

LEGISLATURE OF NEBRASKA  
ONE HUNDRED FIFTH LEGISLATURE  
FIRST SESSION

**LEGISLATIVE BILL 330**

FINAL READING

Introduced by Speaker Scheer, 19; at the request of the Governor.

Read first time January 12, 2017

Committee: Appropriations

1 A BILL FOR AN ACT relating to appropriations; to define terms; to  
2 appropriate funds for capital construction and property acquisition  
3 as prescribed; to state intent; to require program statements and a  
4 request for funding; to provide an operative date; and to declare an  
5 emergency.

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

1 Section 1. DEFINITION OF APPROPRIATION PERIOD.

2 For purposes of this act and any other legislative bill passed by  
3 the One Hundred Fifth Legislature, First or Second Session, which  
4 appropriates funds, FY2017-18 means the period July 1, 2017, through June  
5 30, 2018, FY2018-19 means the period July 1, 2018, through June 30, 2019,  
6 FY2019-20 means the period July 1, 2019, through June 30, 2020, and  
7 FY2020-21 means the period July 1, 2020, through June 30, 2021.

8 Sec. 2. APPROPRIATION LANGUAGE.

9 There are hereby appropriated, for FY2017-18 and FY2018-19, the sums  
10 set forth in this act to each agency for each program from the respective  
11 funds for capital construction projects, land acquisition, lease-purchase  
12 arrangements, and major equipment acquisition, except as otherwise  
13 appropriated.

14 Sec. 3. REAPPROPRIATION OF BALANCE, FY2017-18 to FY2018-19.

15 In addition to the appropriations set forth in this act, there are  
16 hereby reappropriated all unexpended appropriation balances existing on  
17 June 30, 2018, for FY2018-19 to the respective agencies, programs, and  
18 funds listed in this act, except as otherwise provided in this act.

19 Sec. 4. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

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

23 Sec. 5. DRAWING AND PAYING WARRANTS.

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

29 Sec. 6. It is the intent of the Legislature that the appropriations  
30 for capital facilities follow an orderly and reasonable process based  
31 upon defined and documented need and an analysis of the utilization of

1 existing facilities.

2       The biennial appropriations contained in this act covering FY2017-18  
3 and FY2018-19, which have been designated for planning, require from the  
4 agency a complete program statement prepared in accordance with the  
5 Procedural Manual for Capital Construction as approved by the state  
6 building division of the Department of Administrative Services. Projects  
7 directly related to program continuation such as fire and life safety,  
8 maintenance, utility improvements, handicapped access, and master  
9 planning require a statement of needs prepared in accordance with the  
10 manual. An appropriation for drawings and construction may be recommended  
11 only after submission of an acceptable program statement or statement of  
12 needs on or before September 15 to the state building division, the  
13 budget division of the Department of Administrative Services, and the  
14 Legislative Fiscal Analyst.

15       Program statements that have been submitted prior to FY2017-18 shall  
16 be updated if necessary and resubmitted during the period July 1, 2017,  
17 to September 1, 2017. Program statements that have been submitted prior  
18 to FY2018-19 shall be updated if necessary and resubmitted during the  
19 period July 1, 2018, to September 1, 2018, by agency priority. Such  
20 priority shall be subject to final modification by the governing  
21 authority of each agency on or before September 15, 2018.

22       Sec. 7. It is the intent of the Legislature that agencies should  
23 construct or renovate facilities in such a manner as to provide the  
24 greatest cost-effective energy savings possible. Design criteria  
25 emphasizing efficiency, functionality, and energy conservation shall be  
26 reflected in program statements, schematic design documents, design  
27 development documents, and construction documents. The state building  
28 division of the Department of Administrative Services and the State  
29 Energy Office shall provide technical assistance to the state agencies,  
30 upon request, to assist them in providing for energy-efficient new or  
31 renovated facilities.

1           Sec. 8.   AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

2           Program No. 919 - Chemical Dependency Program

3           The unexpended General Fund and Nebraska Capital Construction Fund  
4 appropriation balances existing on June 30, 2017, are hereby  
5 reappropriated.

6           The Department of Health and Human Services is hereby authorized to  
7 repurpose reappropriated funds originally appropriated to this program  
8 for the renovation of Building 3 at the Hastings Regional Center. Such  
9 reappropriated funds shall be used to construct a facility at the  
10 Hastings Regional Center to house the chemical dependency program for  
11 males in state custody.

12           There is included in the reappropriated fund balances in this  
13 program an estimated \$2,897,000 to demolish buildings at the Hastings  
14 Regional Center determined by the Vacant Building and Excess Land  
15 Committee to be vacant as defined in section 72-811.

