

1 AN ACT relating to appropriations measures providing funding and establishing
2 conditions for the operations, maintenance, support, and functioning of the government of
3 the Commonwealth of Kentucky and its various officers, cabinets, departments, boards,
4 commissions, institutions, subdivisions, agencies, and other state-supported activities.

5 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

6 ➔Section 1. The State/Executive Branch Budget is as follows:

7 **PART I**

8 **OPERATING BUDGET**

9 **(1) Funds Appropriations:** Notwithstanding KRS 48.110, 48.120(4), 48.300,
10 and any other statute to the contrary, there is appropriated out of the General Fund, Road
11 Fund, Restricted Funds accounts, Federal Funds accounts, or Bond Funds accounts for the
12 fiscal year beginning July 1, 2019, and ending June 30, 2020, and for the fiscal year
13 beginning July 1, 2020, and ending June 30, 2021, the following discrete sums, or so
14 much thereof as may be necessary. Appropriated funds are included pursuant to KRS
15 48.700 and 48.710. Each appropriation is made by source of respective fund or funds
16 accounts. Appropriations for the following officers, cabinets, departments, boards,
17 commissions, institutions, subdivisions, agencies, and budget units of the state
18 government, and any and all other activities of the government of the Commonwealth, are
19 subject to the provisions of Chapters 12, 42, 45, and 48 of the Kentucky Revised Statutes
20 and compliance with the conditions and procedures set forth in this Act.

21 **(2) Tobacco Settlement Funds:** Appropriations identified as General Fund
22 (Tobacco) in Part I, Operating Budget, of this Act are representative of the amounts
23 provided in Part X, Phase I Tobacco Settlement, of this Act and are not to be appropriated
24 in duplication.

25 **A. GENERAL GOVERNMENT**

26 **Budget Units**

27 **1. OFFICE OF THE GOVERNOR**

1		2020-21	2021-22
2	General Fund	6,099,000	-0-
3	Restricted Funds	294,700	-0-
4	Federal Funds	900,000	-0-
5	TOTAL	7,293,700	-0-

6 **(1) Salary Increment:** Notwithstanding KRS 64.480(2), no increment is
7 provided on the base salary or wages of the Lieutenant Governor of the Commonwealth.

8 Notwithstanding KRS 64.480(4), no increment is provided on the base salary or
9 wages of the Governor of the Commonwealth.

10 **2. OFFICE OF STATE BUDGET DIRECTOR**

11		2020-21	2021-22
12	General Fund	3,604,100	-0-
13	Restricted Funds	164,500	-0-
14	TOTAL	3,768,600	-0-

15 **(1) Participation in Transparent Governing - Full Disclosure of Inmate**
16 **Population Forecasts and Related Materials:** The Office of State Budget Director shall
17 provide the methodology, assumptions, data, and all other related materials used to
18 project biennial offender population forecasts conducted by the Office of State Budget
19 Director, the Kentucky Department of Corrections, and any consulting firms, to the
20 Interim Joint Committee on Appropriations and Revenue by November 1, 2021. This
21 submission shall include but not be limited to the projected state, county, and community
22 offender populations for the 2022-2024 fiscal biennium and must coincide with the
23 budgeted amount for these populations. This submission shall clearly divulge the
24 methodology and reasoning behind the budgeted and projected offender population in a
25 commitment to participate in transparent governing.

26 **(2) Participation in Transparent Governing - Calculating Avoided Costs**
27 **Relating to Legislative Action:** The Office of State Budget Director shall provide the

methodology, assumptions, data, and all other related materials used to calculate any avoided costs pursuant to the implementation of 2011 Ky. Acts ch. 2 by November 1, 2021. This submission shall clearly divulge the methodology and reasoning behind the projected costs avoided in a commitment to participate in transparent governing.

(3) Facilities Security Reimbursement Report: It is the intent of the General Assembly to increase the existing reimbursement rate for Facilities Security services for state-operated buildings. The Office of State Budget Director shall provide a report to the Interim Joint Committee on Appropriations and Revenue detailing the anticipated costs of increasing the existing Facilities Security rate to \$36 per hour for every participating state-operated building by September 1, 2020.

3. HOMELAND SECURITY

	2020-21	2021-22
General Fund	257,000	-0-
Restricted Funds	1,360,800	-0-
Federal Funds	4,093,400	-0-
Road Fund	321,000	-0-
TOTAL	6,032,200	-0-

4. DEPARTMENT OF VETERANS' AFFAIRS

	2020-21	2021-22
General Fund	26,060,400	-0-
Restricted Funds	71,578,000	-0-
TOTAL	97,638,400	-0-

(1) Weekend and Holiday Premium Pay Incentive: The Kentucky Veterans Centers are authorized to continue the weekend and holiday premium pay incentive for the 2020-2022 fiscal biennium.

(2) Congressional Medal of Honor Recipients - Travel and Per Diem: The Commissioner of the Department of Veterans' Affairs may approve travel and per diem

1 expenses incurred when Kentucky residents who have been awarded the Congressional
2 Medal of Honor attend veterans, military, or memorial events in the Commonwealth of
3 Kentucky.

4 **(3) Debt Service - Bowling Green Veterans' Center:** If any debt service is
5 required for the issuance of bonds for the Construct Bowling Green Veterans' Center
6 capital project authorized in Part II, Capital Projects Budget, of this Act, it shall be
7 deemed a necessary government expense and shall be paid from the General Fund
8 Surplus Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS
9 48.705). No bonds shall be sold for this project until it has been approved by the United
10 States Department of Veterans Affairs and the Commonwealth has been notified by the
11 United States Department of Veterans Affairs that Federal Funds are available to support
12 this construction.

13 **(4) State Veterans Nursing Home:** With the exception of the Bowling Green
14 Veterans Center construction project, all state veterans' nursing homes must meet a
15 combined 80 percent bed occupancy rate before any future projects will be considered.
16 Once the 80 percent threshold has been met, it is the intent of the General Assembly that
17 any future beds allocated from the United States Department of Veterans Affairs or
18 reallocated from the Kentucky Department of Veterans' Affairs be dedicated to a state
19 veterans nursing home in Magoffin County to serve that area.

20 **(5) Brain Injury Alliance of Kentucky and the Epilepsy Foundation of**
21 **Kentuckiana Funding:** Included in the above General Fund appropriation is \$93,700 in
22 fiscal year 2020-2021 for grants to the Brain Injury Alliance of Kentucky and \$93,700 in
23 fiscal year 2020-2021 for grants to the Epilepsy Foundation of Kentuckiana to be used
24 solely for the purpose of working with veterans who have experienced brain trauma and
25 their families.

26 **(6) Veterans' Service Organization Funding:** Included in the above General
27 Fund appropriation is \$187,500 in fiscal year 2020-2021 for grants to Veterans' Service

1 Organization programs.

2 **5. GOVERNOR'S OFFICE OF AGRICULTURAL POLICY**

3		2020-21	2021-22
4	General Fund (Tobacco)	34,594,800	-0-
5	Restricted Funds	100,000	-0-
6	TOTAL	34,694,800	-0-

7 **(1) Tobacco Settlement Funds - Allocations:** Notwithstanding KRS 248.711(2),
 8 and from the allocation provided therein, counties that are allocated in excess of \$20,000
 9 in fiscal year 2020-2021 may provide up to four percent of the individual county
 10 allocation, not to exceed \$15,000 in fiscal year 2020-2021, to the county council in that
 11 county for administrative costs.

12 **(2) Counties Account:** Notwithstanding KRS 248.703(1), included in the above
 13 General Fund (Tobacco) appropriation is \$14,279,200 in fiscal year 2020-2021 for the
 14 counties account as specified in KRS 248.703(1)(a).

15 **(3) Directive for Fiscal Year 2018-2019 and Fiscal Year 2019-2020 General**
 16 **Fund (Tobacco) Appropriations:** Any remaining uncommitted or unobligated funds
 17 from the \$13,000,000 General Fund (Tobacco) appropriated in the 2018-2020 fiscal
 18 biennium to the Governor's Office of Agricultural Policy for use by the State Fair Board
 19 shall not be approved by the Agricultural Development Board for any other project until
 20 appropriated by the General Assembly.

21 **6. KENTUCKY INFRASTRUCTURE AUTHORITY**

22		2020-21	2021-22
23	General Fund	1,117,200	-0-
24	Restricted Funds	33,095,700	-0-
25	Federal Funds	29,380,100	-0-
26	TOTAL	63,593,000	-0-

27 **(1) Debt Service:** Included in the above General Fund appropriation is \$344,500

1 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
2 Capital Projects Budget, of this Act.

3 **7. MILITARY AFFAIRS**

4		2020-21	2021-22
5	General Fund	14,991,400	-0-
6	Restricted Funds	48,590,600	-0-
7	Federal Funds	86,249,300	-0-
8	TOTAL	149,831,300	-0-

9 **(1) Kentucky National Guard:** Included in the above General Fund
10 appropriation is \$4,500,000 in fiscal year 2020-2021 to be expended, subject to the
11 conditions and procedures provided in this Act, which are required as a result of the
12 Governor's declaration of emergency pursuant to KRS Chapter 39A, and the Governor's
13 call of the Kentucky National Guard to active duty when an emergency or exigent
14 situation has been declared to exist by the Governor. Any portion of the \$4,500,000 not
15 expended shall lapse to the General Fund at the end of the fiscal year. In the event that
16 costs for Governor-declared emergencies or the Governor's call of the Kentucky National
17 Guard for emergencies or exigent situations exceed \$4,500,000 annually, the costs shall
18 be deemed necessary government expenses and shall be paid from the General Fund
19 Surplus Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS
20 48.705).

21 **(2) Disaster or Emergency Aid Funds:** There is appropriated from the General
22 Fund the necessary funds, subject to the conditions and procedures in this Act, which are
23 required to match federal aid for which the state would be eligible in the event of a
24 presidentially declared disaster or emergency. These necessary funds shall be made
25 available from the General Fund Surplus Account (KRS 48.700) or the Budget Reserve
26 Trust Fund Account (KRS 48.705).

27 **(3) Residential Youth-at-Risk Program:** Included in the above General Fund

1 appropriation is \$335,000 in fiscal year 2020-2021 to support the Bluegrass Challenge
 2 Academy and \$335,000 in fiscal year 2020-2021 to support the Appalachian Youth
 3 Challenge Academy.

4 **8. COMMISSION ON HUMAN RIGHTS**

5		2020-21	2021-22
6	General Fund	1,926,600	-0-
7	Restricted Funds	10,000	-0-
8	Federal Funds	245,000	-0-
9	TOTAL	2,181,600	-0-

10 **9. COMMISSION ON WOMEN**

11 **(1) Redistribution of Resources:** Notwithstanding KRS 12.020, 12.023, 14.260,
 12 15A.190, 214.554, and 344.510 to 344.530, no General Fund appropriation is provided
 13 for the Commission on Women in order to provide additional funding for Domestic
 14 Violence Shelters, Rape Crisis Centers, and Children's Advocacy Centers.

15 **10. DEPARTMENT FOR LOCAL GOVERNMENT**

16		2020-21	2021-22
17	General Fund	9,415,300	-0-
18	Restricted Funds	888,700	-0-
19	Federal Funds	46,227,500	-0-
20	TOTAL	56,531,500	-0-

21 **(1) Area Development District Funding:** Included in the above General Fund
 22 appropriation is \$1,984,000 in fiscal year 2020-2021 for the Joint Funding Administration
 23 Program in support of the area development districts.

