Statutes Cumulative Supplement, 2024, is amended to read:

46-1,164 There is hereby created the Surface Water Irrigation Infrastructure Fund to be administered by the Department of Natural Resources. The fund shall be used to provide grants in accordance with section 46-1,165 to irrigation districts. There shall be a one-time transfer of fifty million dollars from the Cash Reserve Fund to the Surface Water Irrigation Infrastructure Fund to carry out the purposes of section 46-1,165. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Surface Water Irrigation Infrastructure Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning July 1, 2025, through June 30, 2027, any investment earnings from investment of money in the fund shall be credited to the General Fund. Beginning July 1, 2027, any investment earnings from investment of money in the Surface Water Irrigation Infrastructure Fund shall be credited to the fund.

**Sec. 133.** Section 48-1,116, Reissue Revised Statutes of Nebraska, is amended to read:

48-1,116 The Compensation Court Cash Fund is hereby created. The fund shall be used to aid in providing for the expense of administering the Nebraska Workers' Compensation Act and the payment of the salaries and expenses of the personnel of the Nebraska Workers' Compensation Court.

All fees received pursuant to sections 48-120, 48-120.02, 48-138, 48-139, 48-145.04, and 48-165 shall be remitted to the State Treasurer for credit to the Compensation Court Cash Fund. The fund shall also consist of amounts credited to the fund pursuant to sections 48-1,113, 48-1,114, and 77-912. The State Treasurer may receive and credit to the fund any money which may at any

time be contributed to the state or the fund by the federal government or any agency thereof to which the state may be or become entitled under any act of Congress or otherwise by reason of any payment made from the fund.

Transfers may be made from the fund to the General Fund at the direction of the Legislature until June 30, 2026. Any money in the Compensation Court Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 134.** Section 48-3405, Reissue Revised Statutes of Nebraska, is amended to read:

48-3405 (1) The Sector Partnership Program Fund is created. The fund shall be administered by the Department of Labor. The fund shall be used to pursue sector partnership activities, including, but not limited to, labor availability and skills gap studies by the Department of Labor and the Department of Economic Development pursuant to the Sector Partnership Program Act. The fund may also be used for administrative costs of the Department of Labor and the Department of Economic Development associated with sector partnership activities.

(2) The fund shall consist of such money as is: (a) Transferred to the fund from the Job Training Cash Fund and the Nebraska Training and Support Cash Fund; (b) otherwise appropriated to the fund by the Legislature; (c) donated as gifts, bequests, or other contributions to the fund from public or private entities; and (d) made available by any department or agency of the United States if so directed by such department or agency. Transfers may be made from the Sector Partnership Program Fund to the General Fund at the direction of the Legislature. Any money in the Sector Partnership Program Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 135.** Section 50-501, Reissue Revised Statutes of Nebraska, is amended to read:

50-501 (1) The Bioscience Steering Committee is created. The committee

shall consist of the chairperson of the Revenue Committee of the Legislature or his or her designee, the chairperson of the Appropriations Committee or his or her designee, and three members of the Legislature selected by the Executive Board of the Legislative Council. The executive board shall appoint a chairperson and vice-chairperson of the committee.

(2) The committee shall conduct a study to measure the impact of the bioscience economy in Nebraska and prepare a strategic plan for growing the bioscience economy in Nebraska. The strategic plan shall report on any progress or remaining work since the last study conducted on the bioscience industry. The strategic plan shall further propose strategies for developing the bioscience economy and shall include, but not be limited to, strategies to (a) stimulate job growth in the fields of science, technology, and engineering throughout Nebraska, (b) encourage individuals and organizations engaged in the biotechnology businesses to locate and expand in Nebraska, (c) capture and commercialize technology that is discovered and developed in Nebraska, (d) grow Nebraska's investment capital market and incentivize investment in life science start-up companies, and (e) develop Nebraska's biotechnology workforce in cooperation with higher education institutions. The strategic plan shall estimate the wealth and number of jobs generated from expanding the bioscience economy.

(3) The committee, in consultation with the executive board, shall commission a nonprofit corporation to provide research, analysis, and recommendations to the committee for the development of the study and strategic plan. The nonprofit corporation shall be incorporated pursuant to the Nebraska Nonprofit Corporation Act, shall be organized exclusively for nonprofit purposes within the meaning of section 501(c)(6) of the Internal Revenue Code as defined in section 49-801.01, shall be engaged in activities to facilitate and promote the growth of life sciences within Nebraska, and shall be dedicated to the development and growth of the bioscience economy.

(4) The committee shall prepare and present electronically to the Legislature a statewide strategic plan for the bioscience economy during the

One Hundred Fifth Legislature, First Session, for consideration by the Legislature.

(5)(a) The Biotechnology Development Cash Fund is created. The money in the fund shall be used to commission the nonprofit corporation and provide access to resources necessary for developing the study and strategic plan.

(b) The fund may receive gifts, bequests, grants, or other contributions or donations from public or private entities. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Biotechnology Development Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(c) The Biotechnology Development Cash Fund terminates July 1, 2026.

**Sec. 136.** Section 55-901, Revised Statutes Cumulative Supplement, 2024, is amended to read:

55-901 (1) The Military Installation Development and Support Fund is created. The fund shall be used to contribute to construction, development, or support for any military installation, located in Nebraska, for purposes of improving mission retention and recruitment; supporting the morale, health, and mental wellness of military members and families; and growing the economic impact of military installations in Nebraska. The Department of Veterans' Affairs shall administer the fund. The fund shall consist of transfers authorized by the Legislature and any gifts, grants, or bequests from any source, including federal, state, public, and private sources, for such purposes. Transfers may be made from the fund to the Site and Building Development Fund at the direction of the Legislature. Any money in the Military Installation Development and Support Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

(2) The Military Installation Development and Support Fund may be used for



any project that directly supports any military installation located in Nebraska.

(3) The Department of Veterans' Affairs shall require a match of public or private funding in an amount equal to or greater than one-half of the total cost of any project described in subsection (2) of this section prior to authorizing an expenditure from the fund.

(4) For purposes of this section, military installation means a base, camp, post, station, yard, center, armory, or other activity under the jurisdiction of the United States Department of Defense or the Nebraska Military Department.

**Sec. 137.** Section 57-1411, Reissue Revised Statutes of Nebraska, is amended to read:

57-1411 The Public Service Commission Pipeline Regulation Fund is created. The fund shall be administered by the commission. The fund shall be used by the commission to carry out the Major Oil Pipeline Siting Act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Public Service Commission Pipeline Regulation Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 138.** Section 60-3,201, Reissue Revised Statutes of Nebraska, is amended to read:

60-3,201 There is hereby created the Motor Carrier Division Cash Fund. Such fund shall be used by the Division of Motor Carrier Services of the department to carry out the operations of the division including the administration of titling and registering vehicles in interjurisdiction commerce and its duties pursuant to section 66-1415. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Motor Carrier Division Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 139.** Section 60-3,201.01, Revised Statutes Cumulative Supplement,

2024, is amended to read:

60-3,201.01 (1) The Department of Motor Vehicles shall build and maintain a new motor carrier services system for processing the issuance of vehicle registrations pursuant to section 60-3,198 and the assessment of the motor fuel tax under the International Fuel Tax Agreement Act. The Director of Motor Vehicles shall designate an implementation date for the new system which date is on or before July 1, 2025.

(2) The Motor Carrier Services System Replacement and Maintenance Fund is created. The fund shall consist of amounts credited under section 60-3,202. The fund shall be used for the building, implementation, and maintenance of a new motor carrier services system for processing the issuance of vehicle registrations pursuant to section 60-3,198 and the assessment of the motor fuel tax under the International Fuel Tax Agreement Act. Transfers may be made from the fund to the General Fund or the Department of Motor Vehicles Cash Fund at the direction of the Legislature.

(3) Any money in the Motor Carrier Services System Replacement and Maintenance Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 140.** Section 60-1505, Revised Statutes Cumulative Supplement, 2024, is amended to read:

60-1505 The Vehicle Title and Registration System Replacement and Maintenance Cash Fund is hereby created. The fund shall be administered by the Department of Motor Vehicles. Revenue credited to the fund shall include fees collected by the department from participation in any multistate electronic data security program, except as otherwise specifically provided by law, and funds transferred as provided in section 60-3,186. The fund shall be used by the department to pay for costs associated with the acquisition, implementation, maintenance, support, upgrades, and replacement of the Vehicle

Title and Registration System. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Vehicle Title and Registration System Replacement and Maintenance Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 141.** Section 60-1513, Revised Statutes Cumulative Supplement, 2024, is amended to read:

60-1513 The Department of Motor Vehicles Cash Fund is hereby created. The fund shall be administered by the Director of Motor Vehicles. In addition to money credited or remitted to the fund, the fund may also receive reimbursement from counties. The fund shall be used by the Department of Motor Vehicles to carry out its duties as deemed necessary by the Director of Motor Vehicles, except that transfers from the fund to the General Fund, the Operator's License Services System Replacement and Maintenance Fund, or the Vehicle Title and Registration System Replacement and Maintenance Cash Fund may be made at the direction of the Legislature. Any money in the Department of Motor Vehicles Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

The State Treasurer shall transfer five million three hundred twenty-five thousand dollars from the Department of Motor Vehicles Cash Fund to the Vehicle Title and Registration System Replacement and Maintenance Cash Fund on or before June 30, 2017, as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 142.** Section 61-218, Revised Statutes Cumulative Supplement, 2024, is amended to read:

61-218 (1) The Water Resources Cash Fund is created. The fund shall be administered by the Department of Natural Resources. Any money in the fund

available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(2) The State Treasurer shall credit to the fund such money as is (a) transferred to the fund by the Legislature, (b) paid to the state as fees, deposits, payments, and repayments relating to the fund, both principal and interest, (c) donated as gifts, bequests, or other contributions to such fund from public or private entities, (d) made available by any department or agency of the United States if so directed by such department or agency, (e) transferred pursuant to section 81-15,175, and (f) received by the state for settlement of claims relating to interstate river compacts or decrees.

(3)(a) The fund shall be expended by the department in any area that has adopted an integrated management plan as provided in section 46-715.

(b) The fund shall be used in any such area:

(i) To aid management actions taken to reduce consumptive uses of water;

(ii) To enhance streamflows or ground water recharge;

(iii) For any other activity deemed necessary by the department in the development and implementation of an integrated management plan;

(iv) For purposes of the Resilient Soils and Water Quality Act; or

(v) For purposes of projects or proposals described in the grant application as set forth in subdivision (2)(h) of section 81-15,175.

(c) To the extent funds are not expended pursuant to subdivision (b) of this subsection, the department may conduct a statewide assessment of short-term and long-term water management activities and funding needs to meet statutory requirements in sections 46-713 to 46-718 and 46-739 and any requirements of an interstate compact or decree or formal state contract or agreement.

(d) The fund shall not be used to pay for administrative expenses or any salaries for any political subdivision.

(4) It is the intent of the Legislature that three million three hundred thousand dollars be transferred each fiscal year from the General Fund to the

Water Resources Cash Fund for FY2011-12 through FY2022-23, except that for FY2012-13 it is the intent of the Legislature that four million seven hundred thousand dollars be transferred from the General Fund to the Water Resources Cash Fund. It is the intent of the Legislature that the State Treasurer credit any money received from any Republican River Compact settlement to the Water Resources Cash Fund in the fiscal year in which it is received.

(5)(a) Expenditures from the Water Resources Cash Fund may be made to natural resources districts eligible under subsection (3) of this section for activities to either achieve a sustainable balance of consumptive water uses or assure compliance with an interstate compact or decree or a formal state contract or agreement and shall require a match of local funding in an amount equal to or greater than forty percent of the total cost of carrying out the eligible activity. The department shall, no later than August 1 of each year, beginning in 2007, determine the amount of funding that will be made available to natural resources districts from the Water Resources Cash Fund and notify natural resources districts of this determination. The department shall adopt and promulgate rules and regulations governing application for and use of the Water Resources Cash Fund by natural resources districts. Such rules and regulations shall, at a minimum, include the following components:

(i) Require an explanation of how the planned activity will achieve a sustainable balance of consumptive water uses or will assure compliance with an interstate compact or decree or a formal state contract or agreement as required by section 46-715 and the controls, rules, and regulations designed to carry out the activity; and

(ii) A schedule of implementation of the activity or its components, including the local match as set forth in subdivision (5)(a) of this section.

(b) Any natural resources district that fails to implement and enforce its controls, rules, and regulations as required by section 46-715 shall not be eligible for funding from the Water Resources Cash Fund until it is determined by the department that compliance with the provisions required by section 46-715 has been established.

(6) The Department of Natural Resources shall submit electronically an annual report to the Legislature no later than October 1 of each year, beginning in the year 2007, that shall detail the use of the Water Resources Cash Fund in the previous year. The report shall provide:

(a) Details regarding the use and cost of activities carried out by the department; and

(b) Details regarding the use and cost of activities carried out by each natural resources district that received funds from the Water Resources Cash Fund.

