

AMENDMENTS TO LB1412

(Amendments to Standing Committee amendments, AM2566)

Introduced by Hansen, 16.

1 1. Strike sections 23, 73, and 74 and insert the following new
2 sections:

3 Sec. 10. AGENCY NO. 5 – SUPREME COURT

4 Program No. 437 - Juvenile Justice

	<u>FY2023-24</u>	<u>FY2024-25</u>
5		
6 <u>CASH FUND</u>	<u>-0-</u>	<u>833,210</u>
7 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>833,210</u>

8 There is included in the appropriation to this program for FY2024-25
9 \$833,210 Cash Funds from the Nebraska Health Care Cash Fund for state
10 aid, which shall only be used for such purpose.

11 There is included in the amount shown as aid for this program for
12 FY2024-25 \$833,210 Cash Funds from the Nebraska Health Care Cash Fund to
13 implement an eight and one-half percent increase to the reimbursement
14 rates paid to providers of developmental disability services, which shall
15 only be used for such purpose.

16 Sec. 24. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

17 Program No. 354 - Child Welfare Aid

	<u>FY2023-24</u>	<u>FY2024-25</u>
18		
19 <u>GENERAL FUND</u>	<u>20,000,000</u>	<u>-0-</u>
20 <u>CASH FUND</u>	<u>-0-</u>	<u>4,052,555</u>
21 <u>PROGRAM TOTAL</u>	<u>20,000,000</u>	<u>4,052,555</u>

22 There is included in the appropriation to this program for FY2023-24
23 \$20,000,000 General Funds for state aid, which shall only be used for
24 such purpose. There is included in the appropriation to this program for
25 FY2024-25 \$4,052,555 Cash Funds from the Nebraska Health Care Cash Fund
26 for state aid, which shall only be used for such purpose.

1 There is included in the amount shown as aid for this program for
2 FY2024-25 \$4,052,555 Cash Funds from the Nebraska Health Care Cash Fund
3 to implement an eight and one-half percent increase to the reimbursement
4 rates paid to providers of developmental disability services, which shall
5 only be used for such purpose.

6 Sec. 74. Laws 2023, LB814, section 104, is amended to read:

7 Sec. 104. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

8 Program No. 424 - Developmental Disability Aid

	FY2023-24	FY2024-25	
9			
10	<u>GENERAL FUND</u>	<u>185,955,731</u>	<u>197,567,183</u>
11	GENERAL FUND	175,955,731	197,567,183
12	<u>CASH FUND</u>	<u>12,367,913</u>	<u>27,482,148</u>
13	CASH FUND	12,367,913	12,367,913
14	<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>304,696,068</u>
15	<u>PROGRAM TOTAL</u>	<u>198,323,644</u>	<u>529,745,399</u>
16	PROGRAM TOTAL	188,323,644	209,935,096

17 The unexpended reappropriation balance of the federal Coronavirus
18 State Fiscal Recovery Fund pursuant to the federal American Rescue Plan
19 Act of 2021, 42 U.S.C. 802, as amended, existing on June 30, 2023, less
20 \$27,500,000, is hereby reappropriated.

21 There is included in the appropriation to this program for FY2023-24
22 \$185,955,731 ~~\$175,955,731~~ General Funds, and \$12,367,913 Cash Funds, and
23 \$-0- Federal Funds estimate for state aid, which shall only be used for
24 such purpose. There is included in the appropriation to this program for
25 FY2024-25 \$197,567,183 General Funds, \$27,482,148 and ~~\$12,367,913~~ Cash
26 Funds, and \$304,696,068 Federal Funds estimate for state aid, which shall
27 only be used for such purpose.

28 There is included in the amount shown as aid for this program for
29 FY2024-25 \$15,114,235 Cash Funds from the Nebraska Health Care Cash Fund
30 to implement an eight and one-half percent increase to the reimbursement

1 rates paid to providers of developmental disability services, which shall
2 only be used for such purpose.

3 It is the intent of the Legislature that any provider rate increases
4 appropriated in FY2021-22 and FY2022-23 continue in the appropriation to
5 this program and that any provider rate increases appropriated in
6 FY2023-24 and FY2024-25 are in addition to such increases.