24 **(2) Mary Kendall Homes and Gateway Juvenile Diversion:** Included in the
 25 above General Fund appropriation is \$257,800 in fiscal year 2020-2021 for the support of
 26 the Mary Kendall Homes and \$257,800 in fiscal year 2020-2021 for the support of
 27 Gateway Juvenile Diversion.

(3) Allocation of Area Development District Funding: The Department for Local Government shall allocate area development district funding appropriated to the Joint Funding Administration Program to the area development districts in accordance with the following formula:

(a) Seventy percent of the total appropriation shall be allocated equally among all area development districts;

(b) Twenty percent of the total appropriation shall be allocated based upon each area development district's proportionate share of total state population, as identified by the 2010 United States Census; and

(c) Ten percent of the total appropriation shall be allocated based upon each area development district's proportionate share of total incorporated cities and counties, as identified by the records of the Kentucky Secretary of State's Land Office at the time of the allocation.

The Department for Local Government shall, upon the unanimous written direction of all area development districts, reduce the allocation based upon proportionate share of total incorporated cities and counties and instead allocate those funds to provide additional nonfederal dollars to area development districts for the purpose of maximizing federal awards.

11. LOCAL GOVERNMENT ECONOMIC ASSISTANCE FUND

	2020-21	2021-22
General Fund	21,830,900	-0-

(1) Allocation of the Local Government Economic Assistance Fund: Notwithstanding KRS 42.470(1)(a), 70 percent of moneys in the Local Government Economic Assistance Fund shall be distributed to each coal producing county on the basis of the ratio of coal severed in each respective county to the coal severed statewide. Notwithstanding KRS 42.470(1)(c), no allocation shall be distributed to non-coal producing counties.

1 **(2) Coal Haul Road System:** Notwithstanding KRS 42.455(2), no funds
 2 appropriated to the Local Government Economic Assistance Fund are required to be
 3 spent on the coal haul road system.

4 **12. LOCAL GOVERNMENT ECONOMIC DEVELOPMENT FUND**

	2020-21	2021-22
6 General Fund	12,814,300	-0-

7 **(1) Coal Severance Tax Transfers:** Notwithstanding KRS 42.450 to 42.495, 70
 8 percent of the severance and processing taxes on coal collected annually, except items
 9 described in subsection (2) below, shall be transferred to the Local Government
 10 Economic Development Fund. Notwithstanding KRS 42.450 to 42.495, 30 percent of the
 11 severance and processing taxes on coal collected annually, except items described in
 12 subsection (2) below, shall be transferred to the Local Government Economic Assistance
 13 Fund. Transfers to the Local Government Economic Development Fund and the Local
 14 Government Economic Assistance Fund shall be made quarterly, based upon the revenue
 15 estimates prevailing at the time each quarterly transfer is due, except the last quarterly
 16 transfer shall be made after the close of the fiscal year accounting records, and shall be
 17 adjusted to provide the balance of the annual transfer required by this subsection.

18 **(2) Coal Severance Tax Collections Calculations and Transfers:** The above
 19 appropriations from the General Fund are based on the official estimate presented by the
 20 Office of State Budget Director of \$46,186,400 in fiscal year 2020-2021. Notwithstanding
 21 KRS 42.450 to 42.495, coal severance tax collections during fiscal year 2020-2021 shall
 22 first be allocated to the following programs or purposes on a quarterly basis:

23 (a) Department for Local Government: An annual appropriation of \$669,700 in
 24 fiscal year 2020-2021 is appropriated as General Fund moneys to the Department for
 25 Local Government budget unit for Local Government Economic Development Fund and
 26 Local Government Economic Assistance Fund project administration costs;

27 (b) Debt Service: An annual appropriation of 100 percent of the debt service

1 necessary to support bonds authorized in 2003 Ky. Acts ch. 156, 2005 Ky. Acts ch. 173,
2 2006 Ky. Acts ch. 252, 2008 Ky. Acts ch. 127, and 2010 (1st Extra. Sess.) Ky. Acts ch. 1,
3 in the amount of \$26,210,600 in fiscal year 2020-2021 is appropriated for that purpose;

4 (c) Osteopathic Medicine Scholarship Program: Notwithstanding KRS
5 164.7891(11)(b), no transfers shall be made to the Osteopathic Medicine Scholarship
6 Program within the Kentucky Higher Education Assistance Authority;

7 (d) Pharmacy Scholarships: Notwithstanding KRS 164.7890(11)(c), no transfers
8 shall be made to the Coal County Pharmacy Scholarship Program within the Kentucky
9 Higher Education Assistance Authority;

10 (e) Kentucky Coal Fields Endowment Authority: Notwithstanding KRS
11 42.453(3), no transfers shall be made to the Kentucky Coal Field Endowment Authority;
12 and

13 (f) General Fund: A transfer of \$1,000,000 to the General Fund in fiscal year
14 2020-2021.

15 **(3) Allocation of the Local Government Economic Development Fund:**
16 Notwithstanding KRS 42.4592(1), 50 percent of Local Government Economic
17 Development Fund moneys shall be allocated in accordance with KRS 42.4592(1)(a), and
18 50 percent shall be allocated in accordance with KRS 42.4592(1)(b).

19 **(4) Use of the Local Government Economic Development Fund:**
20 Notwithstanding KRS 42.450 to 42.495, all funds appropriated to Local Government
21 Economic Development Fund Single-County Accounts shall be allocated to projects with
22 the concurrence of the respective county judge/executive, state senator(s), and state
23 representative(s) of each county. If concurrence is not achieved, the fiscal court of each
24 county may apply for grants through the Department for Local Government pursuant to
25 KRS 42.4588.

26 **13. AREA DEVELOPMENT FUND**

27 **(1) Area Development Fund:** Notwithstanding KRS 42.345 to 42.370 and

48.185, or any statute to the contrary, no funding is provided for the Area Development Fund.

(2) Area Development District Flexibility: Notwithstanding KRS 42.350(2) and provided that sufficient funds are maintained in the Joint Funding Agreement program to meet the match requirements for the Economic Development Administration grants, Community Development Block Grants, Appalachian Regional Commission grants, or any federal program where the Joint Funding Agreement funds are utilized to meet nonfederal match requirements, an area development district with authorization from its Board of Directors may request approval to transfer funding between the Area Development Fund and the Joint Funding Agreement Program from the Commissioner of the Department for Local Government.

14. REGIONAL DEVELOPMENT AGENCY ASSISTANCE FUND

	2020-21	2021-22
Restricted Funds	6,000,000	-0-

15. EXECUTIVE BRANCH ETHICS COMMISSION

	2020-21	2021-22
General Fund	561,600	-0-
Restricted Funds	420,000	-0-
TOTAL	981,600	-0-

(1) Use of Restricted Funds: All penalties collected or received by the Executive Branch Ethics Commission shall be deposited in the State Treasury and credited to a trust and agency fund account to the credit of the Commission to be used by the Commission for the cost of conducting administrative hearings pursuant to KRS Chapter 13B. Notwithstanding KRS 45.229, these funds shall not lapse and shall carry forward.

16. SECRETARY OF STATE

	2020-21	2021-22
Restricted Funds	5,177,600	-0-

1	Federal Funds	221,400	-0-
2	TOTAL	5,399,000	-0-

3 **(1) Use of Restricted Funds:** Notwithstanding KRS 14.140(1) and (3), the above
 4 Restricted Funds may be used for the continuation of current activities within the Office
 5 of the Secretary of State.

6 **(2) Salary Increment:** Notwithstanding KRS 64.480(2), no increment is
 7 provided on the base salary or wages of the Secretary of State.

8 **17. BOARD OF ELECTIONS**

9		2020-21	2021-22
10	General Fund	6,206,500	-0-
11	Restricted Funds	246,000	-0-
12	Federal Funds	2,494,300	-0-
13	TOTAL	8,946,800	-0-

14 **(1) Cost of Elections:** Costs associated with special elections, KRS 117.345(2)
 15 costs associated with additional precincts with a voting machine, KRS 117.343 costs for
 16 additional registered voters, and KRS 116.145 costs for additional new registered voters
 17 shall be deemed a necessary government expense and shall be paid from the General
 18 Fund Surplus Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS
 19 48.705). Any reimbursements authorized as a necessary government expense according to
 20 the above provisions shall be at the same rates as those established by the State Board of
 21 Elections.

22 **18. REGISTRY OF ELECTION FINANCE**

23		2020-21	2021-22
24	General Fund	1,541,300	-0-

25 **19. ATTORNEY GENERAL**

26		2019-20	2020-21	2021-22
27	General Fund (Tobacco)	-0-	150,000	-0-

1	General Fund	135,000	12,473,700	-0-
2	Restricted Funds	-0-	18,051,600	-0-
3	Federal Funds	-0-	4,989,000	-0-
4	TOTAL	135,000	35,664,300	-0-

5 **(1) State Enforcement:** Notwithstanding KRS 248.654 and 248.703(4), a total of
6 \$150,000 of the Tobacco Settlement payments received in fiscal year 2020-2021 is
7 appropriated to the Attorney General for the state's diligent enforcement of noncompliant
8 nonparticipating manufacturers.

9 **(2) Expert Witnesses:** In addition to such funds as may be appropriated, the
10 Office of the Attorney General may request from the Finance and Administration Cabinet,
11 as a necessary government expense, such funds as may be necessary for expert witnesses.
12 Upon justification of the request, the Finance and Administration Cabinet shall provide
13 up to \$137,500 in fiscal year 2020-2021 for this purpose to the Office of the Attorney
14 General from the General Fund Surplus Account (KRS 48.700) or the Budget Reserve
15 Trust Fund Account (KRS 48.705). Without charge, the Department of Insurance shall
16 provide the Office of the Attorney General any available information to assist in the
17 preparation of a rate hearing pursuant to KRS 304.17A-095. Expenditures under this
18 subsection shall be reported to the Interim Joint Committee on Appropriations and
19 Revenue by August 1 of each year.

20 **(3) Annual and Sick Leave Service Credit:** Notwithstanding any statutory or
21 regulatory restrictions to the contrary, any former employee of the Unified Prosecutorial
22 System who has been appointed to a permanent full-time position under KRS Chapter
23 18A shall be credited annual and sick leave based on service credited under the Kentucky
24 Retirement Systems solely for the purpose of computation of sick and annual leave. This
25 provision shall only apply to any new appointment or current employee as of July 1,
26 1998.

27 **(4) Compensatory Leave Conversion to Sick Leave:** If the Office of the

1 Attorney General determines that internal budgetary pressures warrant further austerity
2 measures, the Attorney General may institute a policy to suspend payment of 50-hour
3 blocks of compensatory time for those attorneys who have accumulated 240 hours of
4 compensatory time and instead convert those hours to sick leave.

5 **(5) Operations of the Office of the Attorney General:** Notwithstanding KRS
6 367.478(2), 367.805(3), and 367.905(5), funds may be expended in support of the
7 operations of the Office of the Attorney General.

8 **(6) Purdue Pharma Settlement Funds:** In fiscal year 2020-2021, the Attorney
9 General shall transfer \$1,500,000 of any lawfully received settlement funds resulting from
10 Commonwealth of Kentucky, ex rel. v. Purdue Pharma, et al., Civil Action No: 07-CI-
11 01303 to the Justice Administration budget unit for Operation UNITE.

12 **(7) Salary Increment:** Notwithstanding KRS 64.480(2), no increment is
13 provided on the base salary or wages of the Attorney General.