(7)(a) Prior to the application deadline for fiscal year 2011-12, the Department of Natural Resources shall apply for a grant of nine million nine hundred thousand dollars from the Nebraska Environmental Trust Fund, to be paid out in three annual installments of three million three hundred thousand dollars. The purposes listed in the grant application shall be consistent with the uses of the Water Resources Cash Fund provided in this section and shall be used to aid management actions taken to reduce consumptive uses of water, to enhance streamflows, to recharge ground water, or to support wildlife habitat in any river basin determined to be fully appropriated pursuant to section 46-714 or designated as overappropriated pursuant to section 46-713.

(b) If the application is granted, funds received from such grant shall be remitted to the State Treasurer for credit to the Water Resources Cash Fund for the purpose of supporting the projects set forth in the grant application. The department shall include in its grant application documentation that the Legislature has authorized a transfer of three million three hundred thousand dollars from the General Fund into the Water Resources Cash Fund for each of fiscal years 2011-12 and 2012-13 and has stated its intent to transfer three million three hundred thousand dollars to the Water Resources Cash Fund for fiscal year 2013-14.

(c) It is the intent of the Legislature that the department apply for an additional three-year grant that would begin in fiscal year 2014-15, an additional three-year grant from the Nebraska Environmental Trust Fund that

would begin in fiscal year 2017-18, and an additional three-year grant from the Nebraska Environmental Trust Fund that would begin in fiscal year 2020-21 if the criteria established in subsection (4) of section 81-15,175 are achieved.

(8) The department shall establish a subaccount within the Water Resources Cash Fund for the accounting of all money received as a grant from the Nebraska Environmental Trust Fund as the result of an application made pursuant to subsection (7) of this section.

(9) Any funds transferred from the Nebraska Environmental Trust Fund to the Water Resources Cash Fund shall be placed within the subaccount created under subsection (8) of this section and expended in accordance with section 81-15,168.

(10) The State Treasurer shall transfer one million dollars from the Water Resources Cash Fund to the Nitrogen Reduction Incentive Cash Fund as soon as administratively possible after July 19, 2024, but before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 143.** Section 61-222, Revised Statutes Cumulative Supplement, 2024, is amended to read:

61-222 The Water Sustainability Fund is created in the Department of Natural Resources. The fund shall be used in accordance with the provisions established in sections 2-1506 to 2-1513 and for costs directly related to the administration of the fund. The Legislature shall not appropriate or transfer money from the Water Sustainability Fund for any other purpose, except that transfers may be made from the Water Sustainability Fund to the Department of Natural Resources Cash Fund and as a one-time transfer to the General Fund as described in this section.

The Water Sustainability Fund shall consist of money transferred to the fund by the Legislature, other funds as appropriated by the Legislature, and money donated as gifts, bequests, or other contributions from public or private entities. Funds made available by any department or agency of the United States may also be credited to the fund if so directed by such department or agency.

Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Prior to October 1, 2024, investment earnings from investment of money in the fund shall be credited to the fund. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

It is the intent of the Legislature that twenty-one million dollars be transferred from the General Fund to the Water Sustainability Fund in fiscal year 2014-15 and that eleven million dollars be transferred from the General Fund to the Water Sustainability Fund each fiscal year beginning in fiscal year 2015-16.

The Department of Administrative Services shall establish a subaccount within the Water Sustainability Fund for the accounting of any money transferred to the fund from the Nebraska Environmental Trust Fund. Any money transferred from the Nebraska Environmental Trust Fund to the Water Sustainability Fund shall be expended in accordance with section 81-15,168.

**Sec. 144.** Section 61-305, Revised Statutes Cumulative Supplement, 2024, is amended to read:

61-305 (1) The Perkins County Canal Project Fund is created. The fund shall be administered by the Department of Natural Resources. The State Treasurer shall credit to the fund any money transferred by the Legislature and such grants, loans, donations, gifts, bequests, or other money received from any federal or state agency or public or private source for use by the department for the canal project. Any fees collected for water delivery may be credited to the fund. Any money in the Perkins County Canal Project Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Prior to July 1, 2025, any investment earnings from investment of money in the Perkins County Canal Project Fund shall be credited to such fund, except that for fiscal years 2023-24 and 2024-25, such investment earnings shall be credited as provided in section 84-622. Beginning July 1,



2025, any investment earnings from investment of money in the fund shall be credited to the General Fund.

(2)(a) The department shall use the Perkins County Canal Project Fund to identify the optimal route and purchase land for and develop, construct, manage, and operate the Perkins County Canal as outlined by the South Platte River Compact and to contract with an independent firm for the purposes of completing a study of such canal. The study shall include, but may not be limited to, the following:

(i) Costs of completion of a canal and adjoining reservoirs as outlined in the South Platte River Compact;

(ii) A timeline for completion of a canal and adjoining reservoirs as outlined in the South Platte River Compact;

(iii) A cost-effectiveness study examining alternatives, including alternatives that may reduce environmental or financial impacts; and

(iv) The impacts of the canal on drinking water supplies for the cities of Lincoln and Omaha.

(b) The department shall provide the findings of such study electronically to the Clerk of the Legislature and present the findings at a public hearing held by the Appropriations Committee of the Legislature on or before December 31, 2022.

**Sec. 145.** Section 61-405, Revised Statutes Cumulative Supplement, 2024, is amended to read:

61-405 (1) The Jobs and Economic Development Initiative Fund is created. The fund shall be administered by the Department of Natural Resources. The State Treasurer shall credit to the fund any money transferred to the fund by the Legislature and such donations, gifts, bequests, or other money received from any federal or state agency or public or private source. The fund shall be used for water and recreational projects pursuant to the Jobs and Economic Development Initiative Act. Transfers may be made from the fund to the General Fund, the Cash Reserve Fund, or the Roads Operations Cash Fund at the direction of the Legislature. Any money in the Jobs and Economic Development Initiative

Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Prior to October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the fund. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

(2) An amount, not to exceed twenty million dollars, shall be available for site selection costs, feasibility and public water supply studies, and flood mitigation costs of the Department of Natural Resources related to any projects pursuant to the Jobs and Economic Development Initiative Act. The Department of Natural Resources shall, in cooperation with impacted communities, including, but not limited to, any city of the primary class and metropolitan utilities district, contract with an independent consultant to conduct a study on the consequences of any lake located in the Lower Platte River Basin to the public water supply of such communities. Such study shall consider all aspects of water quality, water quantity, and water infrastructure, and any other issues necessary to protect the public water supply, including the impact to future water supply opportunities to the impacted communities.

(3) No funds shall be expended for any project, other than those enumerated in subsection (2) of this section, from the Jobs and Economic Development Initiative Fund unless the Director of Natural Resources certifies to the budget administrator of the budget division of the Department of Administrative Services that the Department of Natural Resources has conducted any environmental, hydrological, or other feasibility studies the director deems necessary to establish the feasibility of any projects pursuant to the Jobs and Economic Development Initiative Act and that, based on the results of such studies, the director has deemed the projects feasible.

**Sec. 146.** Section 66-2308, Revised Statutes Cumulative Supplement, 2024, is amended to read:

66-2308 (1) The Nuclear and Hydrogen Development Fund is created. The

department shall administer the fund to provide per diems and travel and lodging reimbursement to members of the work group as provided under section 66-2305. The fund shall consist of money transferred by the Legislature. Transfers may be made from the fund to the General Fund at the direction of the Legislature.

(2) The Nuclear and Hydrogen Development Fund terminates on July 31, 2028, and the State Treasurer shall transfer any money in the fund on such date to the General Fund.

**Sec. 147.** Section 68-996, Revised Statutes Cumulative Supplement, 2024, is amended to read:

68-996 (1) The Medicaid Managed Care Excess Profit Fund is created. The fund shall contain money returned to the State Treasurer pursuant to subdivision (3) of section 68-995.

(2) The fund shall first be used to offset any losses under subdivision (2) of section 68-995 and then to provide for (a) services addressing the health needs of adults and children under the Medical Assistance Act, including filling service gaps, (b) system improvements, (c) evidence-based early intervention home visitation programs, (d) medical respite services, (e) translation and interpretation services, (f) coverage for continuous glucose monitors as described in section 68-911, (g) other services sustaining access to care, (h) services under the Nebraska Prenatal Plus Program, (i) grants pursuant to the Intergenerational Care Facility Incentive Grant Program, and (j) domestic violence services, as determined by the Legislature. The fund shall only be used for the purposes described in this section.

(3) Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 148.** Section 68-1010, Revised Statutes Cumulative Supplement, 2024, is amended to read:

68-1010 (1) The Department of Health and Human Services shall contract with, or provide a grant to, an eligible entity to implement a pilot program to facilitate the transfer of patients with complex health needs from eligible acute care hospitals to appropriate post-acute care settings, including facilities that provide skilled nursing or long-term care.

(2) The purposes of the pilot program are to ensure that:

(a) Patients with complex health needs are able to access timely transition from an acute care hospital to a post-acute care setting;

(b) Patients receive the appropriate type of care at the appropriate time to best meet their needs; and

(c) Acute-care hospitals have available capacity to meet the needs of patients.

(3) For purposes of this section:

(a) Eligible acute care hospital means a facility that is not designated as a critical access hospital by the federal Centers for Medicare and Medicaid Services and must satisfactorily demonstrate to the eligible entity that it has reached or exceeded eighty percent of available staffed capacity for adult intensive-care-unit beds and acute care inpatient medical-surgical beds;

(b) Eligible entity means a nonprofit statewide association whose members include eligible acute care hospitals; and

(c) Patient means a person who is medically stable and who the provider believes, with a reasonable medical probability and in accordance with recognized medical standards, is safe to be discharged or transferred and is not expected to have his or her condition negatively impacted during, or as a result of, the discharge or transfer.

(4) The eligible entity responsible for developing the pilot program shall:

(a) Determine criteria to define patients with complex health needs;

(b) Develop a process for eligible acute care hospitals to determine capacity and the manner and frequency of reporting changes in capacity;

(c) Develop a process to ensure funding is utilized for the purposes

described in this section and in compliance with all applicable state and federal laws;

(d) Include regular consultation with the department and representatives of acute care hospitals, skilled nursing facilities, and nursing facilities; and

(e) Include quarterly updates to the department.

(5) The pilot program may include direct payments to post-acute care facilities that support care to patients with complex health needs.

(6) Funding utilized under the pilot program shall comply with all medicaid and medicare reimbursement policies for skilled nursing facilities, nursing facilities, and swing-bed hospitals.

(7) It is the intent of the Legislature to appropriate one million dollars from the General Fund to carry out this section. No more than two and one-half percent of the contracted amount shall be used to administer the pilot program.

(8) The pilot program terminates on June 30, 2025. This section terminates on June 30, 2025.

**Sec. 149.** Section 69-1317, Revised Statutes Cumulative Supplement, 2024, is amended to read:

69-1317 (a)(1)(i) Except as otherwise provided in this subdivision, all funds received under the Uniform Disposition of Unclaimed Property Act, including the proceeds from the sale of abandoned property under section 69-1316, shall be deposited by the State Treasurer into the Unclaimed Property Trust Fund from which he or she shall make prompt payment of claims allowed pursuant to the act and payment of any expenses related to unclaimed property. All funds received under section 69-1307.05 shall be deposited by the State Treasurer into the Unclaimed Property Trust Fund from which he or she shall make prompt payment of claims regarding such funds allowed pursuant to the act. Transfers from the Unclaimed Property Trust Fund to the General Fund may be made at the direction of the Legislature. Before making the deposit he or she shall record the name and last-known address of each person appearing from the holders' reports to be entitled to the abandoned property, the name and last-

known address of each insured person or annuitant, and with respect to each policy or contract listed in the report of a life insurance corporation, its number, the name of the corporation, and the amount due. The record shall be available for public inspection during business hours. The separate life insurance corporation demutualization trust fund terminates on March 13, 2019, and the State Treasurer shall transfer any money in the fund on such date to the Unclaimed Property Trust Fund.

(ii) The record shall not be subject to public inspection or available for copying, reproduction, or scrutiny by commercial or professional locators of property presumed abandoned who charge any service or finders' fee until twenty-four months after the names from the holders' reports have been published or officially disclosed. Records concerning the social security number, date of birth, and last-known address of an owner shall be treated as confidential and subject to the same confidentiality as tax return information held by the Department of Revenue, except that the Auditor of Public Accounts shall have unrestricted access to such records.

(iii) A professional finders' fee shall be limited to ten percent of the total dollar amount of the property presumed abandoned. To claim any such fee, the finder shall disclose to the owner the nature, location, and value of the property, provide notice of when such property was reported to the State Treasurer, and provide notice that the property may be claimed by the owner from the State Treasurer free of charge. To claim any such fee if the property has not yet been abandoned, the finder shall disclose to the owner the nature, location, and value of the property, provide notice of when such property will be reported to the State Treasurer, if known, and provide notice that, upon receipt of the property by the State Treasurer, such property may be claimed by the owner from the State Treasurer free of charge.

