

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 497

Introduced by Sullivan, 41.

Read first time January 23, 2013

Committee:

A BILL

1 FOR AN ACT relating to the Education Innovation Fund; to amend
2 section 9-812, Reissue Revised Statutes of Nebraska, and
3 sections 79-8,137 and 79-8,137.04, Revised Statutes
4 Cumulative Supplement, 2012; to change provisions
5 relating to distribution of state lottery proceeds; to
6 provide for a study; to change contract provisions
7 relating to programs under the Excellence in Teaching
8 Act; to harmonize provisions; and to repeal the original
9 sections.
10 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 9-812, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 9-812 (1) All money received from the operation of
4 lottery games conducted pursuant to the State Lottery Act in Nebraska
5 shall be credited to the State Lottery Operation Trust Fund, which
6 fund is hereby created. All payments of the costs of establishing and
7 maintaining the lottery games shall be made from the State Lottery
8 Operation Cash Fund. In accordance with legislative appropriations,
9 money for payments for expenses of the division shall be transferred
10 from the State Lottery Operation Trust Fund to the State Lottery
11 Operation Cash Fund, which fund is hereby created. All money
12 necessary for the payment of lottery prizes shall be transferred from
13 the State Lottery Operation Trust Fund to the State Lottery Prize
14 Trust Fund, which fund is hereby created. The amount used for the
15 payment of lottery prizes shall not be less than forty percent of the
16 dollar amount of the lottery tickets which have been sold.

17 (2) ~~Beginning October 1, 2003, a~~ A portion of the dollar
18 amount of the lottery tickets which have been sold on an annualized
19 basis shall be transferred from the State Lottery Operation Trust
20 Fund to the Education Innovation Fund, the Nebraska Opportunity Grant
21 Fund through June 30, 2016, the Nebraska Environmental Trust Fund,
22 the Nebraska State Fair Board, and the Compulsive Gamblers Assistance
23 Fund. The dollar amount transferred pursuant to this subsection shall
24 equal the greater of (a) the dollar amount transferred to the funds
25 in fiscal year 2002-03 or (b) any amount which constitutes at least

1 twenty-two percent and no more than twenty-five percent of the dollar
2 amount of the lottery tickets which have been sold on an annualized
3 basis. To the extent that funds are available, the Tax Commissioner
4 and director may authorize a transfer exceeding twenty-five percent
5 of the dollar amount of the lottery tickets sold on an annualized
6 basis.

7 (3) Of the money available to be transferred to the
8 Education Innovation Fund, the Nebraska Opportunity Grant Fund, the
9 Nebraska Environmental Trust Fund, the Nebraska State Fair Board, and
10 the Compulsive Gamblers Assistance Fund:

11 (a) The first five hundred thousand dollars shall be
12 transferred to the Compulsive Gamblers Assistance Fund to be used as
13 provided in section 71-817;

14 (b)(i) Through June 30, 2016, nineteen Nineteen—and
15 three-fourths percent of the money remaining after the payment of
16 prizes and operating expenses and the initial transfer to the
17 Compulsive Gamblers Assistance Fund shall be transferred to the
18 Education Innovation Fund and (ii) beginning July 1, 2016, forty-four
19 and one-half percent of the money remaining after the payment of
20 prizes and operating expenses and the initial transfer to the
21 Compulsive Gamblers Assistance Fund shall be transferred to the
22 Education Innovation Fund;

23 (c) ~~Twenty-four~~ Through June 30, 2016, twenty-four and
24 three-fourths percent of the money remaining after the payment of
25 prizes and operating expenses and the initial transfer to the

1 Compulsive Gamblers Assistance Fund shall be transferred to the
2 Nebraska Opportunity Grant Fund;

3 (d) Forty-four and one-half percent of the money
4 remaining after the payment of prizes and operating expenses and the
5 initial transfer to the Compulsive Gamblers Assistance Fund shall be
6 transferred to the Nebraska Environmental Trust Fund to be used as
7 provided in the Nebraska Environmental Trust Act;