14 **(8) Legal Services Contracts:** The Office of the Attorney General may present
15 proposals to state agencies specifying legal work that is presently accomplished through
16 personal service contracts that indicate the Office of the Attorney General's capacity to
17 perform the work at a lesser cost. State agencies may agree to make arrangements with
18 the Office of the Attorney General to perform the legal work and compensate the Office
19 of the Attorney General for the legal services.

20 **(9) Debt Service:** Included in the above General Fund appropriation is \$127,000
21 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
22 Capital Projects Budget, of this Act.

23 **(10) Electronic Crimes Laboratories:** The Attorney General and the
24 Commissioner of the Kentucky State Police shall work collaboratively to identify a
25 pathway for consolidation of the Commonwealth's electronic crimes laboratories.

26 **20. UNIFIED PROSECUTORIAL SYSTEM**

27 **(1) Prosecutors Advisory Council Administrative Functions:** The Prosecutors

1 Advisory Council shall approve compensation for employees of the Unified Prosecutorial
2 System subject to the appropriations in this Act.

3 **(2) Employment Salary Scale:** The Prosecutors Advisory Council shall develop
4 a proposed salary scale for the employees of the Unified Prosecutorial System. Among
5 the criteria that the proposal may include are pay differential and locality pay. The
6 proposal shall also establish part-time positions as hourly or by one-quarter or one-half of
7 a full-time equivalent. The Council shall finalize and submit the proposed salary scale to
8 the Interim Joint Committee on Appropriations and Revenue by August 1, 2020. The
9 salary scale shall not be implemented until approved by the General Assembly.

10 **a. Commonwealth's Attorneys**

	2020-21	2021-22
12 General Fund	60,413,100	-0-
13 Restricted Funds	6,118,200	-0-
14 Federal Funds	756,800	-0-
15 TOTAL	67,288,100	-0-

16 **(1) Rocket Docket Program:** Included in the above General Fund appropriation
17 is \$387,700 in fiscal year 2020-2021 to support the Rocket Docket Program.

18 **(2) Salary Increment:** Notwithstanding KRS 15.755(7), no increment is
19 provided in fiscal year 2020-2021 on the base salary or wages of each eligible
20 Commonwealth's Attorney.

21 **b. County Attorneys**

	2020-21	2021-22
23 General Fund	53,518,500	-0-
24 Restricted Funds	958,400	-0-
25 Federal Funds	1,025,200	-0-
26 TOTAL	55,502,100	-0-

27 **(1) Salary Increment:** Notwithstanding KRS 15.765(3), no increment is

provided in fiscal year 2020-2021 on the base salary or wages of each eligible County Attorney.

(2) Rocket Docket Program: Included in the above General Fund appropriation is \$549,800 in fiscal year 2020-2021 to support the Rocket Docket Program.

(3) County Attorneys Expense Allowance: Notwithstanding KRS 15.765(2), each County Attorney shall receive a monthly expense allowance of \$400, payable out of the State Treasury for the 2020-2022 fiscal biennium.

TOTAL - UNIFIED PROSECUTORIAL SYSTEM

	2020-21	2021-22
General Fund	113,931,600	-0-
Restricted Funds	7,076,600	-0-
Federal Funds	1,782,000	-0-
TOTAL	122,790,200	-0-

21. TREASURY

	2020-21	2021-22
General Fund	2,411,800	-0-
Restricted Funds	1,848,400	-0-
Federal Funds	1,254,800	-0-
Road Fund	250,600	-0-
TOTAL	5,765,600	-0-

(1) Unclaimed Property Fund: Included in the above Restricted Funds appropriation is \$1,851,200 in fiscal year 2020-2021 from the Unclaimed Property Fund to provide funding for services performed by the Unclaimed Property Division of the Department of the Treasury.

(2) Salary Increment: Notwithstanding KRS 64.480(2), no increment is provided on the base salary or wages of the State Treasurer.

22. AGRICULTURE

	2020-21	2021-22
General Fund (Tobacco)	500,000	-0-
General Fund	16,822,000	-0-
Restricted Funds	14,362,700	-0-
Federal Funds	8,681,400	-0-
TOTAL	40,366,100	-0-

(1) **Use of Restricted Funds:** Notwithstanding KRS 217.570 and 217B.580, funds may be expended in support of the operations of the Department of Agriculture.

(2) **Farms to Food Banks:** Included in the above General Fund (Tobacco) appropriation is \$500,000 in fiscal year 2020-2021 to support the Farms to Food Banks Program. The use of the moneys provided by this appropriation shall be restricted to purchases of Kentucky-grown produce from Kentucky farmers who participate in the Farms to Food Banks Program.

(3) **Salary Increment:** Notwithstanding KRS 64.480(2), no increment is provided on the base salary or wages of the Commissioner of Agriculture.

(4) **County Fair Grants:** Included in the above General Fund appropriation is \$300,000 in fiscal year 2020-2021 to support capital improvement grants to the Local Agricultural Fair Aid Program.

(5) **Kentucky Grape and Wine Council:** Notwithstanding KRS 260.175(2), no General Fund is provided for the Kentucky Small Farm Wineries Support Fund for use by the Kentucky Grape and Wine Council.

23. AUDITOR OF PUBLIC ACCOUNTS

	2020-21	2021-22
General Fund	7,787,000	-0-
Restricted Funds	11,926,600	-0-
TOTAL	19,713,600	-0-

(1) **Auditor's Scholarships:** Notwithstanding KRS 43.200, no funding is

1 provided for Auditor's scholarships.

2 **(2) Audit Services Contracts:** No state agency shall enter into any contract with
3 a nongovernmental entity for audit services unless the Auditor of Public Accounts has
4 declined in writing to perform the audit or has failed to respond within 30 days of receipt
5 of a written request for such services. The agency's request for audit services shall
6 include a comprehensive statement of the scope and nature of the proposed audit.

7 **(3) Compensatory Leave Conversion to Sick Leave:** If the Auditor of Public
8 Accounts determines that internal budgetary pressures warrant further austerity measures,
9 the State Auditor may institute a policy to suspend payment of 50-hour blocks of
10 compensatory time for those employees who have accumulated 240 hours of
11 compensatory time and instead convert those hours to sick leave.

12 **(4) Salary Increment:** Notwithstanding KRS 64.480(2), no increment is
13 provided on the base salary or wages of the Auditor of Public Accounts.

14 **24. PERSONNEL BOARD**

15		2020-21	2021-22
16	Restricted Funds	875,000	-0-

17 **25. KENTUCKY RETIREMENT SYSTEMS**

18		2020-21	2021-22
19	General Fund	384,000	-0-
20	Restricted Funds	48,888,200	-0-
21	TOTAL	49,272,200	-0-

22 **(1) State Police Retirement System Pension Fund:** Included in the above
23 General Fund appropriation is \$384,000 in fiscal year 2020-2021 to be applied to the
24 unfunded pension liability of the State Police Retirement System pension fund.

25 **26. OCCUPATIONAL AND PROFESSIONAL BOARDS AND COMMISSIONS**

26 **a. Accountancy**

27		2020-21	2021-22
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1	Restricted Funds	673,300	-0-
2	b. Certification of Alcohol and Drug Counselors		
3		2020-21	2021-22
4	Restricted Funds	180,200	-0-
5	c. Applied Behavior Analysis Licensing		
6		2020-21	2021-22
7	Restricted Funds	39,600	-0-
8	d. Architects		
9		2020-21	2021-22
10	Restricted Funds	474,500	-0-
11	e. Certification for Professional Art Therapists		
12		2020-21	2021-22
13	Restricted Funds	11,200	-0-
14	f. Barbering		
15		2020-21	2021-22
16	Restricted Funds	465,400	-0-
17	g. Chiropractic Examiners		
18		2020-21	2021-22
19	Restricted Funds	377,900	-0-
20	h. Dentistry		
21		2020-21	2021-22
22	Restricted Funds	939,600	-0-
23	i. Licensed Diabetes Educators		
24		2020-21	2021-22
25	Restricted Funds	29,300	-0-
26	j. Licensure and Certification for Dietitians and Nutritionists		
27		2020-21	2021-22

1	Restricted Funds	93,900	-0-
2	k. Embalmers and Funeral Directors		
3		2020-21	2021-22
4	Restricted Funds	498,300	-0-
5	l. Licensure for Professional Engineers and Land Surveyors		
6		2020-21	2021-22
7	Restricted Funds	1,772,200	-0-
8	m. Certification of Fee-Based Pastoral Counselors		
9		2020-21	2021-22
10	Restricted Funds	3,600	-0-
11	n. Registration for Professional Geologists		
12		2020-21	2021-22
13	Restricted Funds	109,000	-0-
14	o. Hairdressers and Cosmetologists		
15		2020-21	2021-22
16	Restricted Funds	1,936,900	-0-
17	p. Specialists in Hearing Instruments		
18		2020-21	2021-22
19	Restricted Funds	78,000	-0-
20	q. Interpreters for the Deaf and Hard of Hearing		
21		2020-21	2021-22
22	Restricted Funds	38,200	-0-
23	r. Examiners and Registration of Landscape Architects		
24		2020-21	2021-22
25	Restricted Funds	80,700	-0-
26	s. Licensure of Marriage and Family Therapists		
27		2020-21	2021-22

1	Restricted Funds	133,600	-0-
2	t. Licensure for Massage Therapy		
3		2020-21	2021-22
4	Restricted Funds	154,300	-0-
5	u. Medical Imaging and Radiation Therapy		
6		2020-21	2021-22
7	Restricted Funds	443,800	-0-
8	v. Medical Licensure		
9		2020-21	2021-22
10	Restricted Funds	3,550,900	-0-
11	w. Nursing		
12		2020-21	2021-22
13	Restricted Funds	8,924,800	-0-
14	x. Licensure for Nursing Home Administrators		
15		2020-21	2021-22
16	Restricted Funds	101,100	-0-
17	y. Licensure for Occupational Therapy		
18		2020-21	2021-22
19	Restricted Funds	211,600	-0-
20	z. Ophthalmic Dispensers		
21		2020-21	2021-22
22	Restricted Funds	71,400	-0-
23	aa. Optometric Examiners		
24		2020-21	2021-22
25	Restricted Funds	221,800	-0-
26	ab. Pharmacy		
27		2020-21	2021-22

1	Restricted Funds	2,568,200	-0-
2	ac. Physical Therapy		
3		2020-21	2021-22
4	Restricted Funds	673,500	-0-
5	ad. Podiatry		
6		2020-21	2021-22
7	Restricted Funds	46,500	-0-
8	ae. Private Investigators		
9		2020-21	2021-22
10	Restricted Funds	113,700	-0-
11	af. Licensed Professional Counselors		
12		2020-21	2021-22
13	Restricted Funds	310,800	-0-
14	ag. Prosthetics, Orthotics, and Pedorthics		
15		2020-21	2021-22
16	Restricted Funds	46,200	-0-
17	ah. Examiners of Psychology		
18		2020-21	2021-22
19	Restricted Funds	256,400	-0-
20	ai. Respiratory Care		
21		2020-21	2021-22
22	Restricted Funds	251,900	-0-
23	aj. Social Work		
24		2020-21	2021-22
25	Restricted Funds	370,600	-0-
26	ak. Speech-Language Pathology and Audiology		
27		2020-21	2021-22

1	Restricted Funds	222,900	-0-
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2	al. Veterinary Examiners		
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3		2020-21	2021-22
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4	Restricted Funds	275,000	-0-
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5	TOTAL - OCCUPATIONAL AND PROFESSIONAL BOARDS AND		
6	COMMISSIONS		

7		2020-21	2021-22
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8	Restricted Funds	26,750,800	-0-
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9	27. KENTUCKY RIVER AUTHORITY		
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10		2020-21	2021-22
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11	General Fund	288,500	-0-
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12	Restricted Funds	7,686,600	-0-
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13	TOTAL	7,975,100	-0-
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14	28. SCHOOL FACILITIES CONSTRUCTION COMMISSION		
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15		2020-21	2021-22
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16	General Fund	125,243,600	-0-
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17	(1) Debt Service: Included in the above General Fund appropriation is		
18	\$2,946,900 in fiscal year 2020-2021 for new debt service to support new bonds as set		
19	forth in Part II, Capital Projects Budget, of this Act.		