7 It is the intent of the Legislature that the funds appropriated to
8 this program be used only to maintain individuals with an intellectual or
9 developmental disability in a medicaid program that best serves their
10 needs at a cost that does not exceed the cost of services provided in an
11 institution.

12 There is included in the amount shown as aid for this program for
13 FY2023-24 \$5,000,000 Cash Funds and for FY2024-25 \$5,000,000 Cash Funds
14 from the Nebraska Health Care Cash Fund to be used for services for
15 persons with developmental disabilities (1) who were on the waiting list
16 for such services prior to July 1, 2001, and began receiving such
17 services on and after such date and (2) who are on the waiting list for
18 such services on and after July 1, 2019, beginning with those who have
19 been on the waiting list for the greatest length of time past their date
20 of need.

21 Sec. 75. Laws 2023, LB814, section 105, is amended to read:

22 Sec. 105. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

23 Program No. 502 - Public Health Aid

	FY2023-24	FY2024-25
24 GENERAL FUND	11,314,060	11,314,060
25 <u>CASH FUND</u>	<u>9,671,882</u>	<u>4,230,000</u>
26 CASH FUND	9,671,882	9,230,000
27 <u>PROGRAM TOTAL</u>	<u>20,985,942</u>	<u>15,544,060</u>
28 PROGRAM TOTAL	20,985,942	20,544,060

29 There is included in the appropriation to this program for FY2023-24
30

1 \$11,314,060 General Funds and \$9,671,882 Cash Funds for state aid, which
2 shall only be used for such purpose. There is included in the
3 appropriation to this program for FY2024-25 \$11,314,060 General Funds and
4 ~~\$4,230,000~~ ~~\$9,230,000~~ Cash Funds for state aid, which shall only be used
5 for such purpose.

6 There is included in the amount shown as aid for this program for
7 FY2023-24 \$2,100,000 General Funds and for FY2024-25 \$2,100,000 General
8 Funds for the seven community health centers funded through Federal
9 Program 330, Public Law 104-299, the federal Health Centers Consolidation
10 Act of 1996. Each of the following centers is to receive \$300,000:
11 Charles Drew Health Center, OneWorld Community Health Centers, East
12 Central District Health Department – Good Neighbor Community Health
13 Center, Community Action Partnership of Western Nebraska, Nebraska
14 Medicine Midtown Health Center, Bluestem Health, and Heartland Health
15 Center.

16 There is included in the amount shown as aid for this program for
17 FY2023-24 \$1,400,000 General Funds and for FY2024-25 \$1,400,000 General
18 Funds for the seven community health centers funded through Federal
19 Program 330, Public Law 104-299, the federal Health Centers Consolidation
20 Act of 1996 for dental services. Each of the following centers is to
21 receive \$200,000: Charles Drew Health Center, OneWorld Community Health
22 Centers, East Central District Health Department – Good Neighbor
23 Community Health Center, Community Action Partnership of Western
24 Nebraska, Nebraska Medicine Midtown Health Center, Bluestem Health, and
25 Heartland Health Center.

26 There is included in the amount shown as aid for this program for
27 FY2023-24 \$825,000 General Funds and \$750,000 Cash Funds from the
28 Nebraska Health Care Cash Fund and for FY2024-25 \$825,000 General Funds
29 and \$750,000 Cash Funds from the Nebraska Health Care Cash Fund for the
30 seven community health centers funded through Federal Program 330, Public
31 Law 104-299, the federal Health Centers Consolidation Act of 1996. Each

1 center is to receive an amount to be distributed proportionally based on
2 the previous fiscal year's number of uninsured clients as reported on the
3 Uniform Data System Report provided to the United States Department of
4 Health and Human Services Bureau of Primary Health Care. The distribution
5 shall be made to Charles Drew Health Center, OneWorld Community Health
6 Centers, East Central District Health Department – Good Neighbor
7 Community Health Center, Community Action Partnership of Western Nebraska
8 Health Center, Nebraska Medicine Midtown Health Center, Bluestem Health,
9 and Heartland Health Center.