16           Sec. 9.   AGENCY NO. 27 – DEPARTMENT OF ROADS

17           Program No. 901 - Facility Improvements

	FY2017-18	FY2018-19	FUTURE
18           CASH FUND	5,000,000	-0-	-0-
19           PROGRAM TOTAL	5,000,000	-0-	-0-

21           The Department of Roads is hereby authorized to prepare program  
22 statements on and design and build the following projects:

- 23           New maintenance facility – Aurora
- 24           Office/shop/equipment storage building – Sidney
- 25           Facility improvements, small projects – Statewide

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

27           Program No. 925 - Federal Construction Projects

	FY2017-18	FY2018-19	FUTURE
28           FEDERAL FUND est.	595,000	2,015,000	-0-
29           PROGRAM TOTAL	595,000	2,015,000	-0-

31           The Military Department is hereby authorized to engage in various

1 military master capital construction project agreements with the National  
2 Guard Bureau. Projects include, but are not limited to, building renewal  
3 co-op funding projects as well as other capital construction projects  
4 involving the department's Kearney, Lincoln, and Camp Ashland facilities.

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

6 Program No. 990 - Bellevue Readiness Center Design

	FY2017-18	FY2018-19	FUTURE
8 CASH FUND	143,000	-0-	-0-
9 PROGRAM TOTAL	143,000	-0-	-0-

10 The Military Department is hereby authorized to proceed with the  
11 design costs only related to a new National Guard Readiness Center at  
12 Offutt Air Force Base in Bellevue, Nebraska.

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

14 Program No. 900 - State Park System Facility Improvements

	FY2017-18	FY2018-19	FUTURE
16 CASH FUND	1,210,000	1,170,000	-0-
17 PROGRAM TOTAL	1,210,000	1,170,000	-0-

18 The Game and Parks Commission is hereby authorized to develop new,  
19 maintain, and improve boating facilities.

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

21 Program No. 901 - State Parks Facilities Deferred Maintenance

	FY2017-18	FY2018-19	FUTURE
23 CASH FUND	2,260,500	2,510,000	-0-
24 PROGRAM TOTAL	2,260,500	2,510,000	-0-

25 The Game and Parks Commission is hereby authorized to make deferred  
26 repairs and maintenance improvements at facilities in the state park  
27 system and replace and upgrade facilities in the state park system with  
28 the appropriation to this program.

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

30 Program No. 924 - Wildlife Land Acquisition and Improvement

	FY2017-18	FY2018-19	FUTURE
1			
2 CASH FUND	1,000,000	-0-	-0-
3 PROGRAM TOTAL	1,000,000	-0-	-0-

4 The Game and Parks Commission is hereby authorized to acquire and  
 5 develop wildlife lands and waters statewide with the appropriation to  
 6 this program.

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

8 Program No. 960 - Park and Recreation Land Acquisition

	FY2017-18	FY2018-19	FUTURE
9			
10 CASH FUND	100,000	100,000	-0-
11 PROGRAM TOTAL	100,000	100,000	-0-

12 The Game and Parks Commission is hereby authorized to acquire  
 13 property adjacent to state parks, recreational areas, and historical  
 14 parks from willing sellers to add recreational opportunities and protect  
 15 resources.

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

17 Program No. 967 - Improvements to State Parks

	FY2017-18	FY2018-19	FUTURE
18			
19 CASH FUND	100,000	-0-	-0-
20 PROGRAM TOTAL	100,000	-0-	-0-

21 The Game and Parks Commission is hereby authorized to make state  
 22 parks improvements statewide with the appropriation to this program.

23 It is intended that the following project be undertaken with funds  
 24 appropriated to this program for FY2017-18:

25 New maintenance shop building – Mahoney State Park - \$100,000

26 Sec. 17. AGENCY NO. 33 – GAME AND PARKS COMMISSION

27 Program No. 969 - Improvements to State Recreation Areas

	FY2017-18	FY2018-19	FUTURE
28			
29 CASH FUND	1,350,000	1,200,000	-0-
30 PROGRAM TOTAL	1,350,000	1,200,000	-0-

1 The Game and Parks Commission is hereby authorized to make state  
2 recreation area improvements statewide with the appropriation to this  
3 program.

4 It is intended that the following projects be undertaken with funds  
5 appropriated to this program for FY2017-18:

6 Area improvements to implement master plan – Lake McConaughy and  
7 Lake Ogallala State Recreation Areas - \$1,000,000

8 Multi-purpose group shelter – Ft. Kearny State Recreation Area -  
9 \$150,000

10 Water system, vault toilets, shower/latrine – Swanson and Merritt  
11 State Recreation Areas - \$200,000

12 It is intended that the following projects be undertaken with funds  
13 appropriated to this program for FY2018-19:

14 Area improvements to implement master plan – Lake McConaughy and  
15 Lake Ogallala State Recreation Areas - \$1,000,000