(2)(i) The unclaimed property records of the State Treasurer, the unclaimed property reports of holders, and the information derived by an unclaimed property examination or audit of the records of a person or otherwise obtained by or communicated to the State Treasurer may be withheld from the

public. Any record or information that may be withheld under the laws of this state or of the United States when in the possession of such a person may be withheld when revealed or delivered to the State Treasurer. Any record or information that is withheld under any law of another state when in the possession of that other state may be withheld when revealed or delivered by the other state to the State Treasurer.

(ii) Information withheld from the general public concerning any aspect of unclaimed property shall only be disclosed to an apparent owner of the property or to the escheat, unclaimed, or abandoned property administrators or officials of another state if that other state accords substantially reciprocal privileges to the State Treasurer.

(b)(1) On or before November 1 of each year prior to 2026, the State Treasurer shall transfer any balance in excess of one million dollars from the Unclaimed Property Trust Fund to the permanent school fund.

(2) On or before November 1 of each year beginning in 2026 through 2035, the State Treasurer shall transfer any balance in excess of one million dollars from the Unclaimed Property Trust Fund as follows:

(i) The first one million dollars to the Capitol Restoration Cash Fund;  
and

(ii) Any remaining balance to the permanent school fund.

(3) On or before November 1 of each year beginning in 2036, the State Treasurer shall transfer any balance in excess of one million dollars from the Unclaimed Property Trust Fund to the permanent school fund.

(c) Before making any deposit to the credit of the permanent school fund, the Capitol Restoration Cash Fund, or the General Fund, the State Treasurer may deduct any costs related to unclaimed property and place such funds in the Unclaimed Property Cash Fund.

(d) The Unclaimed Property Cash Fund is created. Transfers from the fund to the General Fund may be made at the direction of the Legislature. Any money in the Unclaimed Property Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act

and the Nebraska State Funds Investment Act.

**Sec. 150.** Section 71-5328, Revised Statutes Cumulative Supplement, 2024, is amended to read:

71-5328 (1) For purposes of this section:

(a) Department means the Department of Environment and Energy;

(b) Metropolitan utilities district means a district created pursuant to section 14-2101; and

(c) Qualified labor training organization means any job training service provider headquartered in the State of Nebraska with a demonstrated history of providing workforce training relevant to the skilled labor necessary for the removal and replacement of lead service lines.

(2) The Lead Service Line Cash Fund is created. The fund shall be administered by the department. The fund shall consist of funds transferred by the Legislature. The fund shall be used for grants under subsection (3) of this section. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Lead Service Line Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(3) The department shall utilize all money in the Lead Service Line Cash Fund for the purpose of providing grants to metropolitan utilities districts for the following:

(a) Removing and replacing lead service lines;

(b) Repaying debt incurred for any loan received by the metropolitan utilities district for the purpose of replacing lead service lines, including any loan or loans under the federal Drinking Water State Revolving Fund or any other loan incurred specifically for the purpose of removing lead service lines;

(c) Providing information to residents on the benefits of removing lead service lines;

(d) Performing necessary construction, assessment, mapping, or any other



labor, management, or contracted services required for and associated with removing and replacing lead service lines; or

(e) Acquiring any equipment, materials, or supplies necessary to replace lead service lines.

(4) The department may adopt and promulgate rules and regulations to carry out this section.

**Sec. 151.** Section 71-7608, Reissue Revised Statutes of Nebraska, is amended to read:

71-7608 (1) The Nebraska Tobacco Settlement Trust Fund is created. The fund shall include any settlement payments or other revenue received by the State of Nebraska in connection with any tobacco-related litigation to which the State of Nebraska is a party. The Department of Health and Human Services shall remit such revenue to the State Treasurer for credit to the fund.

(2) Subject to the terms and conditions of such litigation, money from the Nebraska Tobacco Settlement Trust Fund shall be transferred to the Nebraska Health Care Cash Fund as provided in section 71-7611 or, until June 30, 2027, to the Nebraska Transformational Project Fund.

(3) Any money in the Nebraska Tobacco Settlement Trust Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 152.** Section 71-7611, Revised Statutes Cumulative Supplement, 2024, is amended to read:

71-7611 (1) The Nebraska Health Care Cash Fund is created. The State Treasurer shall transfer (a) sixty million three hundred thousand dollars on or before July 15, 2014, (b) sixty million three hundred fifty thousand dollars on or before July 15, 2015, (c) sixty million three hundred fifty thousand dollars on or before July 15, 2016, (d) sixty million seven hundred thousand dollars on or before July 15, 2017, (e) five hundred thousand dollars on or before May 15, 2018, (f) sixty-one million six hundred thousand dollars on or before July 15, 2018, (g) sixty-two million dollars on or before July 15, 2019, (h) sixty-one million four hundred fifty thousand dollars on or before July 15, 2020, (i)

sixty-six million two hundred thousand dollars on or before July 15, 2022, (j) fifty-six million seven hundred thousand dollars on or before July 15, 2023, (k) fifty-four million dollars on or before July 15, 2024, (l) fifty-nine million one hundred fifty thousand dollars on or before July 1, 2025, and (m) sixty million one hundred fifty thousand dollars on or before every July 15 thereafter from the Nebraska Medicaid Intergovernmental Trust Fund and the Nebraska Tobacco Settlement Trust Fund to the Nebraska Health Care Cash Fund, except that such amount shall be reduced by the amount of the unobligated balance in the Nebraska Health Care Cash Fund at the time the transfer is made. The state investment officer shall advise the State Treasurer on the amounts to be transferred first from the Nebraska Medicaid Intergovernmental Trust Fund until the fund balance is depleted and from the Nebraska Tobacco Settlement Trust Fund thereafter in order to sustain such transfers in perpetuity. The state investment officer shall report electronically to the Legislature on or before October 1 of every even-numbered year on the sustainability of such transfers. The Nebraska Health Care Cash Fund shall also include money received pursuant to section 77-2602. Except as otherwise provided by law, no more than the amounts specified in this subsection may be appropriated or transferred from the Nebraska Health Care Cash Fund in any fiscal year.

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

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

(3) The University of Nebraska and postsecondary educational institutions having colleges of medicine in Nebraska and their affiliated research hospitals in Nebraska, as a condition of receiving any funds appropriated or transferred from the Nebraska Health Care Cash Fund, shall not discriminate against any

person on the basis of sexual orientation.

(4) The State Treasurer shall transfer fifteen million dollars from the Nebraska Health Care Cash Fund on or after July 1, 2022, but before June 30, 2023, to the Board of Regents of the University of Nebraska for the University of Nebraska Medical Center for pancreatic cancer research at the University of Nebraska Medical Center. Transfers from the Nebraska Health Care Cash Fund in this subsection shall be contingent upon receipt of any matching funds from private or other sources, up to fifteen million dollars, certified by the budget administrator of the budget division of the Department of Administrative Services. Upon receipt of any matching funds certified by the budget administrator, the State Treasurer shall transfer an equal amount of funds to the Board of Regents of the University of Nebraska.

**Sec. 153.** Section 72-232.02, Revised Statutes Cumulative Supplement, 2024, is amended to read:

72-232.02 The Board of Educational Lands and Funds shall pay the costs of administering the unsold school lands out of receipts from school land income. A cash fund is hereby authorized and the State Treasurer shall, out of the receipts for school land income, deposit in such cash fund that amount appropriated by the Legislature for each fiscal year on the first day of each fiscal year. Beginning October 1, 2024, through June 30, 2025, any investment earnings from investment of money in the cash fund shall be credited to the General Fund. Beginning on July 1, 2025, any investment earnings from investment of the money in the cash fund shall be credited to the Education Future Fund.

**Sec. 154.** Section 72-820, Revised Statutes Cumulative Supplement, 2024, is amended to read:

72-820 The Game and Parks Commission may purchase or receive by donation, and subsequently rehabilitate and manage, the Mayhew Cabin historical site located in Nebraska City, Nebraska.

**Sec. 155.** Section 72-1001, Revised Statutes Cumulative Supplement, 2024, is amended to read:

72-1001 The Nebraska Capital Construction Fund is created. The fund shall consist of revenue and transfers credited to the fund as authorized by law. Money shall be appropriated from the fund to state agencies for making payments on projects as determined by the Legislature, including, but not limited to, purchases of land, structural improvements to land, acquisition of buildings, construction of buildings, including architectural and engineering costs, replacement of or major repairs to structural improvements to land or buildings, additions to existing structures, remodeling of buildings, and acquisition of equipment and furnishings of new or remodeled buildings. The fund shall be administered by the State Treasurer as a multiple-agency-use fund and appropriated to state agencies as determined by the Legislature. Transfers may be made from the fund to the Capitol Restoration Cash Fund at the direction of the Legislature. Any money in the Nebraska Capital Construction Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Prior to July 1, 2025, any investment earnings from investment of money in the Nebraska Capital Construction Fund shall be credited to such fund, except that for fiscal years 2023-24 and 2024-25, any investment earnings from investment of money in the Nebraska Capital Construction Fund from transfers credited to such fund that are designated for the construction of a new state prison shall be credited as provided in section 84-622. Beginning July 1, 2025, through June 30, 2027, any investment earnings from investment of money in the Nebraska Capital Construction Fund shall be credited to the General Fund. Beginning July 1, 2027, any investment earnings from investment of money in the Nebraska Capital Construction Fund shall be credited to the fund.

**Sec. 156.** Section 72-2211, Revised Statutes Cumulative Supplement, 2024, is amended to read:

72-2211 (1) The Capitol Restoration Cash Fund is created. The administrator shall administer the fund, which shall consist of money received from the sale of material, rental revenue, private donations, public donations,

and transfers as directed by the Legislature from the Capitol Preservation, Restoration, and Enhancement Endowment Fund, the Unclaimed Property Trust Fund, and the Nebraska Capital Construction Fund.

(2)(a) The Capitol Restoration Cash Fund shall be used to finance projects for the restoration, preservation, and enhancement of the State Capitol and its courtyards and grounds, to purchase and conserve items to be added to the Nebraska Capitol Collections housed in the State Capitol, to produce promotional material concerning the State Capitol, its grounds, and the Nebraska State Capitol Environs District, and to pay the expenditures for a project manager for the Capitol Heating, Ventilation, and Air Conditioning Systems Replacement Project until such time as the project is completed, except that transfers may be made from the fund to the General Fund at the direction of the Legislature. Such expenditures shall be prescribed by the administrator and approved by the commission.

(b) Money transferred to the fund from the Capitol Preservation, Restoration, and Enhancement Endowment Fund shall only be used for the restoration, preservation, and enhancement of the courtyards located at the State Capitol.

(3) Any money in the Capitol Restoration Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 157.** Section 72-2401, Reissue Revised Statutes of Nebraska, is amended to read:

72-2401 The Ferguson House Fund is created. The fund shall be used by the state building division of the Department of Administrative Services only for the operation, administration, maintenance, restoration, and renovation of the Ferguson House and grounds. Revenue credited to the fund may consist of rental or other income related to the Ferguson House as well as gifts, grants, and bequests. Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 158.** Section 75-1101, Revised Statutes Cumulative Supplement, 2024, is amended to read:

75-1101 (1) For purposes of this section, 211 Information and Referral Network means a statewide information and referral network providing information to the public regarding disaster and emergency response and health and human services provided by public and private entities throughout the state.

(2) The Public Service Commission shall award a grant annually to a 211 Information and Referral Network which submits an application and meets the requirements of this section.

(3) To be eligible for a grant, the 211 Information and Referral Network shall update the information and referral services on the network at least annually, shall geographically index the services to provide information on a county-by-county basis, and shall be accredited as meeting the standards for service delivery and quality by the Alliance of Information and Referral Systems or a similar organization approved by the commission.

(4) The grant may be used to establish a website which includes links to providers of health and human services, the name, address, and telephone number of any organization listed on the website, a description of the type of services provided by the organization, and other information to educate the public about the health and human services available on a geographic basis. The grant may also be used to provide access to the network twenty-four hours per day, seven days per week, through telephone access and website access.

(5) There is hereby created the 211 Cash Fund. The fund shall be used solely for the purpose of providing grants pursuant to this section and associated administrative costs, except that transfers may be made from the fund to the General Fund at the direction of the Legislature. All money received by the Public Service Commission for such grants shall be remitted to the State Treasurer for credit to the 211 Cash Fund. Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds

Investment Act.