10 There is included in the amount shown as aid for this program for
11 FY2023-24 \$531,000 General Funds and for FY2024-25 \$531,000 General Funds
12 to provide funds to tribally owned, urban-based, federally qualified
13 health centers designated under the federal Indian Self-Determination and
14 Education Assistance Act, Public Law 93-638, as such act existed on
15 January 1, 2021.

16 There is included in the amount shown as aid for this program for
17 FY2023-24 \$6,398,246 General Funds and \$5,605,000 Cash Funds from the
18 Nebraska Health Care Cash Fund for public health departments. There is
19 included in the amount shown as aid for this program for FY2024-25
20 \$6,398,246 General Funds and ~~\$605,000~~ ~~\$5,605,000~~ Cash Funds from the
21 Nebraska Health Care Cash Fund for public health departments. There is
22 included in the amount shown in this section for FY2023-24 \$4,898,246
23 General Funds and for FY2024-25 \$4,898,246 General Funds to be
24 distributed equally among the eighteen public health departments. There
25 is included in the funds in this section for FY2023-24 \$5,405,000 Cash
26 Funds and for FY2024-25 ~~\$405,000~~ ~~\$5,405,000~~ Cash Funds to be distributed
27 among the eighteen public health departments pursuant to section
28 71-1628.08. There is included in the amount shown in this section for
29 FY2023-24 \$200,000 Cash Funds and for FY2024-25 \$200,000 Cash Funds to be
30 distributed equally among the eighteen public health departments. There
31 is included in the amount shown in this section for FY2023-24 \$1,500,000

1 General Funds to be distributed among the eighteen public health
2 departments on a per capita basis as determined by the most recent
3 federal decennial census. There is included in the amount shown in this
4 section for FY2024-25 \$1,500,000 General Funds to be distributed among
5 the eighteen public health departments on a per capita basis as
6 determined by the most recent federal decennial census.

7 There is included in the amount shown as aid for this program for
8 FY2023-24 \$31,713 General Funds and \$1,526,000 Cash Funds from the
9 Nebraska Health Care Cash Fund for minority public health services in
10 counties having a minority population equal to or exceeding five percent
11 of the total population of the county in the first and third
12 congressional districts as determined by the most recent federal
13 decennial census. There is included in the amount shown as aid for this
14 program for FY2024-25 \$31,713 General Funds and \$1,526,000 Cash Funds
15 from the Nebraska Health Care Cash Fund for minority public health
16 services in counties having a minority population equal to or exceeding
17 five percent of the total population of the county in the first and third
18 congressional districts as determined by the most recent federal
19 decennial census. The Department of Health and Human Services shall
20 distribute the funds on a per capita basis for the purpose of
21 implementing a minority health initiative which may target, but shall not
22 be limited to, infant mortality, cardiovascular disease, obesity,
23 diabetes, and asthma.

24 There is included in the amount shown as aid for this program for
25 FY2023-24 \$28,101 General Funds and \$1,349,000 Cash Funds from the
26 Nebraska Health Care Cash Fund to be distributed equally to the community
27 health centers in the second congressional district funded through
28 Federal Program 330, Public Law 104-299, the federal Health Centers
29 Consolidation Act of 1996. Such funds shall be used for the purpose of
30 implementing a minority health initiative which may target, but shall not
31 be limited to, infant mortality, cardiovascular disease, obesity,

1 diabetes, and asthma. There is included in the amount shown as aid for
2 this program for FY2024-25 \$28,101 General Funds and \$1,349,000 Cash
3 Funds from the Nebraska Health Care Cash Fund to be distributed equally
4 to the community health centers in the second congressional district
5 funded through Federal Program 330, Public Law 104-299, the federal
6 Health Centers Consolidation Act of 1996. Such funds shall be used for
7 the purpose of implementing a minority health initiative which may
8 target, but shall not be limited to, infant mortality, cardiovascular
9 disease, obesity, diabetes, and asthma.