16 Water system, vault toilets, shower/latrine – Swanson and Merritt  
17 State Recreation Areas - \$200,000

18 Sec. 18. AGENCY NO. 33 – GAME AND PARKS COMMISSION

19 Program No. 975 - Emergency Repairs - Parks

	FY2017-18	FY2018-19	FUTURE
20 CASH FUND	200,000	200,000	-0-
21 PROGRAM TOTAL	200,000	200,000	-0-

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

26 Sec. 19. AGENCY NO. 33 – GAME AND PARKS COMMISSION

27 Program No. 979 - Cowboy Trail Emergency Repairs

	FY2017-18	FY2018-19	FUTURE
28 CASH FUND	100,000	100,000	-0-
29 PROGRAM TOTAL	100,000	100,000	-0-

31 The Game and Parks Commission is hereby authorized to make repairs

1 to the Cowboy Trail with the appropriation to this program.

2 Sec. 20. AGENCY NO. 33 – GAME AND PARKS COMMISSION

3 Program No. 981 - Aquatic Habitat Enhancement and Restoration

	FY2017-18	FY2018-19	FUTURE
4 CASH FUND	2,500,000	2,500,000	-0-
6 PROGRAM TOTAL	2,500,000	2,500,000	-0-

7 The Game and Parks Commission is hereby authorized to enhance and  
8 rehabilitate aquatic habitat statewide with the appropriation to this  
9 program.

10 Sec. 21. AGENCY NO. 33 – GAME AND PARKS COMMISSION

11 It is the intent of the Legislature that the Game and Parks  
12 Commission shall apply for and make maximum use of federal funding on all  
13 capital construction projects which are eligible for such assistance. It  
14 is the intent of the Legislature that all funds appropriated to the Game  
15 and Parks Commission for capital construction projects shall only be  
16 spent for the purpose of the original appropriation.

17 Sec. 22. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

18 Program No. 913 - Security System Upgrades

	FY2017-18	FY2018-19	FUTURE
19 NEBRASKA CAPITAL			
21 CONSTRUCTION FUND	552,500	552,500	-0-
22 PROGRAM TOTAL	552,500	552,500	-0-

23 The Department of Correctional Services is hereby authorized to  
24 upgrade security system components at various Department of Correctional  
25 Services facilities statewide, including, but not limited to, camera  
26 upgrades at the McCook Work Ethic Camp, the Community Corrections Center  
27 Lincoln, the Nebraska Secure Youth Facility, and the Omaha Correctional  
28 Center; lighting upgrades at the Community Corrections Center Omaha;  
29 additional fencing at the Lincoln Correctional Center, the Diagnostic and  
30 Evaluation Center, and the Nebraska State Penitentiary; and fence  
31 detection system and vehicle sally-port improvements at the Nebraska



1 Center for Women.

2 Sec. 23. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

3 Program No. 914 - Infrastructure and Maintenance

4		FY2017-18	FY2018-19	FUTURE
5	NEBRASKA CAPITAL			
6	CONSTRUCTION FUND	1,300,000	1,300,000	-0-
7	PROGRAM TOTAL	1,300,000	1,300,000	-0-

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

13 Sec. 24. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

14 Program No. 921 - Tecumseh Correctional Center Bay Addition

15		FY2017-18	FY2018-19	FUTURE
16	REVOLVING FUND	2,300,000	1,360,000	-0-
17	PROGRAM TOTAL	2,300,000	1,360,000	-0-

18 The Department of Correctional Services is hereby authorized to  
19 construct an approximately ten-thousand-square-foot bay to the existing  
20 Cornhusker State Industry Building located at the Tecumseh Correctional  
21 Center. The addition is intended for a new canteen packaging operation  
22 for Cornhusker State Industries.

23 Sec. 25. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

24 Program No. 927 - Community Corrections Renovation and Expansion

25		FY2017-18	FY2018-19	FUTURE
26	NEBRASKA CAPITAL			
27	CONSTRUCTION FUND	12,743,519	8,103,520	-0-
28	PROGRAM TOTAL	12,743,519	8,103,520	-0-

29 The Department of Correctional Services is hereby authorized to  
30 continue the design, construction, renovation, and repurposing of  
31 community corrections bed space at the department's Community Corrections

1 Center facilities in Lincoln and Omaha.

2 Sec. 26. AGENCY NO. 46 – DEPARTMENT OF CORRECTIONAL SERVICES

3 Program No. 928 - Reception and Treatment Center

4		FY2017-18	FY2018-19	FUTURE
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5 NEBRASKA CAPITAL

6	CONSTRUCTION FUND	14,171,102	26,162,038	34,882,173
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7	PROGRAM TOTAL	14,171,102	26,162,038	34,882,173
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8 The Department of Correctional Services is hereby authorized to  
 9 plan, design, renovate, and consolidate the department's Lincoln  
 10 Correctional Center and the Diagnostic and Evaluation Center facilities,  
 11 as well as plan, design, and construct up to three hundred new beds for  
 12 behavioral health, geriatric, and long-term medical needs for the purpose  
 13 of creating a new Reception and Treatment Center.