8 (e) Ten percent of the money remaining after the payment
9 of prizes and operating expenses and the initial transfer to the
10 Compulsive Gamblers Assistance Fund shall be transferred to the
11 Nebraska State Fair Board if the most populous city within the county
12 in which the fair is located provides matching funds equivalent to
13 ten percent of the funds available for transfer. Such matching funds
14 may be obtained from the city and any other private or public entity,
15 except that no portion of such matching funds shall be provided by
16 the state. If the Nebraska State Fair ceases operations, ten percent
17 of the money remaining after the payment of prizes and operating
18 expenses and the initial transfer to the Compulsive Gamblers
19 Assistance Fund shall be transferred to the General Fund; and

20 (f) One percent of the money remaining after the payment
21 of prizes and operating expenses and the initial transfer to the
22 Compulsive Gamblers Assistance Fund shall be transferred to the
23 Compulsive Gamblers Assistance Fund to be used as provided in section
24 71-817.

25 (4)(a) The Education Innovation Fund is created. At least

1 seventy-five percent of the lottery proceeds allocated to the
2 Education Innovation Fund shall be available for disbursement.

3 ~~(b) For fiscal year 2010-11, the Education Innovation~~
4 ~~Fund shall be allocated as follows: The first one million dollars~~
5 ~~shall be transferred to the Excellence in Teaching Cash Fund to fund~~
6 ~~the Excellence in Teaching Act, and the amount remaining in the~~
7 ~~Education Innovation Fund shall be allocated, after administrative~~
8 ~~expenses, for distance education equipment and incentives pursuant to~~
9 ~~sections 79-1336 and 79-1337.~~

10 ~~(c) For fiscal year 2011-12, the Education Innovation~~
11 ~~Fund shall be allocated as follows: (i) The first two hundred twenty-~~
12 ~~five thousand dollars shall be transferred to the Excellence in~~
13 ~~Teaching Cash Fund to fund the Attracting Excellence to Teaching~~
14 ~~Program; (ii) the next three million three hundred sixty five~~
15 ~~thousand nine hundred sixty two dollars shall be distributed to~~
16 ~~school districts as grants pursuant to the Early Childhood Education~~
17 ~~Grant Program; (iii) the next two million one hundred seventy five~~
18 ~~thousand six hundred seventy three dollars shall be distributed to~~
19 ~~local systems as grants for approved accelerated or differentiated~~
20 ~~curriculum programs for students identified as learners with high~~
21 ~~ability pursuant to section 79-1108.02; (iv) the next four hundred~~
22 ~~ninety one thousand five hundred forty one dollars shall be used by~~
23 ~~the State Department of Education for the development of an~~
24 ~~integrated early childhood, elementary, secondary, and postsecondary~~
25 ~~student information system; (v) the next four hundred fifty thousand~~

1 ~~dollars shall fund the Center for Student Leadership and Extended~~
2 ~~Learning Act; (vi) the next one hundred fourteen thousand six hundred~~
3 ~~twenty nine dollars shall fund the multicultural education program~~
4 ~~created under section 79-720; (vii) the next one hundred twenty three~~
5 ~~thousand four hundred sixty eight dollars shall be used by the~~
6 ~~department to employ persons to investigate and prosecute alleged~~
7 ~~violations as provided in section 79-868; (viii) up to the next one~~
8 ~~hundred sixty thousand dollars shall be used by the department to~~
9 ~~implement section 79-759; and (ix) the amount remaining shall be~~
10 ~~allocated, after administrative expenses, for distance education~~
11 ~~equipment and incentives pursuant to sections 79-1336 and 79-1337.~~

12 ~~(d)-(b)~~ For fiscal year 2012-13, the Education Innovation
13 Fund shall be allocated as follows: (i) The first forty-five thousand
14 dollars shall be transferred to the Excellence in Teaching Cash Fund
15 to fund the Attracting Excellence to Teaching Program; (ii) the next
16 three million three hundred sixty-five thousand nine hundred sixty-
17 two dollars shall be distributed to school districts as grants
18 pursuant to the Early Childhood Education Grant Program; (iii) the
19 next two million one hundred seventy-five thousand six hundred
20 seventy-three dollars shall be distributed to local systems as grants
21 for approved accelerated or differentiated curriculum programs for
22 students identified as learners with high ability pursuant to section
23 79-1108.02; (iv) the next one hundred eight thousand one hundred
24 thirty-six dollars shall be used by the department for the
25 development of an integrated early childhood, elementary, secondary,