20	(2) Additional Offers of Assistance: Notwithstanding KRS 157.611 to 157.665,		
21	the School Facilities Construction Commission is authorized to make an additional		
22	\$58,000,000 in offers of assistance during the 2020-2022 biennium in anticipation of debt		
23	service availability during the 2022-2024 biennium. No bonded indebtedness based on		
24	the above amount is to be incurred during the 2020-2022 biennium.		

25	(3) Urgent Needs School Assistance - 2020-2022: Notwithstanding KRS		
26	157.611 to 157.665, the School Facilities Construction Commission is authorized to		
27	make additional offers of assistance in the specified amounts in fiscal year 2020-2021 to		

1 the following local school districts:

2 (a) Not more than \$19,784,500 to Mason County Schools for Mason County
3 Middle School;

4 (b) Not more than \$12,931,700 to Lewis County Schools for Garrison Elementary
5 School;

6 (c) Not more than \$7,527,100 to Rowan County Schools for Clearfield
7 Elementary School; and

8 (d) Not more than \$7,283,700 to Green County Schools for Green County High
9 School.

10 These schools are designated as the four schools ranked highest on the Kentucky
11 Facilities Inventory and Classification System report as of February 27, 2020, that are A1
12 schools, are ranked as a Priority 1 or 2 on the local school district's facility plan, and have
13 levied a ten-cent equivalent tax dedicated to capital improvements but remain unable to
14 cash fund or to sufficiently support the required annual debt service for replacement or
15 renovation of the school. The amounts stated represent the difference between the cost to
16 replace or renovate the designated facility and the amount of available local resources.

17 The School Facilities Construction Commission shall make offers of assistance to
18 each local school district up to the amount authorized for that local school district only
19 upon the written authorization of the Commissioner of Education or his or her designee
20 and documentation of the project cost, but in no case shall any district receive an
21 additional offer of assistance greater than that authorized in this subsection.

22 **29. TEACHERS' RETIREMENT SYSTEM**

23		2020-21	2021-22
24	General Fund	781,620,000	-0-
25	Restricted Funds	16,100,300	-0-
26	TOTAL	797,720,300	-0-

27 **(1) Debt Service:** Included in the above General Fund appropriation is

1 \$51,660,000 in fiscal year 2020-2021 for debt service on previously issued bonds.

2 **(2) Dependent Subsidy for All Retirees under age 65:** Pursuant to KRS
3 161.675(4), health insurance supplement payments made by the retirement system shall
4 not exceed the amount of the single coverage insurance premium. Notwithstanding KRS
5 161.675(4), for all retirees under the age of 65 who participate in the Kentucky Group
6 Health Insurance Program through the Kentucky Teachers' Retirement System and for
7 Plan Year 2020 only, the Kentucky Teachers' Retirement System Board of Trustees may
8 continue to pay from the Medical Insurance Fund one-third of the costs of the dependent
9 subsidy. No General Fund appropriation shall be expended to pay one-third of the costs of
10 the dependent subsidy. The dependent subsidy is not subject to KRS 161.714.

11 **(3) Retiree Health Insurance:** Pursuant to KRS 161.550(2)(b) and
12 notwithstanding any statute to the contrary, included in the above General Fund
13 appropriation is \$61,700,000 in fiscal year 2020-2021 to support the state's contribution
14 for the cost of retiree health insurance for members not eligible for Medicare who have
15 retired on or after July 1, 2010. Notwithstanding KRS 161.675, the Teachers' Retirement
16 System Board of Trustees shall provide health insurance supplement payments towards
17 the cost of the single coverage insurance premium based on age and years of service
18 credit of eligible recipients of a retirement allowance, the cost of which shall be paid from
19 the Medical Insurance Fund. Notwithstanding KRS 161.675, the Teachers' Retirement
20 System Board of Trustees shall authorize eligible recipients of a retirement allowance
21 from the Teachers' Retirement System who are less than age 65 to be included in the
22 state-sponsored health insurance plan that is provided to active teachers and state
23 employees under KRS 18A.225. Notwithstanding KRS 161.675(4)(a), the contribution
24 paid by retirees who are less than age 65 who qualify for the maximum health insurance
25 supplement payment for single coverage shall be no more than the sum of (a) the
26 employee contribution paid by active teachers and state employees for a similar plan, and
27 (b) the standard Medicare Part B premium as determined by the Centers for Medicare and

Medicaid Services. Notwithstanding KRS 161.675(4)(a), the contribution paid by retirees who are less than age 65 who do not qualify for the maximum health insurance supplement payment for single coverage shall be determined by the same graduated formula used by the Teachers' Retirement System for Plan Year 2020.

Notwithstanding KRS 161.420 and 161.550, any General Fund contribution to the Teachers' Retirement System medical insurance fund in fiscal year 2020-2021 in excess of the actuarially determined contribution shall carry forward and be considered the General Fund contribution for fiscal year 2021-2022. The Teachers' Retirement System Board of Trustees shall report the amount carried forward to the Interim Joint Committee on Appropriations and Revenue by August 1, 2021.

(4) Medical Insurance Fund Employee Contributions: Notwithstanding KRS 161.540(1), the employee contribution to the Medical Insurance Fund shall not be changed in fiscal year 2020-2021.

30. APPROPRIATIONS NOT OTHERWISE CLASSIFIED

	2019-20	2020-21	2021-22
General Fund	4,500,000	14,526,400	-0-

(1) Funding Sources for Appropriations Not Otherwise Classified: Funds required to pay the costs of items included within Appropriations Not Otherwise Classified are appropriated. Any required expenditure over the above amounts is to be paid first from the General Fund Surplus Account (KRS 48.700), if available, or from any available balance in either the Judgments budget unit appropriation or the Budget Reserve Trust Fund Account (KRS 48.705), subject to the conditions and procedures provided in this Act.

The above appropriation is for the payment of Attorney General Expense, Kentucky Claims Commission Award, Guardian Ad Litem, Prior Year Claims, Unredeemed Checks Refunded, Involuntary Commitments - ICF/MR, Frankfort in Lieu of Taxes, Frankfort Cemetery, Police Officer, Firefighter, and National Guard and Reserve Survivor Benefits,

1 Medical Malpractice Liability Insurance Reimbursement, and Blanket Employee Bonds.

2 **(2) Repayment of Awards or Judgments:** Funds are appropriated from the
3 General Fund for the repayment of awards or judgments made by the Kentucky Claims
4 Commission against departments, boards, commissions, and other agencies funded with
5 appropriations out of the General Fund. However, awards under \$5,000 shall be paid
6 from funds available for the operations of the agency.

7 **(3) Guardian Ad Litem Fees:** Included in the above appropriation is funding for
8 fees to be paid to each guardian ad litem appointed by the court pursuant to KRS 311.732.
9 The fee shall be fixed by the court and shall not exceed \$500.

10 **(4) Reissuance of Uncashed Checks:** Checks written by the State Treasurer and
11 not cashed within the statutory period may be presented to the State Treasurer for
12 reissuance in accordance with KRS 41.370.

13 **(5) Police Officer, Firefighter, and Active Duty National Guard and Reserve**
14 **Survivor Benefits:** Funds are appropriated for payment of benefits for survivors of state
15 and local police officers, firefighters, and active duty National Guard and Reserve
16 members in accordance with KRS 61.315 and for the cost of insurance premiums for
17 firefighters as provided in KRS 95A.070.

18 **31. JUDGMENTS**

	2019-20	2020-21	2021-22
20 General Fund	16,900,000	22,500,000	-0-

21 **(1) Known Liabilities Against the Commonwealth:** The above appropriation is
22 for the payment of judgments for known liabilities against the Commonwealth.

23 **(2) Payment of Judgments and Carry Forward of General Fund**
24 **Appropriation Balance:** Notwithstanding KRS 45A.275, the payment of judgments, that
25 exceed the above appropriation, as may be rendered against the Commonwealth by courts
26 and orders of the State Personnel Board and, where applicable, shall be subject to KRS
27 Chapter 45 and shall not be deemed a necessary governmental expense. Notwithstanding

KRS 45A.270(1), funds required to pay the costs of items included within the Judgments budget are included in the above appropriation, and amounts required for any award or judgment in excess of the above appropriation shall be paid from appropriations for that department or agency and otherwise paid pursuant to KRS 45A.270(2).

32. KENTUCKY COMMUNICATIONS NETWORK AUTHORITY

	2020-21	2021-22
General Fund	34,220,000	-0-
Restricted Funds	12,033,100	-0-
TOTAL	46,253,100	-0-

(1) **Rate Assessments:** Notwithstanding KRS 154.15-020, rate assessments charged to state agencies for access to the KentuckyWired broadband network shall not exceed rates currently charged for broadband services to those state agencies in fiscal year 2019-2020.

(2) **Availability Payments:** Included in the above General Fund appropriation is \$22,535,600 in fiscal year 2020-2021 for the network availability payments.

(3) **Authority to Sell:** Notwithstanding KRS 154.15-020, the Kentucky Communications Network Authority shall have the authority to enter into contracts with public and private entities to carry out its duties and responsibilities, which may include the sale of all or portions of the Commonwealth's open-access broadband network known as KentuckyWired. A contract or other agreement involving the acquisition or disposition of a property interest by the Commonwealth shall be signed by the Secretary of the Finance and Administration Cabinet. KRS Chapters 45A and 56 may require the Secretary's signature on other contracts or agreements.

(4) **Contractual Costs:** Included in the above General Fund appropriation is \$8,025,800 in fiscal year 2020-2021 for contractual costs.

TOTAL - GENERAL GOVERNMENT

	2019-20	2020-21	2021-22
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1	General Fund (Tobacco)	-0-	35,244,800	-0-
2	General Fund	21,535,000	1,238,634,200	-0-
3	Restricted Funds	-0-	333,526,500	-0-
4	Federal Funds	-0-	186,518,200	-0-
5	Road Fund	-0-	571,600	-0-
6	TOTAL	21,535,000	1,794,495,300	-0-

B. ECONOMIC DEVELOPMENT CABINET

Budget Unit

1. ECONOMIC DEVELOPMENT

10		2020-21	2021-22
11	General Fund	26,054,000	-0-
12	Restricted Funds	3,634,200	-0-
13	Federal Funds	306,400	-0-
14	TOTAL	29,994,600	-0-

(1) **Funding for Commercialization and Innovation:** Notwithstanding KRS 154.12-278, interest income earned on the balances in the High-Tech Construction/Investment Pool and loan repayments received by the High-Tech Construction/Investment Pool shall be used to support the Office of Entrepreneurship and are appropriated in addition to amounts appropriated above.

(2) **Lapse and Carry Forward of General Fund Appropriation Balance for Bluegrass State Skills Corporation:** Notwithstanding KRS 45.229, the General Fund appropriation balance for Bluegrass State Skills Corporation training grants for fiscal year 2019-2020 and fiscal year 2020-2021 shall not lapse and shall carry forward. The amount available to the Corporation for disbursement in each fiscal year shall be limited to the unexpended training grant allotment balance at the end of each fiscal year combined with the additional training grant allotment amounts in each fiscal year of the 2020-2022 biennium, less any disbursements. If the required disbursements exceed the Bluegrass

1 State Skills Corporation training grants allotment balance, notwithstanding KRS 154.12-
2 278, Restricted Funds may be expended for training grants.