14 Sec. 27. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS  
 15 COMMISSION

16 Program No. 904 - KUCV Radio Transmission Equipment Replacement

17		FY2017-18	FY2018-19	FUTURE
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18 NEBRASKA CAPITAL

19	CONSTRUCTION FUND	95,000	-0-	-0-
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20 The Nebraska Educational Telecommunications Commission is authorized  
 21 to replace radio transmission equipment at KUCV Lincoln.

22 Sec. 28. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS  
 23 COMMISSION

24 Program No. 907 - KHNE Hastings Transmitter

25		FY2017-18	FY2018-19	FUTURE
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26 NEBRASKA CAPITAL

27	CONSTRUCTION FUND	260,000	-0-	-0-
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28 The Nebraska Educational Telecommunications Commission is authorized  
 29 to replace the transmitter at KHNE Hastings.

30 Sec. 29. AGENCY NO. 47 – NEBRASKA EDUCATIONAL TELECOMMUNICATIONS  
 31 COMMISSION

1 Program No. 908 - Tower Lighting Project

	FY2017-18	FY2018-19	FUTURE
2			
3 NEBRASKA CAPITAL			
4 CONSTRUCTION FUND	-0-	125,000	-0-

5 The Nebraska Educational Telecommunications Commission is authorized  
6 to replace the tower lighting system at KHNE Hastings.

7 Sec. 30. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE  
8 COLLEGES

9 Program No. 903 - State Colleges Facilities - Sports Facilities  
10 Projects

	FY2017-18	FY2018-19	FUTURE
11			
12 CASH FUND	300,000	300,000	3,000,000
13 PROGRAM TOTAL	300,000	300,000	3,000,000

14 The Board of Trustees of the Nebraska State Colleges is hereby  
15 authorized to renovate and construct or improve facilities for  
16 intercollegiate athletics and student fitness, recreation, and sport  
17 activities at the Nebraska State Colleges.

18 Sec. 31. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE  
19 COLLEGES

20 Program No. 919 - State College Facilities Program of 2006

	FY2017-18	FY2018-19	FUTURE
21			
22 GENERAL FUND	1,125,000	1,125,000	12,375,000
23 REVOLVING FUND est.	1,200,000	1,200,000	15,600,000
24 PROGRAM TOTAL	2,325,000	2,325,000	27,975,000

25 The Legislature hereby acknowledges and reaffirms the directive made  
26 by sections 85-423, 85-424, and 85-425, which authorizes the Board of  
27 Trustees of the Nebraska State Colleges to make expenditures from the  
28 State College Facilities Program of 2006 exclusively for projects  
29 outlined in section 85-424.

30 Sec. 32. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE  
31 COLLEGES

1 Program No. 920 - Board Facilities Fee Fund Projects

2		FY2017-18	FY2018-19	FUTURE
3	REVOLVING FUND est.	950,000	950,000	10,450,000
4	PROGRAM TOTAL	950,000	950,000	10,450,000

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

11 Sec. 33. AGENCY NO. 50 – BOARD OF TRUSTEES OF THE NEBRASKA STATE  
12 COLLEGES

13 Program No. 933 - Chadron State College Rangeland Center and Wayne  
14 State College U.S. Conn Library

15		FY2017-18	FY2018-19	FUTURE
16	GENERAL FUND	2,216,000	2,216,000	4,432,000
17	PROGRAM TOTAL	2,216,000	2,216,000	4,432,000

18 The Board of Trustees of the Nebraska State Colleges is authorized  
19 to construct laboratory, classroom, office, and herbarium space for a  
20 Rangeland Center at Chadron State College. The amount of Rangeland Center  
21 project costs to be met by appropriations pursuant to this section is  
22 estimated at \$3,696,470. The board is also authorized to renovate the  
23 U.S. Conn Library at Wayne State College. The amount of U.S. Conn Library  
24 project costs to be met by appropriations pursuant to this section is  
25 estimated at \$12,000,000. The board is further authorized to expend such  
26 other amounts as it may secure from other sources for completion of the  
27 projects.