10 There is included in the amount shown as aid for this program for
11 FY2023-24 \$-0- Cash Funds from the Nebraska Health Care Cash Fund and for
12 FY2024-25 \$-0- Cash Funds from the Nebraska Health Care Cash Fund for a
13 pilot program related to gun violence. The Department of Health and Human
14 Services shall, on or before August 1 of each year, distribute the funds
15 to a community health center located in a city of the metropolitan class
16 which is funded through Federal Program 330, Public Law 104-299, the
17 federal Health Centers Consolidation Act of 1996, and which provides
18 services to persons designated under subsection (g), (h), or (i) of
19 section 330 of the federal Public Health Services Act, 42 U.S.C. 254b,
20 for a pilot program to assess the need for substantial efforts to prevent
21 post-traumatic stress disorder through the reduction of community gun
22 violence. The pilot program shall assess the degree of community exposure
23 to acts of violence, including, but not limited to, witnessing incidents
24 of fighting or shooting, hearing gunshots, or experiencing an act of
25 community violence; identify treatment services; use the best available
26 evidence-supported assessment procedures and intervention strategies that
27 include non-office-based treatment settings and parent-operated programs;
28 build a sustainable and accessible program beyond the pilot community to
29 engage community partnerships with key stakeholders, including, but not
30 limited to, churches, law enforcement agencies, civic organizations, and
31 businesses; and conduct periodic evaluations for such post-traumatic

1 stress disorder assessment and treatment services, including costs and
2 settings for care, and proximal and distal client outcomes. It is the
3 intent of the Legislature to transfer zero dollars from the Cash Reserve
4 Fund to the department for the pilot program for each of fiscal years
5 2025-26, 2026-27, and 2027-28.

6 Sec. 76. Laws 2023, LB814, section 111, is amended to read:

7 Sec. 111. AGENCY NO. 25 – DEPARTMENT OF HEALTH AND HUMAN SERVICES

8 Program No. 623 - Biomedical Research

	FY2023-24	FY2024-25
9		
10 <u>CASH FUND</u>	<u>15,000,000</u>	<u>-0-</u>
11 CASH FUND	15,000,000	15,000,000
12 <u>PROGRAM TOTAL</u>	<u>15,000,000</u>	<u>-0-</u>
13 PROGRAM TOTAL	15,000,000	15,000,000

14 There is included in the appropriation to this program for FY2023-24
15 \$15,000,000 Cash Funds for state aid, which shall only be used for such
16 purpose. There is included in the appropriation to this program for
17 FY2024-25 \$-0- ~~\$15,000,000~~ Cash Funds for state aid, which shall only be
18 used for such purpose.

19 There is included in the amount shown as aid for this program for
20 FY2023-24 \$15,000,000 Cash Funds for biomedical research from the
21 Nebraska Health Care Cash Fund. There is included in the amount shown as
22 aid for this program for FY2024-25 \$-0- ~~\$15,000,000~~ Cash Funds for
23 biomedical research from the Nebraska Health Care Cash Fund. At least
24 \$700,000 of such appropriated funds shall be used in FY2023-24 annually
25 for research to improve racial and ethnic minority health. Twenty-four
26 percent of the appropriated funds shall be distributed annually to the
27 University of Nebraska, sixteen percent for contracts with other
28 postsecondary educational institutions having colleges of medicine in
29 Nebraska and their affiliated research hospitals in Nebraska, and sixty
30 percent to the University of Nebraska and for contracts with other

1 postsecondary educational institutions having colleges of medicine in
2 Nebraska and their affiliated research hospitals in Nebraska based on the
3 percentage of all funds expended by such institutions from the National
4 Institutes of Health of the United States Department of Health and Human
5 Services in the prior year as contained in a certified report of such
6 expenditures to the Department of Health and Human Services from such
7 institutions, excluding any such funds expended for research involving
8 the use of human fetal tissue obtained in connection with the performance
9 of an induced abortion or involving the use of human embryonic stem
10 cells. Each recipient of funds under this section shall report annually
11 to the Legislature and to the Governor regarding the use of such funds
12 received. The report required to be submitted to the Legislature by this
13 section shall be submitted electronically.

14 2. On page 83, line 29, after the second "Fund" insert "Nebraska
15 Health Care Cash Fund".

16 3. On page 103, line 24, after "105," insert "111,".

17 4. Renumber the remaining sections accordingly.