3 **(3) Science and Technology Program:** Notwithstanding KRS 164.6011 to
4 164.6041 and any other statute to the contrary, the Cabinet for Economic Development
5 shall have the authority to carry out the provisions of KRS 164.6013 to 164.6041.

6 **(4) Carry Forward of General Fund Appropriation Balance:** Notwithstanding
7 KRS 45.229, the General Fund appropriation in fiscal year 2019-2020 and fiscal year
8 2020-2021 to the Cabinet for Economic Development, Science and Technology Program,
9 shall not lapse and shall carry forward in the Cabinet for Economic Development.

10 **(5) Executive Officers' Compensation:** Notwithstanding KRS 154.10-050(2),
11 any additional executive officers as described in KRS 154.10-050(2) shall not be paid a
12 salary greater than the salary of the Governor of the Commonwealth.

13 **(6) Training Grants:** Included in the above General Fund appropriation is
14 \$1,000,000 in fiscal year 2020-2021 for the Bluegrass State Skills Corporation to make
15 training grants to support manufacturing-related investments. The Corporation shall
16 utilize these funds for a manufacturer designated by the United States Department of
17 Commerce, United States Census Bureau North American Industry Classification System
18 code of 336111, 336112, 336120, or 336211 that employs at least 10,000 full-time
19 persons at the same facility or at multiple facilities located within the same county to help
20 offset associated costs of retraining its workforce.

21 **C. DEPARTMENT OF EDUCATION**

22 **Budget Units**

23 **1. SUPPORT EDUCATION EXCELLENCE IN KENTUCKY (SEEK)** 24 **PROGRAM**

	2020-21	2021-22
26 General Fund	2,973,696,700	-0-

27 **(1) Common School Fund Earnings:** Accumulated earnings for the Common

1 School Fund shall be transferred in fiscal year 2020-2021 to the SEEK Program.

2 **(2) Allocation of SEEK Funds:** Notwithstanding KRS 157.360(2)(c), the above
3 General Fund appropriation to the base SEEK Program is intended to provide a base
4 guarantee of \$4,000 per student in average daily attendance in fiscal year 2020-2021, as
5 well as to meet the other requirements of KRS 157.360. Notwithstanding KRS
6 157.360(2), each district's base funding level shall be adjusted for the number of students
7 demonstrating limited proficiency in English language skills, multiplied by 0.096.

8 Funds appropriated to the SEEK Program shall be allotted to school districts in
9 accordance with KRS 157.310 to 157.440, except that the total of the funds allotted shall
10 not exceed the appropriation for this purpose, except as provided in this Act. The total
11 appropriation for the SEEK Program shall be measured by, or construed as, estimates of
12 the state expenditures required by KRS 157.310 to 157.440. If the required expenditures
13 exceed these estimates, the Secretary of the Finance and Administration Cabinet, upon
14 the written request of the Commissioner of Education and with the approval of the
15 Governor, may increase the appropriation by such amount as may be available and
16 necessary to meet, to the extent possible, the required expenditures under the cited
17 sections of the Kentucky Revised Statutes, but any increase of the total appropriation to
18 the SEEK Program is subject to Part III, General Provisions, of this Act and KRS Chapter
19 48. If funds appropriated to the SEEK Program are insufficient to provide the amount of
20 money required under KRS 157.310 to 157.440, allotments to local school districts may
21 be reduced in accordance with KRS 157.430.

22 **(3) SEEK Lapse:** Notwithstanding 2018 Ky. Acts ch. 169, Part I, C., 1., (3), any
23 unexpended SEEK funds in fiscal year 2019-2020 shall lapse to the General Fund.

24 **(4) Base SEEK Allotments:** Notwithstanding KRS 157.420(2), included in the
25 above General Fund appropriation is \$1,978,539,700 in fiscal year 2020-2021 for the base
26 SEEK Program as defined by KRS 157.360. Funds appropriated to the SEEK Program
27 shall be allotted to school districts in accordance with KRS 157.310 to 157.440, except

1 that the total of the funds allotted shall not exceed the appropriation for this purpose,
2 except as provided in this Act. Notwithstanding KRS 157.360(2)(c), included in the
3 appropriation for the base SEEK Program is \$214,752,800 in fiscal year 2020-2021 for
4 pupil transportation.

5 **(5) Tier I Component:** Included in the above General Fund appropriation is
6 \$179,738,200 in fiscal year 2020-2021 for the Tier I component as established by KRS
7 157.440.

8 **(6) Vocational Transportation:** Included in the above General Fund
9 appropriation is \$2,416,900 in fiscal year 2020-2021 for vocational transportation.

10 **(7) Teachers' Retirement System Employer Match:** Included in the above
11 General Fund appropriation is \$425,565,500 in fiscal year 2020-2021 to enable local
12 school districts to provide the employer match for qualified employees.

13 **(8) Salary Supplements for Nationally Certified Teachers:** Notwithstanding
14 KRS 157.395, included in the above General Fund appropriation is \$2,750,000 in fiscal
15 year 2020-2021 for the purpose of providing salary supplements for public school
16 teachers attaining certification by the National Board for Professional Teaching
17 Standards. Notwithstanding KRS 157.395, if the appropriation is insufficient to provide
18 the mandated salary supplement for teachers who have obtained this certification, the
19 Department of Education is authorized to pro rata reduce the supplement.

20 **(9) SEEK Adjustment Factors:** Funds allocated for the SEEK base and its
21 adjustment factors that are not needed for the base or a particular adjustment factor may
22 be allocated to other adjustment factors, if funds for that adjustment factor are not
23 sufficient.

24 **(10) Facilities Support Program of Kentucky/Equalized Nickel Levies:**
25 Included in the above General Fund appropriation is \$93,014,600 in fiscal year 2020-
26 2021 to provide facilities equalization funding pursuant to KRS 157.440 and 157.620.

27 **(11) Growth Levy Equalization Funding:** Included in the above General Fund

1 appropriation is \$24,430,700 in fiscal year 2020-2021 to provide facilities equalization
2 funding pursuant to KRS 157.440 and 157.620 for districts meeting the eligibility
3 requirements of KRS 157.621(1) and (4). Notwithstanding KRS 157.621(1)(b)2., a school
4 district that imposes the levy authorized by KRS 157.621(1)(b)1. shall be equalized for
5 that levy at 25 percent of the calculated equalization funding in fiscal year 2020-2021, in
6 addition to the equalization funding appropriated in accordance with KRS
7 157.621(1)(b)2., and all funds for this purpose shall be committed to debt service, new
8 facilities, or major renovations in accordance with KRS 157.440(1)(b). It is the intent of
9 the 2020 General Assembly that any local school district receiving partial equalization
10 under this subsection in fiscal year 2020-2021 shall also be equalized for that levy at 25
11 percent of the calculated equalization funding in fiscal year 2021-2022, and shall receive
12 full calculated equalization in the 2022-2024 fiscal biennium and thereafter until the
13 earlier of June 30, 2038, or the date the bonds for the local school district supported by
14 this equalization funding are retired.

15 **(12) Retroactive Equalized Facility Funding:** Included in the above General
16 Fund appropriation is \$34,181,600 in fiscal year 2020-2021 to provide equalized facility
17 funding pursuant to KRS 157.440 and 157.620 to districts meeting the eligibility
18 requirements of KRS 157.621(2) and (4). In addition, a local board of education that
19 levied a tax rate subject to recall by January 1, 2014, in addition to the five cents levied
20 pursuant to KRS 157.440(1)(b) and that committed the receipts to debt service, new
21 facilities, or major renovations of existing facilities shall be eligible for equalization
22 funds from the state at 150 percent of the statewide average per pupil assessment.
23 Revenue to generate the five cent equivalent levy may be obtained from levies on
24 property, motor vehicles, or the taxes authorized by KRS 160.593 to 160.597, 160.601 to
25 160.633, and 160.635 to 160.648 if the levy was dedicated to facilities funding at the time
26 of the levy. The equalization funds shall be used as provided in KRS 157.440(1)(b).
27 Notwithstanding KRS 157.621(2)(a) and (4), for fiscal year 2020-2021, school districts

1 that levied the tax rate subject to recall prior to January 1, 2018, shall be equalized at 100
2 percent of the calculated equalization funding, school districts that levied the tax rate
3 subject to recall after January 1, 2018, and before January 1, 2020, shall be equalized at
4 25 percent of the calculated equalization funding, and all funds for this purpose shall be
5 committed to debt service, new facilities, or major renovations in accordance with KRS
6 157.440(1)(b). It is the intent of the 2020 General Assembly that any local school district
7 receiving partial equalization under this subsection in fiscal year 2020-2021 shall also be
8 equalized for that levy at 25 percent of the calculated equalization funding in fiscal year
9 2021-2022, and shall receive full calculated equalization in the 2022-2024 fiscal
10 biennium and thereafter until the earlier of June 30, 2038, or the date the bonds for the
11 local school district supported by this equalization funding are retired, in accordance with
12 KRS 157.621(2). Notwithstanding KRS 157.440, 157.621, or any other provision of this
13 Act, no school district shall be equalized for an equivalent tax rate of more than 15 cents.

14 **(13) Equalized Facility Funding:** Included in the above General Fund
15 appropriation is \$9,055,300 in fiscal year 2020-2021 to provide equalized facility funding
16 pursuant to KRS 157.440 and 157.620 to districts meeting the eligibility requirements of
17 KRS 157.621(3) and (4). Notwithstanding KRS 157.621(3)(c), a school district meeting
18 the criteria of KRS 157.621(3)(a) and (b) that did not receive equalization funding in
19 fiscal year 2019-2020 shall be equalized at 25 percent of the calculated equalization
20 funding in fiscal year 2020-2021, and all funds for this purpose shall be committed to
21 debt service, new facilities, or major renovations in accordance with KRS 157.440(1)(b).
22 In addition, notwithstanding KRS 157.621(1) and (3), a school district that has levied a
23 five-cent equivalent rate authorized by KRS 157.621(1)(a) and is not receiving state
24 equalization funding for that levy under KRS 157.621(1)(b), 157.621(3), or any other
25 provision of this Act, shall be equalized at 25 percent of the calculated equalization
26 funding in fiscal year 2020-2021, and all funds for this purpose shall be committed to
27 debt service, new facilities, or major renovations in accordance with KRS 157.440(1)(b).

1 It is the intent of the 2020 General Assembly that any local school district receiving
2 partial equalization under this subsection in fiscal year 2020-2021 shall also be equalized
3 for that levy at 25 percent of the calculated equalization funding in fiscal year 2021-2022,
4 and shall receive full calculated equalization in the 2022-2024 fiscal biennium and
5 thereafter until the earlier of June 30, 2038, or the date the bonds for the local school
6 district supported by this equalization funding are retired in accordance with KRS
7 157.621(3).

8 **(14) BRAC Equalized Facility Funding:** Notwithstanding KRS 157.621(1)(c)2.,
9 included in the above General Fund appropriation is \$2,318,800 in fiscal year 2020-2021
10 to provide equalized facility funding to school districts meeting the eligibility
11 requirements of KRS 157.621(1)(c)1. pursuant to KRS 157.440 and 157.620.