1 and postsecondary student information system; (v) the next four
2 hundred fifty thousand dollars shall fund the Center for Student
3 Leadership and Extended Learning Act; (vi) the next one hundred
4 fourteen thousand six hundred twenty-nine dollars shall be used by
5 the department to fund the multicultural education program created
6 under section 79-720; (vii) the next one hundred twenty-three
7 thousand four hundred sixty-eight dollars shall be used by the
8 department to employ persons to investigate and prosecute alleged
9 violations as provided in section 79-868; (viii) up to the next one
10 hundred sixty thousand dollars shall be used by the department to
11 implement section 79-759; (ix) the next twenty-seven thousand two
12 hundred dollars shall be used to fund the Interstate Compact on
13 Educational Opportunity for Military Children; (x) the next two
14 hundred thousand dollars shall be used to provide grants to establish
15 bridge programs pursuant to sections 79-1189 to 79-1195; and (xi) the
16 amount remaining shall be allocated, after administrative expenses,
17 for distance education equipment and incentives pursuant to sections
18 79-1336 and 79-1337. No funds received as allocations from the
19 Education Innovation Fund pursuant to this subdivision may be
20 obligated for payment to be made after June 30, 2016.

21 ~~(e)-(c)~~ For fiscal year 2013-14, the Education Innovation
22 Fund shall be allocated as follows: (i) The first one million dollars
23 shall be transferred to the Excellence in Teaching Cash Fund to fund
24 the Excellence in Teaching Act; (ii) the next allocation shall be
25 distributed to local systems as grants for approved accelerated or

1 differentiated curriculum programs for students identified as
2 learners with high ability pursuant to section 79-1108.02 in an
3 aggregated amount up to the amount distributed in the prior fiscal
4 year for such purposes increased by the basic allowable growth rate
5 pursuant to section 79-1025; (iii) the next allocation shall be used
6 by the State Department of Education for the integrated early
7 childhood, elementary, secondary, and postsecondary student
8 information system in an aggregated amount up to the amount used in
9 the prior fiscal year for such purposes increased by the basic
10 allowable growth rate pursuant to section 79-1025; (iv) the next
11 allocation shall fund the Center for Student Leadership and Extended
12 Learning Act in an aggregated amount up to the amount used in the
13 prior fiscal year for such purposes increased by the basic allowable
14 growth rate pursuant to section 79-1025; (v) the next allocation
15 shall be used by the department to fund the multicultural education
16 program created under section 79-720 in an aggregated amount up to
17 the amount used in the prior fiscal year for such purposes increased
18 by the basic allowable growth rate pursuant to section 79-1025; (vi)
19 the next allocation shall be used by the department to employ persons
20 to investigate and prosecute alleged violations as provided in
21 section 79-868 in an aggregated amount up to the amount used in the
22 prior fiscal year for such purposes increased by the basic allowable
23 growth rate pursuant to section 79-1025; (vii) up to the next one
24 hundred sixty thousand dollars shall be used by the department to
25 implement section 79-759; (viii) the next two hundred thousand

1 dollars shall be used to provide grants to establish bridge programs
2 pursuant to sections 79-1189 to 79-1195; and (ix) the amount
3 remaining shall be allocated, after administrative expenses, for
4 distance education equipment and incentives pursuant to sections
5 79-1336 and 79-1337. No funds received as allocations from the
6 Education Innovation Fund pursuant to this subdivision may be
7 obligated for payment to be made after June 30, 2016.

8 ~~(f)~~(d) For fiscal year 2014-15, the Education Innovation
9 Fund shall be allocated as follows: (i) The first one million dollars
10 shall be transferred to the Excellence in Teaching Cash Fund to fund
11 the Excellence in Teaching Act; (ii) the next allocation shall be
12 distributed to local systems as grants for approved accelerated or
13 differentiated curriculum programs for students identified as
14 learners with high ability pursuant to section 79-1108.02 in an
15 aggregated amount up to the amount distributed in the prior fiscal
16 year for such purposes increased by the basic allowable growth rate
17 pursuant to section 79-1025; (iii) the next allocation shall be used
18 by the State Department of Education for the integrated early
19 childhood, elementary, secondary, and postsecondary student
20 information system in an aggregated amount up to the amount used in
21 the prior fiscal year for such purposes increased by the basic
22 allowable growth rate pursuant to section 79-1025; (iv) the next
23 allocation shall fund the Center for Student Leadership and Extended
24 Learning Act in an aggregated amount up to the amount used in the
25 prior fiscal year for such purposes increased by the basic allowable