28 Beginning with the fiscal year commencing July 1, 2013, and  
29 continuing through the fiscal year ending June 30, 2021, the Legislature  
30 shall appropriate each fiscal year from the General Fund an amount not  
31 less than \$2,216,000 to be used by the Board of Trustees of the Nebraska

1 State Colleges to pay the costs of constructing a Rangeland Center at  
2 Chadron State College and renovating the U.S. Conn Library at Wayne State  
3 College. The board may enter into long-term financing contracts with any  
4 person, firm, or corporation for the Rangeland Center and U.S. Conn  
5 Library projects. The payments of the costs of the projects may occur  
6 over a contract period not to extend beyond June 30, 2021. The board  
7 shall not pledge the credit of the State of Nebraska for the payment of  
8 any sum owing on account of such contract, except that there may be  
9 pledged for the payment of any such contract any appropriations made by  
10 the Legislature for such purpose. No contract shall be entered into  
11 pursuant to this section without prior approval by resolution by the  
12 board. The board may also convey, lease, or lease back all or any part of  
13 the Rangeland Center and U.S. Conn Library projects and the land on which  
14 such projects are situated to such person, firm, or corporation as the  
15 board may contract with pursuant to this section to facilitate the long-  
16 term payment of the costs of the Rangeland Center and U.S. Conn Library  
17 projects. Any such conveyance or lease shall provide that when the costs  
18 of the Rangeland Center and U.S. Conn Library projects have been paid,  
19 together with interest and other costs thereon, the Rangeland Center and  
20 U.S. Conn Library projects and the land on which such projects are  
21 located shall become the property of the board. The board may schedule  
22 contractual payments on a monthly, quarterly, or semiannual basis  
23 consistent with the state fiscal year. On or before August 31, 2021, any  
24 funds appropriated from the General Fund for the projects held in the  
25 state treasury and held by any trustee which are not necessary to meet  
26 the terms of any long-term financing agreements entered into pursuant to  
27 this section shall be transferred to the General Fund.

28 The Legislature finds and determines that the Rangeland Center and  
29 U.S. Conn Library projects are of critical importance to the State of  
30 Nebraska. It is the intent of the Legislature that the appropriations for  
31 the Rangeland Center and U.S. Conn Library projects shall not be reduced

1 until all contracts and securities relating to the construction and  
2 financing of the Rangeland Center and U.S. Conn Library projects are  
3 completed or paid but in no case shall such appropriations extend beyond  
4 the fiscal year ending June 30, 2021.

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

6 Program No. 920 - University of Nebraska Facilities Program of 2006

	FY2017-18	FY2018-19	FUTURE
8 GENERAL FUND	11,000,000	11,000,000	121,000,000
9 CASH FUND est.	11,000,000	11,000,000	121,000,000
10 PROGRAM TOTAL	22,000,000	22,000,000	242,000,000

11 The Legislature hereby acknowledges and reaffirms the directive made  
12 by sections 85-420, 85-421, and 85-422, which authorizes the Board of  
13 Regents to make expenditures from appropriated funds for the University  
14 of Nebraska Facilities Program of 2006 exclusively for projects as  
15 outlined in section 85-421.

16 Sec. 35. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

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

	FY2017-18	FY2018-19	FUTURE
20 GENERAL FUND	820,000	820,000	5,466,135
21 PROGRAM TOTAL	820,000	820,000	5,466,135

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

27 The Board of Regents may enter into long-term financing contracts  
28 with any person, firm, or corporation for the Education Center project.  
29 The payments of the costs of the project may occur over a contract period  
30 not to extend beyond June 30, 2025. The Board of Regents shall not pledge  
31 the credit of the State of Nebraska for the payment of any sum owing on

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

12 Sec. 36. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA

13 Program No. 939 - Veterinary Diagnostic Center

14		FY2017-18	FY2018-19	FUTURE
15	GENERAL FUND	5,101,000	5,101,000	7,804,300
16	PROGRAM TOTAL	5,101,000	5,101,000	7,804,300

17 Subject to the provisions of section 85-1414, the Board of Regents  
 18 of the University of Nebraska is hereby authorized to design and  
 19 construct a Veterinary Diagnostic Center at the University of Nebraska  
 20 Institute of Agriculture and Natural Resources. The total project cost is  
 21 estimated at \$45,644,000 of which \$4,150,000 is private or other funds.

22 Beginning with the fiscal year commencing July 1, 2016, and  
 23 continuing through the fiscal year ending June 30, 2024, the Legislature  
 24 shall appropriate each fiscal year from the General Fund an amount not  
 25 less than \$5,101,000 to be used by the Board of Regents of the University  
 26 of Nebraska to pay the costs of constructing a Veterinary Diagnostic  
 27 Center. The board may enter into long-term financing contracts with any  
 28 person, firm, or corporation for the Veterinary Diagnostic Center  
 29 project. The board may not enter into long-term financing contracts until  
 30 evidence is provided to the budget administrator of the budget division  
 31 of the Department of Administrative Services that \$4,150,000 in private