12 **(15) Equalization Funding for Critical Construction Needs Schools:** Included
13 in the above General Fund appropriation is \$6,932,600 in fiscal year 2020-2021 to school
14 districts in accordance with KRS 157.621(5).

15 **(16) Hold-Harmless Guarantee:** A modified hold-harmless guarantee is
16 established in fiscal year 2020-2021 which provides that every local school district shall
17 receive at least the same amount of SEEK state funding per pupil as was received in fiscal
18 year 1991-1992. If funds appropriated to the SEEK Program are insufficient to provide
19 the amount of money required under KRS 157.310 to 157.440, and allotments to local
20 school districts are reduced in accordance with KRS 157.430, allocations to school
21 districts subject to this provision shall not be reduced.

22 **(17) Residential Youth-at-Risk Programs:** In accordance with KRS 157.360, no
23 funds from the SEEK Program shall be distributed to the programs operated by the
24 Kentucky Guard Youth Challenge Division of the Department of Military Affairs.
25 Notwithstanding KRS 157.350, 157.360, 157.410, and any other statute to the contrary,
26 any school district providing educational services to students enrolled in programs
27 operated by the Kentucky Guard Youth Challenge Division of the Department of Military

1 Affairs shall be paid for those services solely from the General Fund appropriation in Part
 2 I, A., 7. of this Act, and students enrolled in such programs shall not be included in the
 3 average daily attendance for purposes of SEEK Program funding.

4 **2. OPERATIONS AND SUPPORT SERVICES**

5		2020-21	2021-22
6	General Fund	55,615,100	-0-
7	Restricted Funds	7,913,400	-0-
8	Federal Funds	410,152,800	-0-
9	TOTAL	473,681,300	-0-

10 **(1) Employment of Leadership Personnel:** Notwithstanding KRS 18A.005 to
 11 18A.200, the Kentucky Board of Education shall continue to have sole authority to
 12 determine the employees of the Department of Education who are exempt from the
 13 classified service and to set those employees' compensation comparable to the
 14 competitive market.

15 **(2) Debt Service:** Included in the above General Fund appropriation is \$959,500
 16 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
 17 Capital Projects Budget, of this Act.

18 **(3) Blind/Deaf Residential Travel Program:** Included in the above General
 19 Fund appropriation is \$492,300 in fiscal year 2020-2021 for the Blind/Deaf Residential
 20 Travel Program.

21 **(4) School Food Services:** Included in the above General Fund appropriation is
 22 \$3,555,900 in fiscal year 2020-2021 for the School Food Services Program.

23 **(5) Advanced Placement and International Baccalaureate Exams:**
 24 Notwithstanding KRS 160.348(3), included in the above General Fund appropriation is
 25 \$1,000,000 in fiscal year 2020-2021 to pay the cost of Advanced Placement and
 26 International Baccalaureate examinations for those students who meet the eligibility
 27 requirements for free or reduced-price meals.

1 **(6) Review of the Classification of Primary and Secondary School Buildings:**
 2 Included in the above General Fund appropriation is \$600,000 in fiscal year 2020-2021 to
 3 implement KRS 157.420(9) and (10). Notwithstanding KRS 45.229, any portion of the
 4 \$600,000 that has not been expended by the end of fiscal year 2020-2021 shall not lapse
 5 and shall carry forward. Notwithstanding KRS 157.420(9) and (10), only schools
 6 classified as A1, A2, A3, A4, A5, A6, C2, and D1 shall be included in the evaluation
 7 process. Notwithstanding KRS 157.420(9) and (10), the Department of Education may
 8 limit the school buildings included in the evaluation process based on the time elapsed
 9 since the building's construction or last major renovation as defined in 702 KAR 4:160.
 10 The Department of Education shall provide an updated list of school buildings evaluated
 11 by the process pursuant to KRS 157.420(9) and (10) to the Legislative Research
 12 Commission by October 1, 2021.

13 **(7) District Facility Plan Modifications:** Notwithstanding any statute to the
 14 contrary, a district may modify its district facility plan without convening the local
 15 planning committee for the sole purpose of complying with KRS 158.162(3)(d). Any
 16 modification shall identify an unmet requirement of KRS 158.162(3)(d) as the highest
 17 priority on the modified district facility plan, subject to approval by the local board of
 18 education and the Commissioner of Education.

19 **3. LEARNING AND RESULTS SERVICES**

20		2020-21	2021-22
21	General Fund	1,076,768,700	-0-
22	Restricted Funds	38,248,400	-0-
23	Federal Funds	561,547,100	-0-
24	TOTAL	1,676,564,200	-0-

25 **(1) Kentucky Education Technology System:** Notwithstanding KRS 157.650 to
 26 157.665, the School for the Deaf and the School for the Blind shall be fully eligible, along
 27 with local school districts, to participate in the Kentucky Education Technology System

1 in a manner that takes into account the special needs of the students of these two schools.

2 **(2) Family Resource and Youth Services Centers:** Funds appropriated to
3 establish and support Family Resource and Youth Services Centers shall be transferred in
4 fiscal year 2020-2021 to the Cabinet for Health and Family Services consistent with KRS
5 156.496. The Cabinet for Health and Family Services is authorized to use, for
6 administrative purposes, no more than three percent of the total funds transferred from the
7 Department of Education for the Family Resource and Youth Services Centers. If a
8 certified person is employed as a director or coordinator of a Family Resource and Youth
9 Services Center, that person shall retain his or her status as a certified employee of the
10 school district.

11 If 70 percent or more of the funding level provided by the state is utilized to support
12 the salary of the director of a center, that center shall provide a report to the Cabinet for
13 Health and Family Services and the State Budget Director identifying the salary of the
14 director. The Cabinet for Health and Family Services shall transmit any reports received
15 from Family Resource and Youth Services Centers pursuant to this paragraph to the
16 Legislative Research Commission.

17 **(3) Health Insurance:** Included in the above General Fund appropriation is
18 \$749,844,400 in fiscal year 2020-2021 for employer contributions for health insurance
19 and the contribution to the health reimbursement account for employees waiving
20 coverage.

21 **(4) Program Flexibility:** Notwithstanding KRS 158.070(8) and 158.446, local
22 school districts shall be provided additional flexibility in the utilization of funds for
23 Extended School Services and Safe Schools. Local school districts shall continue to
24 address the governing statutes and serve the intended student population but may utilize
25 funds from these programs for general operating expenses in fiscal year 2020-2021. Local
26 school districts that utilize these funds for general operating expenses shall report to the
27 Kentucky Department of Education and the Interim Joint Committee on Education the

1 amount of funding from each program utilized for general operating expenses.

2 **(5) Center for School Safety:** Included in the above General Fund appropriation
3 is \$13,000,000 in fiscal year 2020-2021 for the Center for School Safety.
4 Notwithstanding KRS 158.446, the Center for School Safety shall develop and implement
5 allotment policies for all moneys received for the purposes of KRS 158.440, 158.441,
6 158.4415, 158.4416, 158.442, 158.445, and 158.446, except that no more than
7 \$1,300,000 in fiscal year 2020-2021 may be retained for administrative purposes.

8 **(6) Allocations to School-Based Decision Making Councils:** Notwithstanding
9 KRS 160.345(8), for fiscal year 2020-2021, a local board of education may reduce the
10 allocations to individual schools within the district as outlined in 702 KAR 3:246, secs. 6,
11 7, and 8. The allocation under 702 KAR 3:246, sec. 6, shall not be less than \$100 per
12 pupil in average daily attendance.

13 **(7) Kentucky School for the Blind and Kentucky School for the Deaf:**
14 Included in the above General Fund appropriation is \$6,853,100 in fiscal year 2020-2021
15 for the Kentucky School for the Blind and \$10,080,600 in fiscal year 2020-2021 for the
16 Kentucky School for the Deaf.

17 **(8) Career and Technical Education:** Included in the above General Fund
18 appropriation is \$64,149,700 in fiscal year 2020-2021 for career and technical education.
19 Of this amount, \$12,043,500 in fiscal year 2020-2021 shall be distributed as supplemental
20 funding to local area vocational education centers. Notwithstanding KRS 157.069,
21 Category II and III programs in districts that also enroll students at a state-operated
22 vocational education and technology center physically located in a different time zone
23 shall be included in the distribution. Notwithstanding KRS 157.069, Category II and III
24 programs in districts established after June 21, 2001, shall be included in the distribution
25 if approved by the Commissioner of Education.

26 **(9) Advisory Council for Gifted and Talented Education:** Notwithstanding
27 KRS 158.648(1), a member of the State Advisory Council for Gifted and Talented

1 Education may be reappointed but shall not serve more than five consecutive terms.
2 Notwithstanding KRS 158.648(1), a member of the Kentucky Association for Gifted
3 Education shall be a voting member of the State Advisory Council for Gifted and
4 Talented Education.

5 **(10) School-Based Mental Health Services Providers:** Included in the above
6 General Fund appropriation is \$7,412,500 in fiscal year 2020-2021 to fund additional
7 school-based mental health services provider full-time equivalent positions on a
8 reimbursement basis. The Kentucky Center for School Safety, in consultation with the
9 Office of the State School Security Marshal, shall develop criteria to determine which
10 districts shall receive funding to meet the requirements of KRS 158.4416(3)(a). The
11 criteria shall include:

- 12 (a) A local district's use of Medicaid funding to supplement General Fund;
- 13 (b) An equitable and balanced statewide distribution; and
- 14 (c) Any other criteria to support a trauma-informed approach in schools.

15 **(11) Redistribution of Resources:** Notwithstanding KRS 156.095, 156.553,
16 156.555, 157.390, 158.070, 158.770, 158.775, 158.805, 161.027 to 161.030, 161.165, and
17 161.167, no General Fund is provided for the Professional Development Program, the
18 Commonwealth School Improvement Fund, the Leadership and Mentor Fund, the Middle
19 School Academic Center, the Teacher's Professional Growth Fund, the Teacher
20 Academies Program, the Writing Program, the Kentucky Principal Internship Program,
21 the Kentucky Teacher Internship Program, and the Kentucky Academy for Equity in
22 Teaching in order to increase funding for school-based mental health services providers.

23 **(12) Learning and Results Services Programs:** Included in the above General
24 Fund appropriation are the following allocations for fiscal year 2020-2021, but no portion
25 of these funds shall be utilized for state-level administrative purposes:

- 26 (a) \$1,700,000 for AdvanceKentucky;
- 27 (b) \$1,200,000 for the Collaborative Center for Literacy Development;

- 1 (c) \$1,850,000 for the Community Education Program;
- 2 (d) \$23,916,300 for the Extended School Services Program;
- 3 (e) \$48,889,000 for the Family Resource and Youth Services Centers Program;
- 4 (f) \$6,208,400 for the Gifted and Talented Program;
- 5 (g) \$100,000 for the Hearing and Speech Center;
- 6 (h) \$100,000 for the Heuser Hearing and Language Academy;
- 7 (i) Notwithstanding KRS 154A.130(4), \$250,000 for the Jobs for America's
- 8 Graduates Program;
- 9 (j) \$250,000 for the Kentucky Alliance of Boys & Girls Clubs;
- 10 (k) \$9,465,500 for the Kentucky Educational Collaborative for State Agency
- 11 Children;
- 12 (l) \$1,391,000 for Local School District Life Insurance;
- 13 (m) \$5,019,000 for the Mathematics Achievement Fund;
- 14 (n) \$84,481,100 for the Preschool Program;
- 15 (o) \$15,936,600 for the Read to Achieve Program;
- 16 (p) \$1,300,000 for Save the Children;
- 17 (q) \$500,000 for Teach for America; and
- 18 (r) \$250,000 for the Visually Impaired Preschool Services Program.