1 growth rate pursuant to section 79-1025; (v) the next allocation
2 shall be used by the department to fund the multicultural education
3 program created under section 79-720 in an aggregated amount up to
4 the amount used in the prior fiscal year for such purposes increased
5 by the basic allowable growth rate pursuant to section 79-1025; (vi)
6 the next allocation shall be used by the department to employ persons
7 to investigate and prosecute alleged violations as provided in
8 section 79-868 in an aggregated amount up to the amount used in the
9 prior fiscal year for such purposes increased by the basic allowable
10 growth rate pursuant to section 79-1025; (vii) the next two hundred
11 thousand dollars shall be used to provide grants to establish bridge
12 programs pursuant to sections 79-1189 to 79-1195; and (viii) the
13 amount remaining shall be allocated, after administrative expenses,
14 for distance education equipment and incentives pursuant to sections
15 79-1336 and 79-1337. No funds received as allocations from the
16 Education Innovation Fund pursuant to this subdivision may be
17 obligated for payment to be made after June 30, 2016.

18 ~~(g)~~-(e) For fiscal year 2015-16, the Education Innovation
19 Fund shall be allocated as follows: (i) The first one million dollars
20 shall be transferred to the Excellence in Teaching Cash Fund to fund
21 the Excellence in Teaching Act; (ii) the next allocation shall be
22 distributed to local systems as grants for approved accelerated or
23 differentiated curriculum programs for students identified as
24 learners with high ability pursuant to section 79-1108.02 in an
25 aggregated amount up to the amount distributed in the prior fiscal

1 year for such purposes increased by the basic allowable growth rate
2 pursuant to section 79-1025; (iii) the next allocation shall be used
3 by the State Department of Education for the integrated early
4 childhood, elementary, secondary, and postsecondary student
5 information system in an aggregated amount up to the amount used in
6 the prior fiscal year for such purposes increased by the basic
7 allowable growth rate pursuant to section 79-1025; (iv) the next
8 allocation shall fund the Center for Student Leadership and Extended
9 Learning Act in an aggregated amount up to the amount used in the
10 prior fiscal year for such purposes increased by the basic allowable
11 growth rate pursuant to section 79-1025; (v) the next allocation
12 shall be used by the department to fund the multicultural education
13 program created under section 79-720 in an aggregated amount up to
14 the amount used in the prior fiscal year for such purposes increased
15 by the basic allowable growth rate pursuant to section 79-1025; (vi)
16 the next allocation shall be used by the department to employ persons
17 to investigate and prosecute alleged violations as provided in
18 section 79-868 in an aggregated amount up to the amount used in the
19 prior fiscal year for such purposes increased by the basic allowable
20 growth rate pursuant to section 79-1025; and (vii) the amount
21 remaining shall be allocated, after administrative expenses, for
22 distance education equipment and incentives pursuant to sections
23 79-1336 and 79-1337. No funds received as allocations from the
24 Education Innovation Fund pursuant to this subdivision may be
25 obligated for payment to be made after June 30, 2016.

1 ~~(h)~~(f) For fiscal year 2016-17 and each fiscal year
2 thereafter, the Education Innovation Fund shall be allocated, after
3 administrative expenses, for education purposes as provided by the
4 Legislature.

5 (5) Any money in the State Lottery Operation Trust Fund,
6 the State Lottery Operation Cash Fund, the State Lottery Prize Trust
7 Fund, or the Education Innovation Fund available for investment shall
8 be invested by the state investment officer pursuant to the Nebraska
9 Capital Expansion Act and the Nebraska State Funds Investment Act.

10 (6) Unclaimed prize money on a winning lottery ticket
11 shall be retained for a period of time prescribed by rules and
12 regulations. If no claim is made within such period, the prize money
13 shall be used at the discretion of the Tax Commissioner for any of
14 the purposes prescribed in this section.

