

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 200
Final Reading

Introduced by Speaker Adams, 24; at the request of the Governor.

Read first time January 15, 2013

Committee: Appropriations

A BILL

1 FOR AN ACT relating to the Cash Reserve Fund; to amend section
2 84-612, Revised Statutes Cumulative Supplement, 2012; to
3 provide for fund transfers; to repeal the original
4 section; and to declare an emergency.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 84-612, Revised Statutes Cumulative
2 Supplement, 2012, is amended to read:

3 84-612 (1) There is hereby created within the state
4 treasury a fund known as the Cash Reserve Fund which shall be under
5 the direction of the State Treasurer. The fund shall only be used
6 pursuant to this section.

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

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

19 (4) On July 7, 2009, the State Treasurer shall transfer
20 five million dollars from the Cash Reserve Fund to the Roads
21 Operations Cash Fund. The Department of Roads shall use such funds to
22 provide the required state match for federal funding made available
23 to the state through congressional earmarks.

24 (5) The State Treasurer shall transfer a total of thirty-
25 seven million dollars from the Cash Reserve Fund to the General Fund

1 on or before June 30, 2012, on such dates and in such amounts as
2 directed by the budget administrator of the budget division of the
3 Department of Administrative Services.

4 (6) The State Treasurer shall transfer a total of sixty-
5 eight million dollars from the Cash Reserve Fund to the General Fund
6 on or before June 30, 2013, on such dates and in such amounts as
7 directed by the budget administrator of the budget division of the
8 Department of Administrative Services.

9 (7) The State Treasurer, at the direction of the budget
10 administrator of the budget division of the Department of
11 Administrative Services, shall transfer not to exceed twelve million
12 dollars in total between July 1, 2011, and November 30, 2012, from
13 the Cash Reserve Fund to the Ethanol Production Incentive Cash Fund,
14 for ethanol production incentive credits, on such dates and in such
15 amounts as certified by the Tax Commissioner.

16 (8) The State Treasurer, at the direction of the budget
17 administrator of the budget division of the Department of
18 Administrative Services, shall transfer an amount equal to the total
19 amount transferred pursuant to subsection (7) of this section from
20 the Ethanol Production Incentive Cash Fund to the Cash Reserve Fund
21 in such amounts as certified by the Tax Commissioner on or before
22 November 30, 2012.

23 (9) The State Treasurer, at the direction of the budget
24 administrator of the budget division of the Department of
25 Administrative Services, shall transfer eighty million dollars from

1 the Cash Reserve Fund to the Nebraska Capital Construction Fund on or
2 before August 15, 2012.

3 (10) The State Treasurer, at the direction of the budget
4 administrator of the budget division of the Department of
5 Administrative Services, shall transfer one million dollars from the
6 Cash Reserve Fund to the Affordable Housing Trust Fund on or before
7 August 15, 2012.

8 (11) The State Treasurer shall transfer ten million
9 dollars from the Cash Reserve Fund to the General Fund on or before
10 June 30, 2013, on such date as directed by the budget administrator
11 of the budget division of the Department of Administrative Services.

12 (12) The State Treasurer, at the direction of the budget
13 administrator of the budget division of the Department of
14 Administrative Services, shall transfer not to exceed forty-three
15 million fifteen thousand four hundred fifty-nine dollars in total
16 from the Cash Reserve Fund to the Nebraska Capital Construction Fund
17 between July 1, 2013, and June 30, 2017.

18 Sec. 2. Original section 84-612, Revised Statutes
19 Cumulative Supplement, 2012, is repealed.

20 Sec. 3. Since an emergency exists, this act takes effect
21 when passed and approved according to law.