**Sec. 159.** Section 76-3219, Reissue Revised Statutes of Nebraska, is amended to read:

76-3219 The board shall collect all fees and other revenue pursuant to the Nebraska Appraisal Management Company Registration Act and shall remit such fees and revenue to the State Treasurer for credit to the Appraisal Management Company Fund, which is hereby created. The fund shall be used to implement, administer, and enforce the act, except that transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Appraisal Management Company Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 160.** Section 77-2911, Reissue Revised Statutes of Nebraska, is amended to read:

77-2911 The Nebraska Job Creation and Mainstreet Revitalization Fund is created. The fund shall be administered by the Nebraska State Historical Society and shall consist of all fees credited to the fund pursuant to section 77-2907. The fund shall be used to administer and enforce the Nebraska Job Creation and Mainstreet Revitalization Act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Nebraska Job Creation and Mainstreet Revitalization Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 161.** Section 77-4025, Revised Statutes Cumulative Supplement, 2024, is amended to read:

77-4025 (1) There is hereby created a cash fund in the Department of Revenue to be known as the Tobacco Products Administration Cash Fund. All revenue collected or received by the Tax Commissioner from the license fees, certification fees, and taxes imposed by the Tobacco Products Tax Act shall be remitted to the State Treasurer for credit to the Tobacco Products Administration Cash Fund, except that all such revenue relating to electronic

nicotine delivery systems shall be remitted to the State Treasurer for credit to the General Fund.

(2) All costs required for administration of the Tobacco Products Tax Act shall be paid from the Tobacco Products Administration Cash Fund. Credits and refunds allowed under the act shall be paid from the Tobacco Products Administration Cash Fund. Any receipts, after credits and refunds, in excess of the amounts sufficient to cover the costs of administration may be transferred to the General Fund at the direction of the Legislature.

(3) The State Treasurer shall transfer nine million five hundred thousand dollars from the Tobacco Products Administration Cash Fund to the General Fund on or after July 1, 2025, but on or before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services. The State Treasurer shall transfer nine million five hundred thousand dollars from the Tobacco Products Administration Cash Fund to the General Fund on or after July 1, 2026, but on or before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services. The State Treasurer shall transfer nine million dollars from the Tobacco Products Administration Cash Fund to the General Fund on or after July 1, 2027, but on or before June 30, 2028, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services. The State Treasurer shall transfer nine million dollars from the Tobacco Products Administration Cash Fund to the General Fund on or after July 1, 2028, but on or before June 30, 2029, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(4) Any money in the Tobacco Products Administration Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 162.** Section 77-4310.03, Reissue Revised Statutes of Nebraska, is amended to read:



77-4310.03 There is hereby created the Marijuana and Controlled Substances Tax Administration Cash Fund. Money in the fund shall be used by the Tax Commissioner for the purposes of administering, collecting, and enforcing the tax imposed by section 77-4303, except that transfers may be made from the fund to the General Fund or the Department of Revenue Property Assessment Division Cash Fund at the direction of the Legislature. Any money in the Marijuana and Controlled Substances Tax Administration Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 163.** Section 77-6841, Revised Statutes Cumulative Supplement, 2024, is amended to read:

77-6841 (1) The Legislature finds that providing job training is critical to the public purpose of attracting and retaining businesses and that the growth of high-paying jobs in Nebraska is limited by an unmet need for workforce training and infrastructure development. The Legislature further finds that many communities in Nebraska lack the infrastructure, including broadband access, necessary to provide high-paying jobs for residents. The Legislature further finds that workforce training and infrastructure development help businesses and improve the quality of life for workers and communities in Nebraska. Because there is a statewide benefit from workforce training and infrastructure development, the Legislature intends to provide a revolving loan program as a rational means to address these needs.

(2) The Department of Economic Development shall establish and administer a revolving loan program for workforce training and infrastructure development expenses to be incurred by applicants for incentives under the Imagine Nebraska Act.

(3) The Imagine Nebraska Revolving Loan Fund is hereby created. The fund shall receive money from appropriations from the Legislature, grants, private contributions, repayment of loans, and all other sources. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Imagine Nebraska Revolving Loan Fund available for investment

shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. It is the intent of the Legislature to transfer five million dollars from the General Fund to the Imagine Nebraska Revolving Loan Fund for fiscal years 2022-23 and 2023-24 for purposes of carrying out the workforce training and infrastructure development revolving loan program pursuant to the Imagine Nebraska Act. It is the intent of the Legislature to appropriate five million dollars for fiscal years 2022-23 and 2023-24 for purposes of carrying out the workforce training and infrastructure development revolving loan program pursuant to the Imagine Nebraska Act.

(4) The Department of Economic Development, as part of its comprehensive business development strategy, shall administer the Imagine Nebraska Revolving Loan Fund and may loan funds to applicants under the Imagine Nebraska Act to secure new, high-paying jobs in Nebraska based on the criteria established in sections 77-6842 and 77-6843. Loans made to applicants under the Imagine Nebraska Act and interest on such loans may be repaid using credits earned under the Imagine Nebraska Act. If that occurs, the Department of Revenue shall certify the credit usage to the State Treasurer, who shall, within thirty days, transfer the amount of the credit used from the General Fund to the Imagine Nebraska Revolving Loan Fund.

(5) If a taxpayer with an agreement under the Imagine Nebraska Act obtains a loan under this section and fails to attain the required minimum number of new employees, minimum compensation, and minimum required cumulative investment necessary for that taxpayer to earn a credit, the principal and interest of the loan shall be considered an underpayment of tax and may be recovered by the Department of Revenue.

(6) Whether repaid using credits or repaid directly by the recipient of the loan, loans made from the Imagine Nebraska Revolving Loan Fund shall be repaid with interest at the rate established in section 45-102.

**Sec. 164.** Section 79-810, Reissue Revised Statutes of Nebraska, is amended to read:

79-810 (1) Certificates and permits shall be issued by the commissioner upon application on forms prescribed and provided by him or her which shall include the applicant's social security number.

(2) Each certificate or permit issued by the commissioner shall indicate the area of authorization to teach, provide special services, or administer and any areas of endorsement for which the holder qualifies. During the term of any certificate or permit issued by the commissioner, additional endorsements may be made on the certificate or permit if the holder submits an application, meets the requirements for issuance of the additional endorsements, and pays a nonrefundable fee as set by the commissioner, not to exceed fifty-five dollars.

(3) The department shall make available on a portal on the department's website the option or ability for an individual with a certificate or permit to apply for an endorsement. Such portal shall also include a list of courses that an individual with a certificate or permit may take to add an endorsement to such certificate or permit. The commissioner shall allow an individual with a certificate or permit the following alternative methods of obtaining an endorsement:

(a) Taking a subject-specific content examination in designated endorsement areas and indicating such subject as an endorsement on such individual's certificate or permit based solely on passage of the examination; or

(b) Completing an approved program of equivalent professional education in a designated endorsement area that is provided by an accredited public school.

(4) The Certification Fund is created. Any fee received by the department under sections 79-806 to 79-815 shall be remitted to the State Treasurer for credit to the fund. The fund shall be used by the department in paying the costs of certifying educators pursuant to such sections and to carry out subsection (3) of section 79-808. For issuance of a certificate or permit valid in all schools, the nonrefundable fee shall be set by the commissioner, not to exceed sixty-five dollars. Transfers may be made from the Certification Fund to the Education Future Fund at the direction of the Legislature. Any money in the

Certification Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 165.** Section 79-1064, Reissue Revised Statutes of Nebraska, is amended to read:

79-1064 The State Department of Education Cash Fund is created. Except as to other revenue the disposition of which is otherwise provided for, all sums of money received by the State Department of Education from the sale of goods and materiel, fees from any training program or services rendered, and any revenue such department may receive from any other source shall be remitted to the State Treasurer for credit to the State Department of Education Cash Fund. The State Treasurer shall disburse such amounts in the fund as are available and considered incident to the administration and operation of the State Department of Education. Money in the State Department of Education Cash Fund may be transferred to the General Fund or the Education Future Fund at the direction of the Legislature. All disbursements for the State Department of Education Cash Fund shall be made upon vouchers issued by the State Department of Education and warrants drawn by the Director of Administrative Services. Any money in the State Department of Education Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 166.** Section 79-1119, Reissue Revised Statutes of Nebraska, is amended to read:

79-1119 Excess cost means the difference between the total cost of the special education program excluding residential care minus the product of the number of students in the special education program multiplied by the adjusted average per pupil cost of the preceding year for the school district of residence of each child.

**Sec. 167.** Section 79-1142, Reissue Revised Statutes of Nebraska, is amended to read:

79-1142 (1) Level I services refers to services provided to children with

disabilities who require an aggregate of not more than three hours per week of special education services and support services and includes all administrative, diagnostic, consultative, and vocational-adjustment counselor services.

(2)(a) The total allowable excess cost for special education programs and support services is (i) the excess cost for special education programs plus (ii) the total allowable reimbursable cost for support services minus (iii) federal medicaid funds received pursuant to section 43-2511 for services to school-age children excluding amounts designated pursuant to such section as reimbursement for costs associated with the implementation and administration of the billing system.

(b) The total allowable reimbursable cost for support services shall not exceed a percentage, established by the State Board of Education, of the school district's or approved cooperative's total allowable reimbursable cost for all special education programs and support services. The percentage established by the board for support services shall not exceed the difference of ten percent minus the percentage of the appropriations for special education approved by the Legislature set aside for reimbursements for support services pursuant to subsection (5) of this section.

(3)(a) Except as provided in subsection (6) of this section, for special education and support services provided in each school fiscal year, the department shall reimburse each school district in the following school fiscal year a pro rata amount of the total allowable excess costs for all special education programs and support services as determined by the department pursuant to subdivision (3)(b) of this section. Cooperatives of school districts or educational service units shall also be eligible for reimbursement for cooperative programs pursuant to this section if such cooperatives or educational service units have complied with the reporting and approval requirements of section 79-1155 for cooperative programs which were offered in the preceding school fiscal year.

(b) The department shall reimburse the total allowable excess costs for

all special education programs and support services from the General Fund and Education Future Fund appropriations approved by the Legislature for special education pursuant to section 79-1145, minus the amounts set aside pursuant to subsection (5) of this section, on a pro rata basis at the maximum rate of reimbursement such appropriations will allow as determined by the department.

(4) The department shall make the reimbursement payments to the school district of residence, cooperative of school districts, or educational service unit each school fiscal year in a minimum of seven payments between the fifth and twentieth day of each month beginning in December. Such reimbursement payments may be adjusted as claims are reviewed and finalized. The State Treasurer shall, between the fifth and twentieth day of each month, notify the Director of Administrative Services of the amount of funds available in the General Fund and the Education Future Fund for payment purposes. The director shall, upon receiving such certification, draw warrants against such funds as appropriated.

(5) Residential settings described in subdivision (10)(c) of section 79-215 shall be reimbursed for the educational services, including special education services and support services, in an amount determined pursuant to the average per pupil cost of the service agency. Reimbursements pursuant to this section shall be made from funds set aside for such purpose within sixty days after receipt of a reimbursement request submitted in the manner required by the department and including any documentation required by the department for educational services that have been provided, except that if there are not any funds available for the remainder of the state fiscal year for such reimbursements, the reimbursement shall occur within thirty days after the beginning of the immediately following state fiscal year. The department may audit any required documentation and subtract any payments made in error from future reimbursements. The department shall set aside separate amounts from the appropriations for special education approved by the Legislature for reimbursements pursuant to this subsection for students receiving special education services and for students receiving support services for each state

fiscal year. The amounts set aside for each purpose shall be based on estimates of the reimbursements to be requested during the state fiscal year and shall not be less than the total amount of reimbursements requested in the prior state fiscal year plus any unpaid requests from the prior state fiscal year.

(6) For each school district that received a payment pursuant to the Extraordinary Increase in Special Education Expenditures Act in the school fiscal year for which special education expenditures were reimbursed pursuant to subsection (3) of this section, an amount equal to such payment shall be subtracted from the reimbursement calculated pursuant to subsection (3) of this section and such amount shall be transferred to the Education Future Fund.

(7) On or before November 15 of each year, the department shall submit to the Governor, the Appropriations Committee of the Legislature, and the Education Committee of the Legislature:

(a) The total allowable excess costs for all special education programs and support services for all school districts, cooperatives of school districts, and educational service units; and

(b) The total reimbursements requested pursuant to subsection (5) of this section for the most recently completed school fiscal year.

**Sec. 168.** Section 79-1145, Reissue Revised Statutes of Nebraska, is amended to read:

79-1145 (1) For purposes of this section:

(a) Nonreimbursable expenditure means an expenditure included within the total allowable excess cost for all special education programs and support services as submitted to the department on or before the first October 31 following the school fiscal year in which the expenditure occurred that is later determined to be nonreimbursable as a special education program or support services expenditure; and

(b) Three-year average nonreimbursable expenditures means the average total nonreimbursable expenditures for all school districts for the most recent three school fiscal years for which such information is available.

(2)(a) For each fiscal year, the aggregate amount appropriated from the

General Fund and the Education Future Fund for special education programs and support services pursuant to sections 79-1129, 79-1132, and 79-1144 shall not be less than the amounts required pursuant to section 79-1142 to (i) reimburse residential settings described in subdivision (10)(c) of section 79-215 for educational services and reimburse eighty percent of the total allowable excess costs for all special education programs and support services or (ii) meet federal maintenance of state financial support requirements, whichever is greater.

(b) The amount required to reimburse eighty percent of the total allowable excess costs for all special education programs and support services shall be calculated by subtracting eighty percent of three-year average nonreimbursable expenditures from eighty percent of the total allowable excess costs for all special education programs and support services as submitted to the department on or before the first October 31 following the school fiscal year in which the allowable excess costs occurred.