15 Sec. 2. The Education Committee of the Legislature shall
16 conduct a study of potential uses of the funds dedicated to education
17 from proceeds of the lottery conducted pursuant to the State Lottery
18 Act. The committee shall submit a report on the findings and any
19 recommendations to the Clerk of the Legislature on or before December
20 31, 2013. Factors the study shall consider, but not be limited to,
21 include:

22 (1) The educational priorities of the state;

23 (2) What types of educational activities are suited to
24 being funded by state lottery funds as opposed to state general
25 funds;

1 (3) Whether state lottery funds should be used for
2 significant projects requiring temporary funding or to sustain
3 ongoing activities; and

4 (4) Whether periodic reviews of the use of lottery funds
5 for education should be scheduled.

6 Sec. 3. Section 79-8,137, Revised Statutes Cumulative
7 Supplement, 2012, is amended to read:

8 79-8,137 (1)(a) Prior to receiving any money from a loan
9 pursuant to the Attracting Excellence to Teaching Program, an
10 eligible student shall enter into a contract with the department.
11 Such contract shall provide notice to the eligible student that
12 funding for loans pursuant to the Attracting Excellence to Teaching
13 Program terminates on June 30, 2016. Such contract shall be exempt
14 from the requirements of sections 73-501 to 73-510.

15 (b) For eligible students who applied for the first time
16 prior to April 23, 2009, the contract shall require that if (i) the
17 borrower is not employed as a teacher in Nebraska for a time period
18 equal to the number of years required for loan forgiveness pursuant
19 to subsection (2) of this section and is not enrolled as a full-time
20 student in a graduate program within six months after obtaining an
21 undergraduate degree for which a loan from the program was obtained
22 or (ii) the borrower does not complete the requirements for
23 graduation within five consecutive years after receiving the initial
24 loan under the program, then the loan must be repaid, with interest
25 at the rate fixed pursuant to section 45-103 accruing as of the date

1 the borrower signed the contract, and an appropriate penalty as
2 determined by the department may be assessed. If a borrower fails to
3 remain enrolled at an eligible institution or otherwise fails to meet
4 the requirements of an eligible student, repayment of the loan shall
5 commence within six months after such change in eligibility. The
6 State Board of Education may by rules and regulations provide for
7 exceptions to the conditions of repayment pursuant to this
8 subdivision based upon mitigating circumstances.

9 (c) For eligible students who apply for the first time on
10 or after April 23, 2009, the contract shall require that if (i) the
11 borrower is not employed as a full-time teacher teaching in an
12 approved or accredited school in Nebraska and teaching at least a
13 portion of the time in the shortage area for which the loan was
14 received for a time period equal to the number of years required for
15 loan forgiveness pursuant to subsection (3) of this section and is
16 not enrolled as a full-time student in a graduate program within six
17 months after obtaining an undergraduate degree for which a loan from
18 the program was obtained or (ii) the borrower does not complete the
19 requirements for graduation within five consecutive years after
20 receiving the initial loan under the program, then the loan shall be
21 repaid with interest at the rate fixed pursuant to section 45-103
22 accruing as of the date the borrower signed the contract and actual
23 collection costs as determined by the department. If a borrower fails
24 to remain enrolled at an eligible institution or otherwise fails to
25 continue to be an eligible student, repayment of the loan shall

1 commence within six months after such change in eligibility. The
2 State Board of Education may by rule and regulation provide for
3 exceptions to the conditions of repayment pursuant to this
4 subdivision based upon mitigating circumstances.

5 (2) If the borrower applied for the first time prior to
6 April 23, 2009, and (a) successfully completes the teacher education
7 program and becomes certified pursuant to sections 79-806 to 79-815,
8 (b) becomes employed as a teacher in this state within six months of
9 becoming certified, and (c) otherwise meets the requirements of the
10 contract, payments shall be suspended for the number of years that
11 the borrower is required to remain employed as a teacher in this
12 state under the contract. For each year that the borrower teaches in
13 Nebraska pursuant to the contract, payments shall be forgiven in an
14 amount equal to the amount borrowed for one year, except that if the
15 borrower teaches in a school district that is in a local system
16 classified as very sparse as defined in section 79-1003 or teaches in
17 a school district in which at least forty percent of the students are
18 poverty students as defined in section 79-1003, payments shall be
19 forgiven each year in an amount equal to the amount borrowed for two
20 years.