19 **(13) Area Technology Center Authority:** Notwithstanding KRS 157.069, for the
20 first year a local board of education assumes authority for the management and control of
21 a state-operated secondary vocational education and technology center on or after the
22 effective date of this Act, the locally operated center shall receive funding in an amount
23 not less than 100 percent of the annual state General Fund appropriation allocated to the
24 center for on-site direct costs for the budget year immediately preceding the transfer,
25 including any amount allocated directly to the local district for use of district-owned
26 facilities. In the second year, after the local board of education assumes authority of a
27 state-operated center and annually thereafter, the center shall annually receive an amount

not less than 75 percent of the amount allocated to it the previous year. The remaining 25 percent of funds previously allocated to the center shall annually be allocated to locally operated secondary area centers and vocational departments that do not receive state supplemental funds under Part I, C., 3., (8) of this Act.

Notwithstanding KRS 156.844(1), if a state-operated secondary vocational education and technology center serves more than one school district, any agreement shall require the local board to continue to serve the additional school district or districts through an interlocal agreement.

Notwithstanding KRS 156.844(2) and (5), a certified employee who has earned continuing status in the state certified personnel system under KRS 156.800 to 156.860 may be granted a continuing service contract as defined in KRS 161.720 upon transfer to a local board of education; a principal who has earned continuing status prior to transfer may be granted a continuing service contract, but the provisions relating to demotion of the principal under KRS 161.765 shall apply; and a classified employee who has four years of continuous active service in the state certified personnel system under KRS 156.800 to 156.860 at the time of transfer may be offered an employment contract at the time of transfer that shall be considered a continuing service contract as defined in KRS 161.720 for a minimum of five complete school terms.

TOTAL - DEPARTMENT OF EDUCATION

	2020-21	2021-22
General Fund	4,106,080,500	-0-
Restricted Funds	46,161,800	-0-
Federal Funds	971,699,900	-0-
TOTAL	5,123,942,200	-0-

D. EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Budget Units

1. GENERAL ADMINISTRATION AND PROGRAM SUPPORT

		2020-21	2021-22
1			
2	General Fund (Tobacco)	1,400,000	-0-
3	General Fund	6,705,400	-0-
4	Restricted Funds	7,968,800	-0-
5	Federal Funds	11,146,500	-0-
6	TOTAL	27,220,700	-0-

(1) **Early Childhood Development:** Included in the above General Fund (Tobacco) appropriation is \$1,400,000 in fiscal year 2020-2021 for the Early Childhood Advisory Council.

(2) **Governor's Scholars Program:** Included in the above General Fund appropriation is \$1,758,700 in fiscal year 2020-2021 for the Governor's Scholars Program.

(3) **Governor's School for Entrepreneurs:** Included in the above General Fund appropriation is \$362,700 in fiscal year 2020-2021 for the Governor's School for Entrepreneurs.

(4) **Kentucky Center for Statistics:** Included in the above General Fund appropriation is \$1,200,000 in fiscal year 2020-2021 to sustain the State Longitudinal Data System.

(5) **The Hope Center:** Included in the above General Fund appropriation is \$100,000 in fiscal year 2020-2021 for the Hope Center.

2. PROPRIETARY EDUCATION

		2020-21	2021-22
22			
23	Restricted Funds	331,900	-0-

3. DEAF AND HARD OF HEARING

		2020-21	2021-22
25			
26	General Fund	970,200	-0-
27	Restricted Funds	1,178,200	-0-

1	TOTAL	2,148,400	-0-
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2 **4. KENTUCKY EDUCATIONAL TELEVISION**

3		2020-21	2021-22
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4	General Fund	15,054,000	-0-
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5	Restricted Funds	1,524,800	-0-
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6	TOTAL	16,578,800	-0-
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7 **5. ENVIRONMENTAL EDUCATION COUNCIL**

8		2020-21	2021-22
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9	Restricted Funds	506,900	-0-
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10	Federal Funds	316,000	-0-
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11	TOTAL	822,900	-0-
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12 **(1) Environmental Education Council:** Notwithstanding KRS 224.43-

13 505(2)(b), the Council may use interest received to support the operations of the Council.

14 **6. LIBRARIES AND ARCHIVES**

15 **a. General Operations**

16		2020-21	2021-22
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17	General Fund	4,747,100	-0-
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18	Restricted Funds	3,161,400	-0-
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19	Federal Funds	2,586,400	-0-
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20	TOTAL	10,494,900	-0-
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21 **b. Direct Local Aid**

22		2020-21	2021-22
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23	General Fund	4,329,600	-0-
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24	Restricted Funds	1,046,900	-0-
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25	TOTAL	5,376,500	-0-
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26 **(1) Per Capita Grants:** Notwithstanding KRS 171.201, no General Fund is

27 provided for non-construction state aid.

(2) **Public Libraries Facilities Construction:** Included in the above General Fund appropriation is \$4,329,600 in fiscal year 2020-2021 for the Public Libraries Facilities Construction Fund.

TOTAL - LIBRARIES AND ARCHIVES

	2020-21	2021-22
General Fund	9,076,700	-0-
Restricted Funds	4,208,300	-0-
Federal Funds	2,586,400	-0-
TOTAL	15,871,400	-0-

7. WORKFORCE INVESTMENT

	2020-21	2021-22
General Fund	34,867,900	-0-
Restricted Funds	14,227,100	-0-
Federal Funds	502,294,700	-0-
TOTAL	551,389,700	-0-

(1) **Unemployment Compensation Administration Fund:** Notwithstanding KRS 341.240 and 341.295, funds from the Unemployment Compensation Administration Fund may be used in fiscal year 2020-2021 to support the Wagner-Peyser Program.

(2) **Lapse and Carry Forward of General Fund Appropriation:** Not less than \$2,000,000 of unexpended Office of Adult Education funds in fiscal year 2019-2020 shall lapse to the General Fund. Notwithstanding KRS 45.229, the General Fund balance for the Office of Adult Education for fiscal year 2019-2020 and fiscal year 2020-2021 shall not lapse and shall carry forward.

(3) **Cafeteria Service Contracts:** No state agency shall enter into any contract with a nongovernmental entity for the operation of food services provided in the cafeterias located in the Kentucky Transportation Cabinet office building and/or the Cabinet for Human Resources office building in Frankfort unless the Office of Vocational

1 Rehabilitation has declined in writing to provide such services.

2 **(4) Adult Education:** Included in the above General Fund appropriation is
3 \$18,407,600 in fiscal year 2020-2021 for the Office of Adult Education.

4 **(5) Employer and Apprenticeship Services:** Included in the above General
5 Fund appropriation is \$581,100 in fiscal year 2020-2021 for the Office of Employer and
6 Apprenticeship Services. The Education and Workforce Development Cabinet shall
7 provide a report by December 1, 2020, to the Interim Joint Committee on Education
8 detailing the use of these funds.

9 **TOTAL - EDUCATION AND WORKFORCE DEVELOPMENT CABINET**

10		2020-21	2021-22
11	General Fund (Tobacco)	1,400,000	-0-
12	General Fund	66,674,200	-0-
13	Restricted Funds	29,946,000	-0-
14	Federal Funds	516,343,600	-0-
15	TOTAL	614,363,800	-0-

16 **E. ENERGY AND ENVIRONMENT CABINET**

17 **Budget Units**

18 **1. SECRETARY**

19		2020-21	2021-22
20	General Fund	3,769,800	-0-
21	Restricted Funds	22,296,800	-0-
22	Federal Funds	1,337,000	-0-
23	TOTAL	27,403,600	-0-

24 **(1) Volkswagen Settlement:** Included in the above Restricted Funds
25 appropriation is \$20,378,600 in fiscal year 2020-2021 to administer the Consent Decrees
26 in Volkswagen "Clean Diesel" Marketing, Sales 14 Practices, and Products Liability
27 litigation. Of this amount:

1 (a) \$8,521,700 shall be used to reimburse local school districts for 50 percent of
 2 the purchase cost to replace up to five school buses per district currently in daily use
 3 meeting the necessary criteria with a chassis year of 2001 or earlier. If these funds are
 4 insufficient to cover 50 percent of the purchase costs of districts that have requested
 5 reimbursement by June 1, 2021, the reimbursement shall be pro rata reduced;

6 (b) \$8,521,700 shall be transferred to the Office of Transportation Delivery to
 7 replace public transit buses meeting the necessary criteria. Priority shall be given to
 8 maximizing Federal Transit Grants;

9 (c) \$3,056,700 shall be used for the purchase of light-duty, zero-emission vehicle
 10 supply equipment meeting the necessary criteria. Recipients shall provide at least 50
 11 percent of matching funds per project; and

12 (d) \$278,500 may be used for administrative costs.

13 Notwithstanding Part III, 2. of this Act, unexpended Restricted Funds appropriated
 14 in this subsection shall become available for expenditure in the 2020-2022 biennium.

15 **2. ADMINISTRATIVE SERVICES**

16		2020-21	2021-22
17	General Fund	5,175,900	-0-
18	Restricted Funds	4,350,300	-0-
19	Federal Funds	1,278,000	-0-
20	TOTAL	10,804,200	-0-

21 **3. ENVIRONMENTAL PROTECTION**

22		2019-20	2020-21	2021-22
23	General Fund	700,000	23,067,100	-0-
24	Restricted Funds	-0-	77,058,700	-0-
25	Federal Funds	-0-	24,427,800	-0-
26	Road Fund	-0-	320,900	-0-
27	TOTAL	700,000	124,874,500	-0-

(1) **Debt Service:** Included in the above General Fund appropriation is \$140,000 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II, Capital Projects Budget, of this Act.

4. NATURAL RESOURCES

	2020-21	2021-22
General Fund (Tobacco)	3,386,800	-0-
General Fund	36,068,600	-0-
Restricted Funds	13,722,600	-0-
Federal Funds	59,074,400	-0-
TOTAL	112,252,400	-0-

(1) **Emergency Forest Fire Suppression:** Not less than \$2,500,000 of the above General Fund appropriation in fiscal year 2020-2021 shall be set aside for emergency forest fire suppression. Any portion of the \$2,500,000 not expended for emergency forest fire suppression shall lapse to the General Fund at the end of the fiscal year. There is appropriated from the General Fund the necessary funds, subject to the conditions and procedures provided in this Act, which are required as a result of emergency fire suppression activities in excess of \$2,500,000 in fiscal year 2020-2021. Fire suppression costs in excess of \$2,500,000 annually shall be deemed necessary government expenses and shall be paid from the General Fund Surplus Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS 48.705).

(2) **Environmental Stewardship Program:** Included in the above General Fund (Tobacco) appropriation is \$2,479,500 in fiscal year 2020-2021 for the Environmental Stewardship Program.

(3) **Conservation District Local Aid:** Included in the above General Fund (Tobacco) appropriation is \$907,300 in fiscal year 2020-2021 for the Division of Conservation to provide direct aid to local conservation districts.

(4) **Mine Safety Specialists:** It is the intent of the 2020 General Assembly to

1 fund Mine Safety Specialists with coal severance tax collections in the 2022-2024 fiscal
2 biennium.

3 **(5) Mine Safety Specialist Vacancies:** No Mine Safety Specialist vacancies shall
4 be filled in the 2020-2022 fiscal biennium.