**Sec. 169.** Section 79-2510, Reissue Revised Statutes of Nebraska, is amended to read:

79-2510 (1) The Expanded Learning Opportunity Grant Fund is created. The fund shall be administered by the department and shall consist of transfers pursuant to section 79-3501, repayments of grant funds, and interest payments received in the course of administering the Expanded Learning Opportunity Grant Program Act. The fund shall be used to carry out the Expanded Learning Opportunity Grant Program Act. Transfers may be made from the fund to the Education Future Fund at the direction of the Legislature. Any money in the Expanded Learning Opportunity Grant Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(2) The State Board of Education, in consultation with the department, may adopt and promulgate rules and regulations to carry out the Expanded Learning Opportunity Grant Program Act.

**Sec. 170.** Section 79-3501, Reissue Revised Statutes of Nebraska, is



amended to read:

79-3501 (1) For fiscal years through fiscal year 2023-24, the money available to be used for education pursuant to subdivision (3)(b) of section 9-812 shall be transferred to the Nebraska Education Improvement Fund.

(2) For fiscal years 2024-25 through 2028-29, the money available to be used for education pursuant to subdivision (3)(b) of section 9-812 shall be transferred as follows:

- (a) Eight percent to the Behavioral Training Cash Fund;
- (b) Two percent to the College Pathway Program Cash Fund;
- (c) Seven percent to the Community College Gap Assistance Program Fund;
- (d) Ten percent to the State Department of Education Improvement Grant Fund;
- (e) Three percent to fund distance education incentives pursuant to section 79-1337;
- (f) One percent to the Door to College Scholarship Fund;
- (g) Eight percent to the Excellence in Teaching Cash Fund;
- (h) One and one-half percent to the Expanded Learning Opportunity Grant Fund;
- (i) One and one-half percent to the Mental Health Training Cash Fund; and
- (j) Fifty-eight percent to the Nebraska Opportunity Grant Fund.

(3) For fiscal year 2029-30 and each fiscal year thereafter, the money available to be used for education pursuant to subdivision (3)(b) of section 9-812 shall be transferred as the Legislature may direct.

(4)(a) The Nebraska Education Improvement Fund is created. The fund shall consist of money transferred pursuant to subsection (1) of this section and any other funds transferred by the Legislature. Transfers may be made from the fund to the Education Future Fund at the direction of the Legislature. The Nebraska Education Improvement Fund shall be allocated, after actual and necessary administrative expenses, as provided in this subsection for fiscal years 2016-17 through 2023-24. A portion of each allocation for fiscal year 2023-24 may be retained by the agency to which the allocation is made or the agency

administering the fund to which the allocation is made for actual and necessary expenses incurred by such agency for administration, evaluation, and technical assistance related to the purposes of the allocation, except that no amount of the allocation to the Nebraska Opportunity Grant Fund may be used for such purposes.

(b) For fiscal years 2017-18 through 2023-24, an amount equal to ten percent of the revenue received by the Nebraska Education Improvement Fund in the prior fiscal year shall be retained in the fund at all times plus any interest earned during the current fiscal year. The balance of the fund on July 26, 2024, less three percent of the money received for the fourth quarter of fiscal year 2023-24, shall be transferred to the Behavioral Training Cash Fund.

(c) For fiscal year 2023-24, the Nebraska Education Improvement Fund shall be allocated as follows:

(i) One percent of the allocated funds to the Expanded Learning Opportunity Grant Fund to carry out the Expanded Learning Opportunity Grant Program Act;

(ii) Seventeen percent of the allocated funds to the State Department of Education Improvement Grant Fund to be used for competitive innovation grants pursuant to section 79-1054;

(iii) Nine percent of the allocated funds to the Community College Gap Assistance Program Fund to carry out the community college gap assistance program;

(iv) Eight percent of the allocated funds to the Excellence in Teaching Cash Fund to carry out the Excellence in Teaching Act;

(v) Sixty-two percent of the allocated funds to the Nebraska Opportunity Grant Fund to carry out the Nebraska Opportunity Grant Act in conjunction with appropriations from the General Fund; and

(vi) Three percent of the allocated funds to fund distance education incentives pursuant to section 79-1337.

(d) For fiscal year 2029-30 and each fiscal year thereafter, the Nebraska Education Improvement Fund shall be allocated as the Legislature may direct.

(e) Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(5) A portion of each transfer pursuant to subdivisions (2)(c), (e), (f), (g), (h), and (i) of this section may be retained by the agency administering the fund to which such transfer is made for actual and necessary expenses incurred by such agency for administration, evaluation, and technical assistance related to the purposes of the transfer.

(6)(a) On or before September 20, 2022, and on or before each September 20 thereafter, (i) any department or agency receiving a transfer or acting as the administrator for a fund receiving a transfer pursuant to subsection (2) or (4) of this section, (ii) any recipient or subsequent recipient of money from any such fund, and (iii) any service contractor responsible for managing any portion of any such fund or any money disbursed from any such fund on behalf of any entity shall prepare and submit an annual report to the Auditor of Public Accounts in a manner prescribed by the auditor for the immediately preceding July 1 through June 30 fiscal year detailing information regarding the use of such fund or such money.

(b) The Auditor of Public Accounts shall annually compile a summary of the annual reports received pursuant to subdivision (6)(a) of this section, any audits related to transfers pursuant to subsection (2) or (4) of this section conducted by the Auditor of Public Accounts, and any findings or recommendations related to such transfers into a consolidated annual report and shall submit such consolidated annual report electronically to the Legislature on or before January 1, 2023, and on or before each January 1 thereafter.

(c) For purposes of this subsection, recipient, subsequent recipient, or service contractor means a nonprofit entity that expends funds transferred pursuant to subsection (2) or (4) of this section to carry out a state program or function, but does not include an individual who is a direct beneficiary of such a program or function.

(7) On or before December 31, 2027, the Education Committee of the

Legislature shall electronically submit recommendations to the Clerk of the Legislature regarding how the money used for education from the State Lottery Operation Trust Fund should be allocated to best advance the educational priorities of the state for the five-year period beginning with fiscal year 2029-30.

**Sec. 171.** Section 81-179, Reissue Revised Statutes of Nebraska, is amended to read:

81-179 (1) There is hereby created under the control of the Governor, for allocation to building renewal projects of the various agencies, a fund to be known as the Building Renewal Allocation Fund. The fund shall contain the revenue from the special privilege tax as provided in section 77-2602 and such other money as is appropriated by the Legislature. Such appropriation is declared to consist of building renewal funds which shall be kept separate and distinct from the program continuation funds and project construction funds. Transfers may be made from the fund to the General Fund at the direction of the Legislature.

(2) Separate subfunds, subprograms, projects, or accounts shall be established to separately account for any expenditures on state buildings or facilities to comply with the federal Americans with Disabilities Act of 1990. A minimal amount of the funds contained in the subfunds, subprograms, projects, or accounts may be used for planning and evaluation of buildings and facilities.

(3) The budget division of the Department of Administrative Services may administratively transfer funds to appropriate accounting entities to correctly account for the operating expenditures. A separate fund, cash fund, project, or other account may be administratively established for such purpose.

(4) Any money in the Building Renewal Allocation Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 172.** Section 81-302, Reissue Revised Statutes of Nebraska, is amended to read:

81-302 The Department of Banking and Finance Settlement Cash Fund is created. The fund shall be administered by the Department of Banking and Finance. The fund shall consist of money received by the state in settlements resulting from regulatory or judicial resolution of financial, securities, or consumer issues in which the department is designated as a recipient and any investment income earned on the fund. The Department of Administrative Services may for accounting purposes create subfunds of the fund to segregate awards or allocations received pursuant to different orders or settlements. The fund may be used by the Department of Banking and Finance for any allowable legal purposes as determined by the Director of Banking and Finance. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Department of Banking and Finance Settlement Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 173.** Section 81-407, Reissue Revised Statutes of Nebraska, is amended to read:

81-407 The Workforce Development Program Cash Fund is hereby created. The fund shall consist of transfers authorized by the Legislature. The Department of Labor shall administer the fund to provide workforce development grants. Transfers may be made from the fund to the General Fund or the Nebraska Opportunity Grant Fund at the direction of the Legislature. Any money in the Workforce Development Program Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 174.** Section 81-8,239.02, Reissue Revised Statutes of Nebraska, is amended to read:

81-8,239.02 The following separate permanent revolving funds are established in the state treasury for use under the Risk Management Program according to the purposes for which each fund is established:

(1) The State Insurance Fund is hereby created for the purpose of purchasing insurance to cover property, fidelity, and liability risks of the state and workers' compensation claims against the state and other risks to which the state or its agencies, officials, or employees are exposed and for paying related expenses, including the costs of administering the Risk Management Program. The fund may receive deposits from assessments against state agencies to provide insurance coverage as directed by the Risk Manager. The Risk Manager may retain in the fund sufficient money to pay for any deductibles, self-insured retentions, or copayments as may be required by such insurance policies and Risk Management Program expenses. Transfers may be made from the fund to the General Fund at the direction of the Legislature;

(2) The State Self-Insured Property Fund is hereby created for the purpose of replacing, repairing, or rebuilding state property which has incurred damage or is suffering other loss not fully covered by insurance and for paying related expenses. The fund may receive deposits from assessments against state agencies to provide property coverage as directed by the Risk Manager. The Risk Manager may assess state agencies to provide self-insured property coverage;

(3) The State Self-Insured Indemnification Fund is hereby created for the purpose of paying indemnification claims under section 81-8,239.05. Indemnification claims shall include payments for awards, settlements, and associated costs, including appeal bonds and reasonable costs and attorney's fees associated with a required appearance by agency legal counsel or other legal counsel hired, with prior approval of the Attorney General, to represent the agency, official, or employee before any tribunal. The fund may receive deposits from assessments against state agencies to pay for the costs associated with providing and supporting indemnification claims. The creation of this fund shall not be interpreted as expanding the liability exposure of the state or its agencies, officials, or employees; and

(4)(a) The State Self-Insured Liability Fund is hereby created for the purpose of paying compensable liability and fidelity claims against the state or its agencies, officials, or employees which are not fully covered by

insurance and for which there is insufficient agency funding and for which a legislative appropriation is made under section 81-8,239.11.

(b) The fund may be used to pay claims against the state or its agencies, officials, or employees for which there is a specific provision of law for the resolution of such claims but which are not otherwise payable from the State Insurance Fund, State Self-Insured Property Fund, State Self-Insured Indemnification Fund, Workers' Compensation Claims Revolving Fund, or Tort Claims Fund. Such claims shall include payments for awards, settlements, and associated costs, including appeal bonds and reasonable costs and attorney's fees associated with a required appearance by agency legal counsel or other legal counsel hired, with prior approval of the Attorney General, to represent the agency, official, or employee before any tribunal.

(c) A claim for reasonable costs and attorney's fees described in subdivision (b) of this subsection shall be paid from the State Self-Insured Liability Fund if such claim results from the inability of the Attorney General to represent an agency, official, or employee due to a conflict of interest. A conflict of interest shall not be deemed to exist when the Attorney General is a party to such claim or represents a party to such claim.

(d) The creation of this fund shall not be interpreted as expanding the liability exposure of the state or its agencies, officials, or employees.

(e) The Risk Manager shall report electronically all claims and judgments paid from the State Self-Insured Liability Fund to the Clerk of the Legislature annually. The report shall include the name of the claimant, the amount claimed and paid, and a brief description of the claim, including any agency, program, and activity under which the claim arose. Any member of the Legislature may receive an electronic copy of the report by making a request to the Risk Manager.

**Sec. 175.** Section 81-1210.04, Reissue Revised Statutes of Nebraska, is amended to read:

81-1210.04 (1) The Intern Nebraska Cash Fund is created. The fund shall be used to carry out sections 81-1210.01 to 81-1210.03. The fund shall consist of

money transferred to the fund by the Legislature and money donated as gifts, bequests, or other contributions from public or private entities. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Intern Nebraska Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(2) The Department of Economic Development, or any entity with which the department contracts for such purpose, may use up to five percent of any appropriation to carry out sections 81-1210.01 to 81-1210.03 for administrative services.