21 (3) If the borrower applies for the first time on or
22 after April 23, 2009, and (a) successfully completes the teacher
23 education program and major for which the borrower is receiving a
24 forgivable loan pursuant to the program and becomes certified
25 pursuant to sections 79-806 to 79-815 with an endorsement in the

1 shortage area for which the loan was received, (b) becomes employed
2 as a full-time teacher teaching at least a portion of the time in the
3 shortage area for which the loan was received in an approved or
4 accredited school in this state within six months of becoming
5 certified, and (c) otherwise meets the requirements of the contract,
6 payments shall be suspended for the number of years that the borrower
7 is required to remain employed as a teacher in this state under the
8 contract. Beginning after the first two years of teaching full-time
9 in Nebraska following graduation for the degree for which the loan
10 was received, for each year that the borrower teaches full-time in
11 Nebraska pursuant to the contract, the loan shall be forgiven in an
12 amount equal to three thousand dollars, except that if the borrower
13 teaches full-time in a school district that is in a local system
14 classified as very sparse as defined in section 79-1003, teaches in a
15 school building in which at least forty percent of the formula
16 students are poverty students as defined in section 79-1003, or
17 teaches in an accredited or approved private school in Nebraska in
18 which at least forty percent of the enrolled students qualified for
19 free lunches as determined by the most recent data available from the
20 department, payments shall be forgiven each year in an amount equal
21 to six thousand dollars.

22 Sec. 4. Section 79-8,137.04, Revised Statutes Cumulative
23 Supplement, 2012, is amended to read:

24 79-8,137.04 (1) Prior to receiving any money from a loan
25 pursuant to the Enhancing Excellence in Teaching Program, an eligible

1 student shall enter into a contract with the department. Such
2 contract shall provide notice to the eligible student that funding
3 for loans pursuant to the Enhancing Excellence in Teaching Program
4 terminates on June 30, 2016. Such contract shall be exempt from the
5 requirements of sections 73-501 to 73-510. The contract shall require
6 that if (a) the borrower is not employed as a full-time teacher
7 teaching in an approved or accredited school in Nebraska for a time
8 period equal to the number of years required for loan forgiveness
9 pursuant to subsection (2) of this section or (b) the borrower does
10 not complete the requirements for graduation within five consecutive
11 years after receiving the initial loan under the program, then the
12 loan shall be repaid, with interest at the rate fixed pursuant to
13 section 45-103 accruing as of the date the borrower signed the
14 contract and actual collection costs as determined by the department.
15 If a borrower fails to remain enrolled at an eligible institution or
16 otherwise fails to meet the requirements of an eligible student,
17 repayment of the loan shall commence within six months after such
18 change in eligibility. The State Board of Education may by rules and
19 regulations provide for exceptions to the conditions of repayment
20 pursuant to this subsection based upon mitigating circumstances.

21 (2) If the borrower (a) successfully completes the
22 eligible graduate program and major for which the borrower is
23 receiving a forgivable loan pursuant to the Enhancing Excellence in
24 Teaching Program and maintains certification pursuant to sections
25 79-806 to 79-815, (b) maintains employment as a teacher in an

1 approved or accredited school in this state, and (c) otherwise meets
2 the requirements of the contract, payments shall be suspended for the
3 number of years that the borrower is required to remain employed as a
4 teacher in this state under the contract. Beginning after the first
5 two years of teaching full-time in Nebraska following graduation for
6 the degree for which the loan was received, for each year that the
7 borrower teaches full-time in Nebraska pursuant to the contract, the
8 loan shall be forgiven in an amount equal to three thousand dollars,
9 except that if the borrower teaches full-time in a school district
10 that is in a local system classified as very sparse as defined in
11 section 79-1003, teaches in a school building in which at least forty
12 percent of the students are poverty students as defined in section
13 79-1003, or teaches in an accredited or approved private school in
14 Nebraska in which at least forty percent of the enrolled students
15 qualified for free lunches as determined by the most recent data
16 available from the department, payments shall be forgiven each year
17 in an amount equal to six thousand dollars.

18 Sec. 5. Original section 9-812, Reissue Revised Statutes
19 of Nebraska, and sections 79-8,137 and 79-8,137.04, Revised Statutes
20 Cumulative Supplement, 2012, are repealed.