1 or other funds have been received for this project. The payments of the  
2 costs of the project may occur over a contract period not to extend  
3 beyond June 30, 2024. The board shall not pledge the credit of the State  
4 of Nebraska for the payment of any sum owing on account of such contract,  
5 except that there may be pledged for the payment of any such contract any  
6 appropriations made by the Legislature for such purpose. No contract  
7 shall be entered into pursuant to this section without prior approval by  
8 resolution by the board. The board may also convey, lease, or lease back  
9 all or any part of the Veterinary Diagnostic Center project and the land  
10 on which such project is situated to such person, firm, or corporation as  
11 the board may contract with pursuant to this section to facilitate the  
12 long-term payment of the cost of the Veterinary Diagnostic Center  
13 project. Any such conveyance or lease shall provide that when the cost of  
14 the Veterinary Diagnostic Center project has been paid, together with  
15 interest and other costs thereon, the Veterinary Diagnostic Center  
16 project and the land on which such project is located shall become the  
17 property of the board. The board may schedule contractual payments on a  
18 monthly, quarterly, or semiannual basis consistent with the state fiscal  
19 year. On or before August 31, 2024, any funds appropriated from the  
20 General Fund for the project held in the state treasury and held by any  
21 trustee which are not necessary to meet the terms of any long-term  
22 financing agreements entered into pursuant to this section shall be  
23 transferred to the General Fund.

24 The Legislature finds and determines that the Veterinary Diagnostic  
25 Center project is of critical importance to the State of Nebraska. It is  
26 the intent of the Legislature that the appropriations for the Veterinary  
27 Diagnostic Center project shall not be reduced until all contracts and  
28 securities relating to the construction and financing of the Veterinary  
29 Diagnostic Center project are completed or paid but in no case shall such  
30 appropriations extend beyond the fiscal year ending June 30, 2024.

31 Sec. 37. AGENCY NO. 51 – UNIVERSITY OF NEBRASKA



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

2		FY2017-18	FY2018-19	FUTURE
3	GENERAL FUND	1,477,000	1,477,000	5,886,300
4	PROGRAM TOTAL	1,477,000	1,477,000	5,886,300

5           The Board of Regents of the University of Nebraska is hereby  
6 authorized to design and construct a College of Nursing Building at the  
7 University of Nebraska-Lincoln. The total project cost is estimated at  
8 \$17,650,000 of which \$5,650,000 is private or other funds.

9           Beginning with the fiscal year commencing July 1, 2013, and  
10 continuing through the fiscal year ending June 30, 2023, the Legislature  
11 shall appropriate each fiscal year from the General Fund an amount not  
12 less than \$1,477,000 to be used by the Board of Regents of the University  
13 of Nebraska to pay the costs of constructing a College of Nursing  
14 Building. The board may enter into long-term financing contracts with any  
15 person, firm, or corporation for the College of Nursing Building project.  
16 The board may not enter into long-term financing contracts until evidence  
17 is provided to the budget administrator of the budget division of the  
18 Department of Administrative Services that \$5,650,000 in private or other  
19 funds have been received for this project. The payments of the costs of  
20 the project may occur over a contract period not to extend beyond June  
21 30, 2023. The board shall not pledge the credit of the State of Nebraska  
22 for the payment of any sum owing on account of such contract, except that  
23 there may be pledged for the payment of any such contract any  
24 appropriations made by the Legislature for such purpose. No contract  
25 shall be entered into pursuant to this section without prior approval by  
26 resolution by the board. The board may also convey, lease, or lease back  
27 all or any part of the College of Nursing Building project and the land  
28 on which such project is situated to such person, firm, or corporation as  
29 the board may contract with pursuant to this section to facilitate the  
30 long-term payment of the costs of the College of Nursing Building  
31 project. Any such conveyance or lease shall provide that when the cost of

1 the College of Nursing Building project has been paid, together with  
 2 interest and other costs thereon, the College of Nursing Building project  
 3 and the land on which such project is located shall become the property  
 4 of the board. The board may schedule contractual payments on a monthly,  
 5 quarterly, or semiannual basis consistent with the state fiscal year. On  
 6 or before August 31, 2023, any funds appropriated from the General Fund  
 7 for the project held in the state treasury and held by any trustee which  
 8 are not necessary to meet the terms of any long-term financing agreements  
 9 entered into pursuant to this section shall be transferred to the General  
 10 Fund.

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

18 Sec. 38. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

19 Program No. 922 - Capitol Heating, Ventilating, and Air Conditioning  
 20 Systems Replacement

	FY2017-18	FY2018-19	FUTURE
21 GENERAL FUND	-0-	11,062,790	55,002,410
22 NEBRASKA CAPITAL			
23 CONSTRUCTION FUND	-0-	4,538,101	15,695,519
24 PROGRAM TOTAL	-0-	15,600,891	70,697,929

26 The Legislature hereby acknowledges and reaffirms the directive made  
 27 by Laws 2014, LB905, which authorizes the Office of the Nebraska Capitol  
 28 Commission to continue planning for and undertake replacement of the  
 29 existing heating, ventilating, and air conditioning systems serving the  
 30 Nebraska State Capitol as well as associated infrastructure, fire  
 31 protection, life safety, and architectural improvements identified in the