**Sec. 176.** Section 81-1211, Reissue Revised Statutes of Nebraska, is amended to read:

81-1211 The Lead-Based Paint Hazard Control Cash Fund is created in the Department of Economic Development. The fund shall receive transfers from the Affordable Housing Trust Fund as authorized by the Legislature. Except as otherwise provided in this section, the department shall use the entirety of the fund to award a grant to a city of the metropolitan class to carry out lead-based paint hazard control on owner-occupied properties, contingent upon formal notification by the United States Department of Housing and Urban Development that it intends to award a grant to a city of the metropolitan class to carry out the federal Residential Lead-Based Paint Hazard Reduction Act of 1992, 42 U.S.C. 4852, as such section existed on January 1, 2015. No more than fifteen percent of the grant proceeds may be used for administrative expenses. It is the intent of the Legislature that any grant awarded from the Lead-Based Paint Hazard Control Cash Fund shall be applied to the congressional district grant allocations as established under section 58-708. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Lead-Based Paint Hazard Control Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 177.** Section 81-1213.02, Reissue Revised Statutes of Nebraska, is



amended to read:

81-1213.02 The Economic Development Cash Fund is created. The Department of Economic Development shall administer the fund to provide a grant to a community college serving a city of the metropolitan class to partner with a four-year public university serving a city of the metropolitan class to offer microcredentials to support education expansion, curricula development, and staff hires to meet demand for microchip fabrication and microelectronics manufacturing in the state in conjunction with the Creating Helpful Incentives to Produce Semiconductors (CHIPS) for America Act, Public Law 116-283. The fund shall consist of money transferred by the Legislature and gifts, grants, or bequests from any source, including money remitted to the fund from any other federal, state, public, and private sources. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Economic Development Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 178.** Section 81-1213.05, Reissue Revised Statutes of Nebraska, is amended to read:

81-1213.05 The Youth Outdoor Education Innovation Fund is created. The fund shall consist of transfers made by the Legislature and any gifts, grants, bequests, donations, or money remitted pursuant to section 81-1213.04 for credit to the fund. The Department of Economic Development shall administer the fund for the purposes described in section 81-1213.04. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Youth Outdoor Education Innovation Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Investment earnings from investment of money in the fund shall be credited to the fund.

**Sec. 179.** Section 81-1216, Reissue Revised Statutes of Nebraska, is amended to read:

81-1216 The Customized Job Training Cash Fund is created. Funds in the

Customized Job Training Cash Fund shall be used for (1) general administrative costs of awarding job training reimbursement grants under the Customized Job Training Act, as such act existed prior to the operative date of this section, and (2) job training reimbursement grants. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Customized Job Training Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 180.** Section 81-12,174, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,174 (1) Investment means:

(a) Funding, including private dollars, public dollars, matching funding, and any other funding, used for:

(i) Improvements to real property that are (A) owned by the applicant or will be owned by the applicant upon project completion, (B) located at the qualified location, and (C) used to carry out the project; or

(ii) Equipment that is located at the qualified location and used to carry out the project; or

(b) Other amounts necessary to carry out the project.

(2) Investment includes funding used to make improvements to real property or for equipment or other amounts necessary to carry out the project prior to the date of application.

**Sec. 181.** Section 81-12,176, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,176 (1) Private dollars means dollars invested in the project or donated to the applicant specifically for the project by any combination of one or more of the following:

(a) An individual;

(b) An organization that is exempt from income tax under section 501(c) of the Internal Revenue Code; or

(c) Any nongovernmental organization.

(2) Private dollars does not include any direct or indirect funding from any federal, state, or local government.

**Sec. 182.** Section 81-12,177, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,177 Project means an investment of at least one billion six hundred million dollars at one qualified location by the end of the transformational period for academic medical, research, education, and training purposes.

**Sec. 183.** Section 81-12,178, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,178 Qualified location means any parcel of real property, or contiguous or adjacent parcels of real property, within the State of Nebraska that is or are owned by the applicant, and such other parcels that are necessary to support the applicant's project at such parcel or parcels. The award made for a qualified location may not be used for athletic or recreational purposes, except that a qualified location may contain space, totaling less than ten percent of the facility square footage at the project, that may be used for food service or for exercise or recreational purposes as is commonly used for the health and well-being of employees, students, and patients.

**Sec. 184.** Section 81-12,182, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,182 (1) In order to be eligible to receive the matching funds allowed in the Nebraska Transformational Projects Act, the applicant shall file an application with the director, on a form developed by the director, requesting an agreement.

(2) The application shall:

(a) Identify the project, including the qualified location of such project;

(b) State the estimated, projected amount of total new investment in the project, which shall not be less than one billion six hundred million dollars, including the estimated, projected amount of private dollars, public dollars,

matching funds, and other investments;

(c) Include an independent assessment of the economic impact to Nebraska from the project and its construction, which shall be performed by a professional economist or economics firm which is not in the regular employ of the applicant. The assessment must show, to the reasonable satisfaction of the director, an economic impact to Nebraska of at least two billion seven hundred million dollars during the planning and construction period and at least four billion six hundred million dollars during the ten-year period beginning either when construction is commenced or when the application is approved;

(d) Include approval of the project and of submission of the application by the governing body of the applicant. Approval of the project may be subject to obtaining the funding, financing, and donations needed for the project;

(e) State the E-Verify number or numbers that will be used by the applicant for employees at the qualified location as provided by the United States Citizenship and Immigration Services; and

(f) Contain a nonrefundable application fee of twenty-five thousand dollars. The fee shall be remitted to the State Treasurer for credit to the Nebraska Transformational Project Fund.

(3) An application must be complete to establish the date of the application. An application shall be considered complete once it contains the items listed in subsection (2) of this section.

(4) Once satisfied that the application is complete and that the applicant is eligible to receive the matching funds allowed in the Nebraska Transformational Projects Act, the director shall approve the application.

(5) There shall be no new applications filed under this section after January 31, 2026. Any complete application filed on or before January 31, 2026, shall be considered by the director and approved if the location and applicant qualify for approval. Agreements may be executed with regard to any complete application filed on or before January 31, 2026.

**Sec. 185.** Section 81-12,183, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,183 (1) Within ninety days after approval of the application, the director shall prepare and deliver a written agreement to the applicant for the applicant's signature. The applicant and the director, on behalf of the State of Nebraska, shall enter into such written agreement. Under the agreement, the applicant shall agree to undertake the project and report all investment for the project to the director annually. The director, on behalf of the State of Nebraska, shall agree to allow the applicant to receive the matching funds allowed in the Nebraska Transformational Projects Act, subject to appropriation of such funds by the Legislature. The application, and all supporting documentation, to the extent approved, shall be considered a part of the agreement. The agreement shall state:

- (a) The qualified location;
- (b) The type of documentation the applicant will need to document its investment and receipt of private dollars under the act;
- (c) The date the application was complete;
- (d) A requirement that the applicant be and will stay registered for the E-Verify Program provided by the United States Citizenship and Immigration Services for the duration of the project;
- (e) A requirement that, after the completion of the application, the applicant update the director, within sixty days after the occurrence of any of the following events:
  - (i) Execution of an agreement for construction of real property at the project;
  - (ii) Local approval for construction of real property at the project;
  - (iii) A binding commitment for financing of the project by a private lender, to the extent applicable;
  - (iv) Commencement of construction of real property at the project; and
  - (v) The issuance of a certificate of occupancy for real property at the project;
- (f) A requirement that the applicant provide any information needed by the director to perform his or her responsibilities under the Nebraska

Transformational Projects Act, in the manner specified by the director;

(g) A requirement that the applicant provide an annually updated timetable showing the private dollars donated and received and the investment for the project, in the manner specified by the director; and

(h) A requirement that the applicant update the director annually, with its timetable or in the manner specified by the director, on any changes in plans or circumstances which it reasonably expects will affect the investment for the project.

(2) The agreement shall state that any failure by the applicant to provide timely updates or information required by the director or the act may result in the loss of the right to receive matching funds or, at the discretion of the director, result in the deferral of matching fund disbursements until such updates and information have been provided to the director by the applicant.

(3) The agreement shall state that the applicant shall agree to provide documentation to the director validating the receipt of private dollars received throughout the continuation period but is not required to disclose the names of any donors of private dollars.

(4) An agreement under the Nebraska Transformational Projects Act shall have a duration of no more than fifteen years after the date of application, consisting of up to the ten years of the transformational period followed by the five-year continuation period, except that such agreement shall remain effective until all matching fund payments have been received as provided for under the act.

(5) An agreement under the Nebraska Transformational Projects Act must be approved by the governing body of the applicant to be valid.

**Sec. 186.** Section 81-12,184, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,184 The following transactions or activities shall not create investment under the Nebraska Transformational Projects Act except as specifically allowed by this section:

(1) The renegotiation of any private donor commitment in existence before

the date of application and not originally intended for the project, except to the extent of additional donation commitments for the project;

(2) The purchase of any property which was previously owned by the applicant or a related entity. The first purchase by either the applicant or a related entity shall be treated as investment if the item was first placed in service in the state after the date of the application;

(3) The renegotiation of any agreement in existence on the date of application and not originally intended for the project which does not materially change any of the material terms of the agreement shall be presumed to be a transaction entered into for the purpose of facilitating benefits under the act and shall not be allowed in the meeting of the required investment level under the act; and

(4) Any purchase of property from a related entity, except that the applicant will be considered to have made investment under the act to the extent the related entity would have been considered to have made investment on the purchase of the property if the related entity was considered the applicant.

**Sec. 187.** Section 81-12,185, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,185 (1) Subject to section 81-12,188, an applicant shall be entitled to receive matching funds from the State of Nebraska equal to fifteen percent of the total investment dollars expended on the project, up to fifty million dollars each year or as allowed in section 81-12,189, and not to exceed three hundred million dollars.

(2) Subject to section 81-12,188, the state shall pay the available matching funds to the applicant on an annual basis.

**Sec. 188.** Section 81-12,186, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,186 (1) The right to matching funds prescribed in section 81-12,185 shall be established by filing the forms required by the director. The matching funds may only be used by the applicant to make investments for the project or

to pay off debt financing for such investments. Matching funds, private dollars, public dollars, and all other investment in the project shall be counted towards the attainment of the one-billion-six-hundred-million-dollar investment requirement.

(2) Interest at the rate specified in section 45-104.02, as such rate may from time to time be adjusted, shall be due by the applicant on any repayment of matching funds.

(3) All interpretations of the Nebraska Transformational Projects Act shall be made by the director.

(4) An audit of a project shall be made by the director to the extent and in the manner determined by the director. The director may recover any matching funds which were erroneously allowed by issuing a repayment determination within the later of three years from the date the matching funds were paid or three years after the end of the continuation period.

(5) Any determination by the director that the applicant does not qualify, that a location is not a qualified location, that a project does not qualify, that an investment does not qualify, or that matching funds must be repaid may be protested by the applicant to the director within sixty days after the mailing to the applicant of the written notice of the proposed determination by the director. If the notice of proposed determination is not protested in writing by the applicant within the sixty-day period, the proposed determination is a final determination. If the notice is protested, the director, after a formal hearing by the director or by an independent hearing officer appointed by the director, if requested by the applicant in such protest, shall issue a written order resolving such protest.

**Sec. 189.** Section 81-12,187, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,187 (1) The project must receive an investment of one billion six hundred million dollars before the end of the transformational period. If the project investment fails to reach such threshold, all of the matching funds paid to the applicant under the Nebraska Transformational Projects Act shall be



repaid by the applicant to the director, and the applicant shall be entitled to no matching funds for the project.

(2) The project must maintain the required level of investment for the entire continuation period. If the project fails to maintain the required level of investment for the entire continuation period, all of the matching funds paid to the applicant under the act shall be repaid by the applicant to the director, and the applicant shall be entitled to no matching funds for the project.

(3) The repayment required by this section shall not occur if (a) the failure to receive a donation, or achieve or maintain the required level of investment, was caused by an act of God or a national emergency or (b) the state does not fully fund the matching funds as qualified pursuant to section 81-12,185.

**Sec. 190.** Section 81-12,189, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,189 If the applicant cannot be paid in full in any given fiscal year, then the matching funds shall be paid in later years until fully funded. If, based upon total investment expended, the applicant is not entitled to receive the maximum of fifty million dollars in matching funds in any given year, the balance of matching funds shall be carried forward and available for distribution in future years as provided in section 81-12,185.

**Sec. 191.** Section 81-12,191, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,191 (1) No later than October 1 following the approval of the application, and no later than October 1 of each year thereafter until the end of the transformational period, the director shall submit electronically an annual report for the previous fiscal year to the Legislature. The report shall be on a fiscal year, accrual basis that satisfies the requirements set by the Governmental Accounting Standards Board. The director shall, on or before December 15 following the approval of the application, and on or before December 15 of each year thereafter, appear at a joint hearing of the

Appropriations Committee of the Legislature and the Revenue Committee of the Legislature and present the report. Any supplemental information requested by three or more committee members shall be presented within thirty days after the request.

(2) The report shall state (a) the payment of matching funds made by the State of Nebraska, (b) the expected payments of matching funds still to be made by the State of Nebraska, and (c) the investments made in the project.

(3) The report shall provide an explanation of the audit and review processes of the Department of Economic Development in approving and rejecting the provision of matching funds and in enforcing matching funds repayment.

(4) No information shall be provided in the report or in supplemental information that is protected by state or federal confidentiality laws. The identity of private donors shall not be included in the report.

