

LEGISLATIVE BILL 1101

Approved by the Governor February 22, 2002

Introduced by Speaker Kristensen, 37; at the request of the Governor

AN ACT relating to appropriations; to amend section 81-15,177, Reissue Revised Statutes of Nebraska; to authorize a fund transfer; to appropriate funds; to repeal the original section; and to declare an emergency. Be it enacted by the people of the State of Nebraska,

Section 1. Section 81-15,177, Reissue Revised Statutes of Nebraska, is amended to read:

81-15,177. (1) There is hereby established the Solid Waste Landfill Closure Assistance Fund which shall be a cash fund administered by the Department of Environmental Quality. The fund shall be used:

(a) To provide grants for landfill site closing assessment, closure, monitoring, and remediation costs related to landfills existing or already closed on July 15, 1992; and

(b) To provide funds to the department for expenses incurred in carrying out its duties under sections 81-15,178 and 81-15,179.

Any money in the fund available for investment shall be invested by the state investment officer pursuant to the Nebraska Capital Expansion Act and the Nebraska State Funds Investment Act. Within five days after the effective date of this act, the State Treasurer shall transfer the balance of the fund to the Low-Level Radioactive Waste Cash Fund.

(2) The Environmental Quality Council shall adopt and promulgate rules and regulations regarding the form and procedure for applications for grants from the fund, procedures for determining claims for payment or reimbursement, procedures for determining the amount and type of costs that are eligible for payment or reimbursement from the fund, procedures for determining priority among applicants, procedures for auditing persons who have received payments from the fund, and other provisions necessary to carry out sections 81-15,178 and 81-15,179.

Sec. 2. There is hereby appropriated \$4,000,000 from the Low-Level Radioactive Waste Cash Fund for FY2001-02 to the Department of Environmental Quality, for Program 585.

No expenditures for permanent and temporary salaries and per diems for state employees shall be made from funds appropriated in this section.

Sec. 3. Original section 81-15,177, Reissue Revised Statutes of Nebraska, is repealed.

Sec. 4. Since an emergency exists, this act takes effect when passed and approved according to law.