1 Nebraska State Capitol HVAC Master Plan Amendment, dated September 20,  
 2 2013. The Legislature hereby acknowledges and reaffirms its intent to  
 3 appropriate future amounts from the General Fund for completion of the  
 4 project as follows: \$9,433,698 for FY2019-20; \$10,194,538 for FY2020-21;  
 5 \$12,624,369 for FY2021-22; \$12,459,563 for FY2022-23; and \$10,290,242 for  
 6 FY2023-24. The Legislature further intends to appropriate future amounts  
 7 from the Nebraska Capital Construction Fund for completion of the project  
 8 as follows: \$2,469,348 for FY2019-20; \$2,794,586 for FY2020-21;  
 9 \$3,833,270 for FY2021-22; \$3,762,820 for FY2022-23; and \$2,835,495 for  
 10 FY2023-24. The total project cost shall not exceed \$106,008,106.

11 Sec. 39. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

12 Program No. 934 - Norfolk Regional Center Perimeter Security System

	FY2017-18	FY2018-19	FUTURE
14 REVOLVING FUND	1,600,000	307,337	-0-
15 PROGRAM TOTAL	1,600,000	307,337	-0-

16 The state building division of the Department of Administrative  
 17 Services is hereby authorized to plan, design, and construct a perimeter  
 18 security system at the Norfolk Regional Center.

19 Sec. 40. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

20 Program No. 940 - Task Force for Building Renewal

	FY2017-18	FY2018-19	FUTURE
22 CASH FUND	21,000,930	21,000,930	42,547,860
23 PROGRAM TOTAL	21,000,930	21,000,930	42,547,860

24 The Legislature hereby acknowledges and reaffirms the directive made  
 25 by section 77-2602, which is to place amounts from the special privilege  
 26 tax on cigarettes in the Building Renewal Allocation Fund for FY1997-98  
 27 and continuing each fiscal year until all the purposes of the Deferred  
 28 Building Renewal Act have been fulfilled. The Legislature hereby further  
 29 acknowledges and reaffirms directives made by sections 81-188.01,  
 30 81-188.03, and 81-188.05 to utilize amounts from certain depreciation  
 31 charges credited to the State Building Renewal Assessment Fund,

1 University Building Renewal Assessment Fund, and State College Building  
2 Renewal Assessment Fund for purposes as provided in the Deferred Building  
3 Renewal Act.

4 The appropriation to this program is for the purpose of carrying out  
5 the provisions of the Deferred Building Renewal Act which includes  
6 deferred repair, fire and life safety projects, and compliance with the  
7 federal Americans with Disabilities Act (ADA) of 1990. Funds may also be  
8 spent on projects related to energy conservation. There is hereby  
9 appropriated any available federal funds, plus investment income thereon,  
10 for this program for FY2017-18 and FY2018-19. There is included in the  
11 appropriation to this program for FY2017-18 an amount not to exceed  
12 \$200,000 cash funds and for FY2018-19 an amount not to exceed \$200,000  
13 cash funds for building maintenance and renewal training, roof scans and  
14 other testing procedures, and consulting work.

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

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

31 Sec. 41. AGENCY NO. 65 – DEPARTMENT OF ADMINISTRATIVE SERVICES

1	Program No. 986 - Data Center Risk Mitigation			
2		FY2017-18	FY2018-19	FUTURE
3	REVOLVING FUND	2,183,591	-0-	-0-
4	PROGRAM TOTAL	2,183,591	-0-	-0-

5 The Legislature hereby acknowledges and reaffirms the directive made  
6 by Laws 2015, LB660, which authorizes the Department of Administrative  
7 Services to undertake a renovation project of the building that houses  
8 the state's computer network equipment and infrastructure.

9 Sec. 42. There is hereby appropriated, unless otherwise specified,  
10 for FY2017-18 and for FY2018-19 from undisbursed balances existing on  
11 June 30, 2017, and on June 30, 2018, respectively, to each agency for  
12 each program from the respective funds for capital construction as  
13 follows:

14 (1) Agency No. 25 – Department of Health and Human Services  
15 Program No. 919. The unexpended appropriation balances existing on  
16 June 30, 2017, from the respective funds in Program 904 are hereby  
17 reappropriated for FY2017-18 to Agency No. 28 - Department of Veterans  
18 Affairs', Program 904. The unexpended appropriation balances existing on  
19 June 30, 2017, from the respective funds in Program No. 923 are hereby  
20 reappropriated for FY2017-18 to Agency No. 28 - Department of Veterans'  
21 Affairs, Program 923.

22 (2) Agency No. 27 – Department of Roads  
23 Program No. 901, except that the unobligated biennium appropriation  
24 balance shall lapse once all projects funded in that biennium are  
25 completed, postponed to a future biennium, or indefinitely postponed.