**Sec. 192.** Section 81-12,193, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,193 (1) The Nebraska Transformational Project Fund is hereby created. The fund shall receive money from application fees paid under the Nebraska Transformational Projects Act and from transfers authorized by the Legislature, grants, private contributions, repayments of matching funds, and all other sources. Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

(2) It is the intent of the Legislature that the State Treasurer shall transfer an amount not to exceed three hundred million dollars to the Nebraska Transformational Project Fund. Such transfers shall only occur after the director has received sufficient documentation of investment in the project. In no case shall any transfer occur before fiscal year 2025-26. Distributions shall only be made from the fund to the applicant each year in amounts equal to fifteen percent of the investment expended for the project, up to fifty million dollars each year as allowed in section 81-12,189. For each year in which fifteen percent of investment expended exceeds the annual state limit of fifty

million dollars, the excess investment amounts shall be credited to the following year's matching eligibility total.

(3) Any money remaining in the fund after all obligations have been met shall be transferred to the General Fund.

**Sec. 193.** Section 81-12,224, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,224 The Shovel-Ready Capital Recovery and Investment Fund is created. The fund shall consist of transfers authorized by the Legislature and any gifts, grants, or bequests from any source, including federal, state, public, and private sources. The fund shall be administered by the department and shall be used to make grants under the Shovel-Ready Capital Recovery and Investment Act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Shovel-Ready Capital Recovery and Investment Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 194.** Section 81-12,238, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,238 Sections 81-12,238 to 81-12,243 shall be known and may be cited as the Economic Recovery Act.

**Sec. 195.** Section 81-12,243, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,243 (1) The Economic Recovery Contingency Fund is created. The fund shall consist of transfers by the Legislature to carry out the Economic Recovery Act. Transfers may be made from the Economic Recovery Contingency Fund to the General Fund, the State Park Cash Revolving Fund, or the Museum Construction and Maintenance Fund at the direction of the Legislature. Any money in the Economic Recovery Contingency Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Investment earnings

on and after July 1, 2023, and prior to July 1, 2025, shall be credited to the fund. Beginning July 1, 2025, any investment earnings from investment of money in the fund shall be credited to the General Fund.

(2) The Department of Economic Development may review the projects listed in the coordination plan and the appendices by the Economic Recovery Special Committee of the Legislature dated January 10, 2023, and shall prioritize the use of the fund on projects listed in the coordination plan followed by the projects in the appendices.

(3) The State Treasurer shall transfer any unobligated funds remaining in the Economic Recovery Contingency Fund on July 31, 2026, to the Inland Port Authority Fund. Any cash fund estimates for administrative costs related to the Economic Recovery Act provided by the Department of Economic Development in a budget request report pursuant to section 81-132 shall be considered an obligation of the Economic Recovery Contingency Fund. Any transfer of money from the Economic Recovery Contingency Fund authorized by the Legislature and scheduled to occur after July 31, 2026, shall be considered an obligation of the Economic Recovery Contingency Fund.

**Sec. 196.** Section 81-12,245, Reissue Revised Statutes of Nebraska, is amended to read:

81-12,245 (1) The Department of Economic Development shall use any funds received from the federal Coronavirus Capital Projects Fund under the federal American Rescue Plan Act of 2021 as follows:

(a) No more than thirty-five million dollars to eligible projects that are located within a congressional district which contains a city of the metropolitan class. Within a city of the metropolitan class, grants shall be given to multipurpose community facilities;

(b) No less than forty million dollars to eligible projects that are located within a congressional district which contains a city of the primary class;

(c) No less than forty million dollars to eligible projects that are located within a congressional district which does not contain a city of the

metropolitan class or a city of the primary class. Grants under this subdivision shall be awarded to eligible projects in cities of the second class and villages; and

(d) No more than five million dollars of such federal funds for the administration by the department of funds received from the federal Coronavirus Capital Projects Fund under the federal American Rescue Plan Act of 2021.

(2) The department shall, beginning July 1, 2022, through July 15, 2022, allow a qualified public or private entity to apply for a grant using funds received from the federal Coronavirus Capital Projects Fund under the federal American Rescue Plan Act of 2021. The department may open additional grant application periods as needed until all funds are allocated.

(3) Grants under subdivision (1)(a) of this section shall be restricted to eligible projects located within or adjacent to one or more qualified census tracts or economic redevelopment areas as defined in section 81-12,153 in a city of the metropolitan class. Priority for grants under subdivision (1)(a) of this section shall be given to a city of the metropolitan class in partnership with a nonprofit organization for eligible projects for the rehabilitation or expansion of existing multipurpose community facilities.

**Sec. 197.** Section 81-1329, Reissue Revised Statutes of Nebraska, is amended to read:

81-1329 The Community College State Dependents Fund is created. The fund shall be used to reimburse tuition expenses for dependents of Nebraska state employees enrolled in one of the state's six community colleges. The Department of Administrative Services shall administer the fund through the benefits administration program. The fund shall consist of transfers authorized by the Legislature and any gifts, grants, or bequests for such purposes from any source, including federal, state, public, and private sources. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Community College State Dependents Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 198.** Section 81-1558, Reissue Revised Statutes of Nebraska, is amended to read:

81-1558 There is hereby created within the state treasury a fund to be known as the Nebraska Litter Reduction and Recycling Fund. The proceeds of the fee imposed by sections 81-1559 to 81-1560.02, money received by the department as gifts, donations, or contributions toward the goals stated in section 81-1535, and money received by the department for nonprofit activities concerning litter reduction and recycling, including, but not limited to, honoraria, literature furnished by the department, and funds realized as reimbursement for expenses in conducting educational forums, shall be remitted to the State Treasurer for credit to such fund to be used for the administration and enforcement of the Nebraska Litter Reduction and Recycling Act. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Nebraska Litter Reduction and Recycling Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 199.** Section 81-15,174, Reissue Revised Statutes of Nebraska, is amended to read:

81-15,174 The Nebraska Environmental Trust Fund is created. The fund shall be maintained in the state accounting system as a cash fund. Except as otherwise provided in this section, the fund shall be used to carry out the purposes of the Nebraska Environmental Trust Act, including the payment of administrative costs. Money in the fund shall include proceeds credited pursuant to section 9-812 and proceeds designated by the board pursuant to section 81-15,173. Transfers may be made from the Nebraska Environmental Trust Fund to the Nebraska Soil and Water Conservation Fund, the Water Resources Cash Fund, or the Water Sustainability Fund at the direction of the Legislature, and any money so transferred shall be expended in accordance with section 81-15,168. Any money in the fund available for investment shall be invested by

the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

**Sec. 200.** Section 81-15,300, Reissue Revised Statutes of Nebraska, is amended to read:

81-15,300 There is hereby created the Engineering Plan Review Cash Fund which shall be used to pay the expenses of the Department of Environment and Energy related to engineering reviews of plans and specifications, including those under subsection (3) of section 81-15,268 and subsection (2) of section 81-15,282. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Engineering Plan Review Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 201.** Section 81-2004.07, Reissue Revised Statutes of Nebraska, is amended to read:

81-2004.07 The Nebraska State Patrol Vehicle Replacement Cash Fund is created. The Superintendent of Law Enforcement and Public Safety of the Nebraska State Patrol shall administer the fund. The fund shall be used to purchase motor vehicles for the Nebraska State Patrol. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Nebraska State Patrol Vehicle Replacement Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 202.** Section 81-2004.08, Reissue Revised Statutes of Nebraska, is amended to read:

81-2004.08 (1) The Nebraska Public Safety Communication System Cash Fund is created. The fund shall be established within the Nebraska State Patrol and administered by the Superintendent of Law Enforcement and Public Safety. The fund shall consist of all revenue credited pursuant to law, including any fund

transfers authorized by the Legislature.

(2) The fund shall only be used to pay the patrol's direct costs related to administering, operating, and maintaining the Nebraska Public Safety Communication System, except that (a) any unobligated money in the fund may first be used to reduce the patrol's General Fund costs to operate the Nebraska Public Safety Communication System, and if additional unobligated money in the fund exists, the Legislature may transfer money from the fund to the State Fire Marshal and the Game and Parks Commission to reduce the General Fund costs to operate the Nebraska Public Safety Communication System, and (b) transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Nebraska Public Safety Communication System Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 203.** Section 82-139, Reissue Revised Statutes of Nebraska, is amended to read:

82-139 The Support Nebraska History Cash Fund is created. The fund shall consist of money credited to the fund under section 60-3,256 and any other gifts, bequests, grants, or other contributions or donations to the fund from public or private entities. The Nebraska State Historical Society shall administer and distribute the Support Nebraska History Cash Fund. The fund shall be expended to promote the history of Nebraska on the Internet, to support history education for children in Nebraska, and for costs directly related to the administration of the fund. Transfers may be made from the fund to the General Fund at the direction of the Legislature. Any money in the Support Nebraska History Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 204.** Section 83-973, Reissue Revised Statutes of Nebraska, is amended to read:

83-973 The Prison Overcrowding Contingency Fund is created. The State



Treasurer shall transfer fifteen million dollars from the General Fund to the Prison Overcrowding Contingency Fund on or before July 15, 2021, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services. It is the intent of the Legislature that these funds remain in the Prison Overcrowding Contingency Fund until sufficient details are provided to the Legislature regarding plans to reduce prison overcrowding, except that (1) the fund may be used for purposes of a study of inmate classification within the Department of Correctional Services and (2) transfers may be made to the General Fund or the Vocational and Life Skills Programming Fund at the direction of the Legislature. Any money in the Prison Overcrowding Contingency Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act.

**Sec. 205.** Section 84-612, Reissue Revised Statutes of Nebraska, is amended to read:

84-612 (1) There is hereby created within the state treasury a fund known as the Cash Reserve Fund which shall be under the direction of the State Treasurer. The fund shall only be used pursuant to this section.

(2) The State Treasurer shall transfer funds from the Cash Reserve Fund to the General Fund upon certification by the Director of Administrative Services that the current cash balance in the General Fund is inadequate to meet current obligations. Such certification shall include the dollar amount to be transferred. Any transfers made pursuant to this subsection shall be reversed upon notification by the Director of Administrative Services that sufficient funds are available.

(3) In addition to receiving transfers from other funds, the Cash Reserve Fund shall receive federal funds received by the State of Nebraska for undesignated general government purposes, federal revenue sharing, or general fiscal relief of the state.

(4) No funds shall be transferred from the Cash Reserve Fund to fulfill the obligations created under the Nebraska Property Tax Incentive Act unless

the balance in the Cash Reserve Fund after such transfer will be at least equal to five hundred million dollars.

(5) The State Treasurer shall transfer ten million dollars from the Cash Reserve Fund to the School Safety and Security Fund as soon as administratively possible after September 2, 2023, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(6) The State Treasurer shall transfer two million four hundred twenty-five thousand dollars from the Cash Reserve Fund to the Nebraska Public Safety Communication System Revolving Fund on or after July 1, 2024, but before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(7) The State Treasurer shall transfer four million dollars from the Cash Reserve Fund to the General Fund on or after July 1, 2024, but before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(8) The State Treasurer shall transfer twenty-nine million four hundred fifty-eight thousand eight hundred dollars from the Cash Reserve Fund to the Nebraska Capital Construction Fund on or after July 1, 2024, but before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(9) The State Treasurer shall transfer three million five hundred thousand dollars from the Cash Reserve Fund to the Health and Human Services Cash Fund on or after July 1, 2024, but on or before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(10) The State Treasurer shall transfer three million two hundred fifty thousand dollars from the Cash Reserve Fund to the State Insurance Fund as soon as possible after April 2, 2024, on such dates and in such amounts as directed

by the budget administrator of the budget division of the Department of Administrative Services.

(11) The State Treasurer shall transfer twenty-five million dollars from the Cash Reserve Fund to the Governor's Emergency Cash Fund on or before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(12) The State Treasurer shall transfer ten million dollars from the Cash Reserve Fund to the Governor's Emergency Cash Fund on or after July 1, 2025, but before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(13) The State Treasurer shall transfer forty-five million eight hundred ninety-seven thousand dollars from the Cash Reserve Fund to the Nebraska Capital Construction Fund on or before June 30, 2026, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(14) The State Treasurer shall transfer one hundred thousand dollars from the Cash Reserve Fund to the Self-Insured Liability Fund on or before June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

(15) It is the intent of the Legislature to transfer two hundred million dollars from the Cash Reserve Fund to the Transformational Project Fund in increments necessary to fund the distributions authorized in section 81-12,193, beginning in fiscal year 2027-28 and continuing each fiscal year until such distribution requirements are met.

(16) The State Treasurer shall transfer one hundred forty-seven million dollars from the Cash Reserve Fund to the General Fund on or after July 1, 2026, but before June 30, 2027, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services.

**Sec. 206.** Section 84-622, Reissue Revised Statutes of Nebraska, is amended to read:

84-622 The State Treasurer shall transfer:

(1) To the Economic Recovery Contingency Fund by October 1, 2024, and on or before June 30 of each year through June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services, (a) the first thirteen million dollars of any interest earned on or after July 1, 2024, and on or before June 30, 2026, on federal funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended, (b) the first twelve million dollars of any interest earned on or after July 1, 2024, and on or before June 30, 2025, from the investment of money in the Perkins County Canal Project Fund pursuant to section 61-305, and (c) the first five million dollars of any interest earned on or after July 1, 2024, and on or before June 30, 2025, from the investment of money in the Nebraska Capital Construction Fund from transfers credited to such fund that are designated for the construction of a new state prison pursuant to section 72-1001; and

(2) To the Inland Port Authority Fund on or before June 30 of each year through June 30, 2025, on such dates and in such amounts as directed by the budget administrator of the budget division of the Department of Administrative Services, (a) any interest earned after the first thirteen million dollars of interest earned on or after July 1, 2024, and on or before June 30, 2026, on federal funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, 42 U.S.C. 802, as amended, (b) any interest earned after the first nineteen million dollars of interest earned on or after July 1, 2024, and on or before June 30, 2025, from the investment of money in the Perkins County Canal Project Fund pursuant to section 61-305, and (c) any interest earned after the first five million dollars of interest earned on or after July 1, 2024, and on or before June 30, 2025, from the investment of money in the Nebraska Capital

Construction Fund from transfers credited to such fund that are designated for the construction of a new state prison pursuant to section 72-1001.

**Sec. 207.** Section 85-1643, Reissue Revised Statutes of Nebraska, is amended to read:

85-1643 (1) The Private Postsecondary Career Schools Cash Fund is created. All fees collected pursuant to the Private Postsecondary Career School Act shall be remitted to the State Treasurer for credit to the fund. The fund shall be used only for the purpose of administering the act, except that transfers may be made from the fund to the Education Future Fund at the direction of the Legislature. No fees shall be subject to refund.

(2) Except as provided in subsection (4) of this section, fees collected pursuant to the act shall be the following:

(a) Initial application for authorization to operate, two hundred dollars plus twenty dollars per program of study offered;

(b) Renewal application for authorization to operate, one hundred dollars plus twenty dollars per program of study offered, except that the board may establish a variable fee schedule based upon the prior school year's gross tuition revenue as provided by the school pursuant to section 85-1656;

(c) Approval to operate a branch facility, one hundred dollars;

(d) Late submission of application, fifty dollars;

(e) Initial agent's permit, fifty dollars;

(f) Agent's permit renewal, twenty dollars;

(g) Accreditation or reaccreditation, one hundred dollars;

(h) Initial authorization to award an associate degree, one hundred dollars;

(i) Significant program change, fifty dollars;

(j) Change of name or location, twenty-five dollars; and

(k) Additional new program, one hundred dollars.

(3) Fees for out-of-state schools may include, but shall not exceed the following:

(a) Certificate of approval to recruit, five hundred dollars annually;

(b) Initial agent's permit, one hundred dollars; and

(c) Agent's permit renewal, forty dollars.

(4)(a) The board shall consult with the advisory council established pursuant to section 85-1607 regarding any increase in fees under the act. Beginning with fiscal year 2006-07 and each year thereafter, the board in consultation with the advisory council shall establish fees sufficient to cover the total cost of administration, except that such fees shall not exceed one hundred ten percent of the previous year's total cost. Such fees shall be set out in the rules and regulations adopted and promulgated by the board.

(b) Total cost of administration shall be determined by an annual audit of:

(i) Salaries and benefits or portions thereof for those department employees who administer the act;

(ii) Operating costs such as rent, utilities, and supplies;

(iii) Capital costs such as office equipment, computer hardware, and computer software;

(iv) Costs for travel by employees of the department, including car rental, gas, and mileage charges; and

(v) Other reasonable and necessary costs as determined by the board.

**Sec. 208.** Section 85-1654, Reissue Revised Statutes of Nebraska, is amended to read:

85-1654 The Tuition Recovery Cash Fund is hereby established. The fund shall be a cash fund used to receive assessments imposed under section 85-1656 and to pay claims authorized under section 85-1657. Transfers may be made from the fund to the Education Future Fund at the direction of the Legislature. Any money in the Tuition Recovery Cash Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Any interest earned by the fund shall accrue to the fund.

**Sec. 209.** Section 85-2009, Reissue Revised Statutes of Nebraska, is amended to read:

85-2009 (1) The Community College Gap Assistance Program Fund is created. The fund shall be under the direction of the committee and shall be administered by the Coordinating Commission for Postsecondary Education. The fund shall consist of money received pursuant to section 79-3501, any other money received by the state in the form of grants or gifts from nonfederal sources, such other amounts as may be transferred or otherwise accrue to the fund, and any investment income earned on the fund. The fund shall be used to carry out the community college gap assistance program pursuant to the Community College Gap Assistance Program Act. Transfers may be made from the fund to the Education Future Fund at the direction of the Legislature. Any money in the Community College Gap Assistance Program Fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning October 1, 2024, any investment earnings from investment of money in the fund shall be credited to the General Fund.

(2) In addition to community college gap assistance awarded to students, money in the Community College Gap Assistance Program Fund may also be used by the committee:

(a) To establish application and funding procedures; and

(b) To assist other eligible institutions as specified in contracts entered into pursuant to subsection (4) of section 85-2010 in defraying the costs of direct staff support services, including, but not limited to, marketing, outreach, applications, interviews, and assessments related to the community college gap assistance program.

(3) Each community college may use up to ten percent of any money received from the fund to defray the costs of direct staff support services, including, but not limited to, marketing, outreach, applications, interviews, and assessments.

**Sec. 210.** Section 86-324, Reissue Revised Statutes of Nebraska, is amended to read:

86-324 (1) The Nebraska Telecommunications Universal Service Fund is

hereby created. The fund shall provide the assistance necessary to make universal access to telecommunications services available to all persons in the state consistent with the policies set forth in the Nebraska Telecommunications Universal Service Fund Act. Only eligible telecommunications companies designated by the commission shall be eligible to receive support to serve high-cost areas from the fund. A telecommunications company that receives such support shall use that support only for the provision, maintenance, and upgrading of facilities and services for which the support is intended. Any such support should be explicit and sufficient to achieve the purpose of the act.

(2) Notwithstanding the provisions of section 86-124, in addition to other provisions of the act, and to the extent not prohibited by federal law, the commission:

(a) Shall have authority and power to subject eligible telecommunications companies to service quality, customer service, and billing regulations. Such regulations shall apply only to the extent of any telecommunications services or offerings made by an eligible telecommunications company which are eligible for support by the fund. The commission shall be reimbursed from the fund for all costs related to drafting, implementing, and enforcing the regulations and any other services provided on behalf of customers pursuant to this subdivision;

(b) Shall have authority and power to issue orders carrying out its responsibilities and to review the compliance of any eligible telecommunications company receiving support for continued compliance with any such orders or regulations adopted pursuant to the act;

(c) May withhold all or a portion of the funds to be distributed from any telecommunications company failing to continue compliance with the commission's orders or regulations;

(d) Shall withhold support distributed from the fund from any telecommunications company using or providing any communications equipment or service deemed to pose a threat to national security identified on the Covered



List developed pursuant to 47 C.F.R. 1.50002, as such regulation existed on January 1, 2023, and published by the Public Safety and Homeland Security Bureau of the Federal Communications Commission pursuant to the federal Secure and Trusted Communications Networks Act of 2019, 47 U.S.C. 1601 et seq., as such act existed on January 1, 2023, and the rules adopted pursuant to such act by the Federal Communications Commission on November 11, 2022, in its Report and Order FCC 22-84. Any telecommunications company that removes, discontinues, or replaces any communications equipment or service identified on the Covered List described in this subdivision in compliance with federal law shall not be required to obtain any additional permits from any state agency or political subdivision in the removal, discontinuance, or replacement of such communications equipment or service as long as the state agency or political subdivision is properly notified of the necessary replacements and the replacement of any communications equipment is similar to the existing communications equipment;

(e) Shall require every telecommunications company to contribute to any universal service mechanism established by the commission pursuant to state law. The commission shall require, as reasonably necessary, an annual audit of any telecommunications company to be performed by a third-party certified public accountant to insure the billing, collection, and remittance of a surcharge for universal service. The costs of any audit required pursuant to this subdivision shall be paid by the telecommunications company being audited;

(f) Shall require an audit of information provided by a telecommunications company to be performed by a third-party certified public accountant for purposes of calculating universal service fund payments to such telecommunications company. The costs of any audit required pursuant to this subdivision shall be paid by the telecommunications company being audited; and

(g) May administratively fine pursuant to section 75-156 any person who violates the Nebraska Telecommunications Universal Service Fund Act.

(3) Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and

the Nebraska State Funds Investment Act.

(4)(a) Transfers may be made from earnings on the Nebraska Telecommunications Universal Service Fund to the 211 Cash Fund or the General Fund at the direction of the Legislature.

(b) The State Treasurer shall transfer one million two hundred seventy-five thousand dollars on July 1, 2023, from the earnings on the Nebraska Telecommunications Universal Service Fund to the 211 Cash Fund. The State Treasurer shall transfer one million four hundred fifty-five thousand dollars on July 1, 2024, from the earnings on the Nebraska Telecommunications Universal Service Fund to the 211 Cash Fund.

(5) Until June 30, 2029, any investment earnings from investment of money in the Nebraska Telecommunications Universal Service Fund shall be credited to the General Fund.

**Sec. 211.** Section 86-1028, Reissue Revised Statutes of Nebraska, is amended to read:

86-1028 (1) The 911 Service System Fund is created. The fund shall consist of surcharges collected pursuant to sections 86-457 and 86-904, money transferred from the Enhanced Wireless 911 Fund, any federal funds received for implementation and development of 911 service, and any other money designated for credit to the 911 Service System Fund. The fund shall be used for the costs of administering the fund, for the purposes specified in section 86-465 unless otherwise directed by federal law with respect to any federal funds, and for the purposes specified in the 911 Service System Act. The costs of administering the 911 Service System Fund shall be kept to a minimum.

(2) The fund shall not be subject to any fiscal-year limitation or lapse provision of unexpended balance at the end of any fiscal year or biennium. Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Beginning July 1, 2025, any investment earnings from investment of money in the fund shall be credited to the General Fund.

(3) Money in the 911 Service System Fund may be used to pay for costs incurred by or on behalf of governing bodies or public safety answering points to provide 911 service that are determined by the commission to be eligible for funding. The commission is not required to provide funding from the 911 Service System Fund to more than one public safety answering point in any county. Each entity that receives disbursements from the fund under this subsection shall make a full accounting of the money in a manner and form prescribed by the commission.

(4) The State Treasurer shall transfer any money in the Enhanced Wireless 911 Fund on July 1, 2018, to the 911 Service System Fund.

**Sec. 212.** Sections 157 and 213 of this act become operative on July 1, 2025. The other sections of this act become operative on their effective date.

**Sec. 213.** Original section 72-2401, Reissue Revised Statutes of Nebraska, is repealed.

**Sec. 214.** Original sections 2-1577, 37-351, 39-2803, 39-2807, 48-1,116, 48-3405, 50-501, 57-1411, 60-3,201, 71-7608, 76-3219, 77-2911, 77-4310.03, 79-810, 79-1064, 79-1119, 79-1142, 79-1145, 79-2510, 79-3501, 81-179, 81-302, 81-407, 81-8,239.02, 81-1210.04, 81-1211, 81-1213.02, 81-1213.05, 81-1216, 81-12,174, 81-12,176, 81-12,177, 81-12,178, 81-12,182, 81-12,183, 81-12,184, 81-12,185, 81-12,186, 81-12,187, 81-12,189, 81-12,191, 81-12,193, 81-12,224, 81-12,238, 81-12,243, 81-12,245, 81-1329, 81-1558, 81-15,174, 81-15,300, 81-2004.07, 81-2004.08, 82-139, 83-973, 84-612, 84-622, 85-1643, 85-1654, 85-2009, 86-324, and 86-1028, Reissue Revised Statutes of Nebraska, and sections 8-604, 9-1,101, 9-1107, 13-3315, 37-1017, 37-1804, 39-1390, 39-2806, 46-1,164, 55-901, 60-3,201.01, 60-1505, 60-1513, 61-218, 61-222, 61-305, 61-405, 66-2308, 68-996, 68-1010, 69-1317, 71-5328, 71-7611, 72-232.02, 72-820, 72-1001, 72-2211, 75-1101, 77-4025, and 77-6841, Revised Statutes Cumulative Supplement, 2024, are repealed.

**Sec. 215.** The following sections are outright repealed: Sections 81-829.10, 81-1214, 81-1215, 81-1217, 81-1218, 81-1219, 81-12,232, 81-12,233, 81-12,234, 81-12,235, 81-12,236, 81-12,237, and 81-12,244, Reissue Revised

Statutes of Nebraska.

**Sec. 216.** Since an emergency exists, this act takes effect when passed and approved according to law.

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**PRESIDENT OF THE LEGISLATURE**

*THIS IS TO CERTIFY that the within LB 264 was passed by the One Hundred Ninth  
Legislature of Nebraska at its First Session on the ..... day  
of ..... 20.....*

\_\_\_\_\_  
**CLERK OF THE LEGISLATURE**

**Approved:**

..... 20....., ..... o'clock .....M.

\_\_\_\_\_  
**GOVERNOR**