26 (3) Agency No. 28 - Department of Veterans' Affairs  
27 The unexpended appropriation balances existing on June 30, 2018,  
28 from the respective funds in Program 904 and Program 923 are hereby  
29 reappropriated for FY2018-19.

30 (4) Agency No. 31 – Military Department  
31 Program Nos. 925 and 990.

1 (5) Agency No. 33 – Game and Parks Commission  
2 Program Nos. 900, 901, 902, 919, 924, 955, 960, 966, 967, 968, 969  
3 less the General Fund balance existing on June 30, 2017, 970, 971, 972,  
4 973, 975, 976, 977, 979, 981, and 987.

5 (6) Agency No. 46 – Department of Correctional Services  
6 Program Nos. 913, 914, 921, 927, and 928.

7 (7) Agency No. 47 – Nebraska Educational Telecommunications  
8 Commission  
9 Program No. 928.

10 (8) Agency No. 50 – Board of Trustees of the Nebraska State Colleges  
11 Program Nos. 901, 903, 904, 905, 912, 919, 920, 921, 930, 933, 935,  
12 952, 955, and 997, and any additional construction programs  
13 administratively created relating to the Board of Trustees of the  
14 Nebraska State Colleges and its campuses which are funded through cash  
15 funds, federal funds, revolving funds, or private gifts or donations.

16 (9) Agency No. 51 – University of Nebraska  
17 Program Nos. 901, 902, 903, 906, 907, 909, 911, 914, 915, 917, 918,  
18 919, 920, 921, 926, 927, 930, 934, 936, 937, 939, 942, 943, 944, 948,  
19 950, 954, 956, 961, 963, 964, 965, 969, 971, 972, 974, 976, 978, 981,  
20 983, 984, 990, 992, 994, 995, 997, and 998, and any additional  
21 construction programs administratively created relating to the University  
22 of Nebraska-Lincoln, the University of Nebraska at Omaha, the University  
23 of Nebraska Medical Center, the University of Nebraska at Kearney, the  
24 Nebraska College of Technical Agriculture at Curtis, and the University  
25 of Nebraska Central Administration which are funded through cash funds,  
26 federal funds, revolving funds, or private gifts or donations.

27 (10) Agency No. 65 – Department of Administrative Services  
28 Program Nos. 901, 904, 917, 922, 980, and 986.  
29 Appropriations to program numbers pertaining to funding for the  
30 Deferred Building Renewal Act are hereby reappropriated.

31 Sec. 43. FEDERAL FUNDS.

1 Any federal funds not otherwise appropriated, any additional federal  
2 funds made available to the credit of the State Treasurer, and any  
3 unexpended balances in federal funds on the operative date of this act  
4 are hereby appropriated and reappropriated to the agency and project for  
5 which the funds were allocated by the federal government.

6 Sec. 44. GIFTS, BEQUESTS, AND DEVISES.

7 Any gift, bequest, or devise made available to the State of Nebraska  
8 for any purpose or purposes, together with the income thereof, shall be  
9 allocated to the expending agency designated by such donor or, if none is  
10 designated by such donor, by the Governor.

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

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

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

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

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

23 For purposes of this section, gifts, bequests, and devises shall  
24 include, but not be limited to, donations, gifts, bequests, devises, and  
25 grants from individuals, organizations, corporations, and similar  
26 entities and from nonfederal governmental agencies.

27 At the discretion of the budget administrator of the budget division  
28 of the Department of Administrative Services and the Accounting  
29 Administrator of the Department of Administrative Services, expenditures  
30 of funds from any gift, bequest, or devise may be expended through any  
31 existing or administratively created cash fund account, revolving fund

1 account, or trust fund account, in which case the actual amount of the  
2 gift, bequest, or devise is hereby appropriated to the expending agency,  
3 for the purpose or purposes designated by the donor, in addition to the  
4 amounts appropriated in this act. If no such cash fund account, revolving  
5 fund account, or trust fund account exists, the Accounting Administrator  
6 may create such fund account as is necessary to properly and separately  
7 account for the gift, bequest, or devise, in which case the actual amount  
8 of the gift, bequest, or devise is hereby appropriated to the expending  
9 agency, for the purpose or purposes designated by the donor, in addition  
10 to the amounts appropriated in this act.

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

12 Sec. 45. The One Hundred Fifth Legislature acknowledges that  
13 Article III, section 22, of the Constitution of Nebraska provides that  
14 each Legislature shall make appropriations for the expenses of the  
15 government. Consistent with this provision, any appropriations enacted by  
16 prior Legislatures for fiscal years beginning after June 30, 2017, are  
17 null and void unless specifically reaffirmed by this Legislature.

18 Sec. 46. This act becomes operative on July 1, 2017.

19 Sec. 47. Since an emergency exists, this act takes effect when  
20 passed and approved according to law.