5 **5. ENERGY POLICY**

	2020-21	2021-22
6 General Fund	361,300	-0-
7 Restricted Funds	1,031,900	-0-
8 Federal Funds	546,200	-0-
9 TOTAL	1,939,400	-0-

10 **6. KENTUCKY NATURE PRESERVES**

	2020-21	2021-22
11 General Fund	1,253,600	-0-
12 Restricted Funds	2,065,800	-0-
13 Federal Funds	113,900	-0-
14 TOTAL	3,433,300	-0-

15 **7. PUBLIC SERVICE COMMISSION**

	2020-21	2021-22
16 General Fund	16,656,600	-0-
17 Restricted Funds	721,600	-0-
18 Federal Funds	710,600	-0-
19 TOTAL	18,088,800	-0-

20 **(1) Lapse of General Fund Appropriation Balance:** Notwithstanding KRS
21 278.150(3), \$7,185,200 in fiscal year 2020-2021 shall lapse to the General Fund.

22 **(2) Kentucky State Board on Electric Generation and Transmission Siting:**
23 Notwithstanding Part III, 2. of this Act, unexpended Restricted Funds appropriated for the
24 purposes of administering KRS 278.700 to 278.716 shall become available for
25

1 expenditure in the 2020-2022 biennium.

2 **TOTAL - ENERGY AND ENVIRONMENT CABINET**

3		2019-20	2020-21	2021-22
4	General Fund (Tobacco)	-0-	3,386,800	-0-
5	General Fund	700,000	86,352,900	-0-
6	Restricted Funds	-0-	121,247,700	-0-
7	Federal Funds	-0-	87,487,900	-0-
8	Road Fund	-0-	320,900	-0-
9	TOTAL	700,000	298,796,200	-0-

10 **F. FINANCE AND ADMINISTRATION CABINET**

11 **Budget Units**

12 **1. GENERAL ADMINISTRATION**

13		2020-21	2021-22
14	General Fund	7,129,200	-0-
15	Restricted Funds	29,016,000	-0-
16	Road Fund	273,600	-0-
17	TOTAL	36,418,800	-0-

18 **(1) State Motor Vehicle Fleet:** The Secretary of the Finance and Administration
 19 Cabinet shall restrict permanently assigned vehicles to only Constitutional Officers, the
 20 Court of Justice, Executive Cabinet Secretaries, law enforcement, and those who are
 21 assigned vehicles for other public safety purposes. A report listing the recipients of
 22 permanently assigned vehicles from the State Motor Vehicle Fleet shall be submitted to
 23 the Interim Joint Committee on Appropriations and Revenue by August 1 of each fiscal
 24 year. The above General Fund appropriation shall be used to assist with development of
 25 this report. Should the report not be submitted timely, the entire above General Fund
 26 appropriation shall be forfeited and all remaining funds shall lapse to the General Fund.

27 **2. CONTROLLER**

1		2020-21	2021-22
2	General Fund	5,576,700	-0-
3	Restricted Funds	14,352,700	-0-
4	TOTAL	19,929,400	-0-

5 **(1) Social Security Contingent Liability Fund:** Any expenditures that may be
6 required by KRS 61.470 are hereby deemed necessary government expenses and shall be
7 paid first from the General Fund Surplus Account (KRS 48.700), if available, or from any
8 available balance in the Budget Reserve Trust Fund Account (KRS 48.705), subject to the
9 conditions and procedures provided in this Act.

10 **3. INSPECTOR GENERAL**

11		2020-21	2021-22
12	General Fund	596,000	-0-
13	Restricted Funds	673,700	-0-
14	TOTAL	1,269,700	-0-

15 **4. DEBT SERVICE**

16		2020-21	2021-22
17	General Fund (Tobacco)	30,863,200	-0-
18	General Fund	491,964,100	-0-
19	TOTAL	522,827,300	-0-

20 **(1) General Fund (Tobacco) Debt Service Lapse:** Notwithstanding Part X, (4)
21 of this Act, \$1,926,600 in fiscal year 2020-2021 shall lapse to the General Fund.

22 **5. FACILITIES AND SUPPORT SERVICES**

23		2020-21	2021-22
24	General Fund	4,002,000	-0-
25	Restricted Funds	54,782,600	-0-
26	TOTAL	58,784,600	-0-

27 **(1) Debt Service:** Included in the above General Fund appropriation is \$533,000

in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II, Capital Projects Budget, of this Act.

6. COUNTY COSTS

	2019-20	2020-21	2021-22
General Fund	2,800,000	19,743,500	-0-
Restricted Funds	-0-	1,702,500	-0-
TOTAL	2,800,000	21,446,000	-0-

(1) **County Costs:** Funds required to pay county costs are appropriated and additional funds may be allotted from the General Fund Surplus Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS 48.705) by the Secretary of the Finance and Administration Cabinet, subject to the conditions and procedures provided in this Act.

(2) **Reimbursement to Sheriffs' Offices for Court Security Services:** Notwithstanding KRS 64.092(6), the sheriff or other law enforcement officer serving a Circuit or District Court shall be compensated at the rate of \$9 per hour of service.

(3) **Sheriffs' Expense Allowance:** Notwithstanding KRS 70.170, each sheriff performing the duties required under the provisions of KRS 70.150 shall be allowed the amount of \$2,400 annually, payable out of the State Treasury at the rate of \$200 per month for such services in the 2020-2022 fiscal biennium.

7. COMMONWEALTH OFFICE OF TECHNOLOGY

	2020-21	2021-22
Restricted Funds	134,891,600	-0-
Federal Funds	150,400	-0-
TOTAL	135,042,000	-0-

(1) **Computer Services Fund Receipts:** The Secretary of the Finance and Administration Cabinet shall provide a listing of fee receipts from the Executive, Judicial, and Legislative Branches of government itemized by appropriation units, cost allocation

methodology, and a report detailing the rebate of excess fee receipts to the agencies to the Interim Joint Committee on Appropriations and Revenue by August 1 of each fiscal year.

(2) **Service Rates:** Notwithstanding KRS 45.253(6), the Commonwealth Office of Technology shall maintain the rate schedule in effect in fiscal year 2019-2020 for services rendered or materials furnished during the 2020-2022 fiscal biennium, unless the services or materials are required by law to be furnished gratuitously. Enterprise assessments and security assessments not directly related to specific rated services shall not exceed fiscal year 2019-2020 levels.

8. REVENUE

	2020-21	2021-22
General Fund (Tobacco)	250,000	-0-
General Fund	99,714,100	-0-
Restricted Funds	13,091,800	-0-
Road Fund	3,773,800	-0-
TOTAL	116,829,700	-0-

(1) **Operations of Revenue:** Notwithstanding KRS 132.672, 134.552(2), 136.652, and 365.390(2), funds may be expended in support of the operations of the Department of Revenue.

(2) **State Enforcement:** Notwithstanding KRS 248.654 and 248.703(4), a total of \$250,000 of the Tobacco Settlement payments received in fiscal year 2020-2021 is appropriated to the Finance and Administration Cabinet, Department of Revenue for the state's diligent enforcement of noncompliant nonparticipating manufacturers.

9. PROPERTY VALUATION ADMINISTRATORS

	2020-21	2021-22
General Fund	56,446,700	-0-
Restricted Funds	3,500,000	-0-
TOTAL	59,946,700	-0-

(1) **Management of Expenditures:** Notwithstanding KRS 132.590 and 132.597, the property valuation administrators are authorized to take necessary actions to manage expenditures within the appropriated amounts contained in this Act.

(2) **Property Valuation Administrators' Expense Allowance:** Notwithstanding KRS 132.597, each property valuation administrator shall receive an expense allowance of \$2,400 annually, payable out of the State Treasury at the rate of \$200 per month in the 2020-2022 fiscal biennium.

(3) **Salary Increment:** Notwithstanding KRS 132.590, no increment is provided on the base salary or wages of each eligible property valuation administrator.

TOTAL - FINANCE AND ADMINISTRATION CABINET

	2019-20	2020-21	2021-22
General Fund (Tobacco)	-0-	31,113,200	-0-
General Fund	2,800,000	685,172,300	-0-
Restricted Funds	-0-	252,010,900	-0-
Federal Funds	-0-	150,400	-0-
Road Fund	-0-	4,047,400	-0-
TOTAL	2,800,000	972,494,200	-0-

G. HEALTH AND FAMILY SERVICES CABINET

Budget Units

1. GENERAL ADMINISTRATION AND PROGRAM SUPPORT

	2020-21	2021-22
General Fund	10,323,200	-0-
Restricted Funds	49,866,200	-0-
Federal Funds	48,932,500	-0-
TOTAL	109,121,900	-0-

(1) **Debt Service:** Included in the above General Fund appropriation is \$199,000 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,

1 Capital Projects Budget, of this Act.

2 **(2) Human Services Transportation Delivery:** Notwithstanding KRS 281.010,
3 the Kentucky Works Program shall not participate in the Human Services Transportation
4 Delivery Program or the Coordinated Transportation Advisory Committee.

5 **(3) Federally Funded Positions:** Notwithstanding KRS 18A.010(2) and any
6 provisions of this Act to the contrary, direct service units of the Office of Inspector
7 General, Department for Income Support, Office for Children with Special Health Care
8 Needs, Department for Community Based Services, Department for Behavioral Health,
9 Developmental and Intellectual Disabilities, Family Resource Centers and Volunteer
10 Services, Department for Aging and Independent Living, and the Department for Public
11 Health shall be authorized to establish and fill such positions that are 100 percent
12 federally funded for salary and fringe benefits.

13 **(4) Kentucky All Schedule Prescription Electronic Reporting (KASPER)**
14 **System:** In accordance with the appropriation as set forth in Part II, G., 1., 002. of this
15 Act, the Cabinet for Health and Family Services shall issue a Request for Proposals to
16 determine if a vendor can provide a system that is a scalable, cloud-based solution and is
17 capable of best practices, including analytics and administrative dashboards, that also
18 enables critical communications between practitioners, administrators, and doctors, and
19 readily bridges patient transition directly to treatment. The Cabinet may include
20 additional requirements for system functionalities that may improve the implementation
21 of a new KASPER program.

22 **(5) Special Olympics:** Included in the above General Fund appropriation is
23 \$50,000 in fiscal year 2020-2021 to support the operations of Special Olympics
24 Kentucky.

25 **2. OFFICE FOR CHILDREN WITH SPECIAL HEALTH CARE NEEDS**

26		2020-21	2021-22
27	General Fund	3,863,100	-0-

1	Restricted Funds	11,439,500	-0-
2	Federal Funds	4,551,800	-0-
3	TOTAL	19,854,400	-0-

4 **3. MEDICAID SERVICES**

5 **a. Medicaid Administration**

6		2020-21	2021-22
7	General Fund	59,304,800	-0-
8	Restricted Funds	10,547,500	-0-
9	Federal Funds	165,853,300	-0-
10	TOTAL	235,705,600	-0-

11 **(1) Transfer of Excess Administrative Funds for Medicaid Benefits:** If any
 12 portion of the above General Fund appropriation in either fiscal year is deemed to be in
 13 excess of the necessary expenses for administration of the Department, the amount may
 14 be used for Medicaid Benefits in accordance with statutes governing the functions and
 15 activities of the Department for Medicaid Services. In no instance shall these excess
 16 funds be used without prior written approval of the State Budget Director to:

- 17 (a) Establish a new program;
- 18 (b) Expand the services of an existing program; or
- 19 (c) Increase rates or payment levels in an existing program.

20 Any transfer authorized under this subsection shall be approved by the Secretary of
 21 the Finance and Administration Cabinet upon recommendation of the State Budget
 22 Director.

23 **(2) Medicaid Service Category Expenditure Information:** No Medicaid
 24 managed care contract shall be valid and no payment to a Medicaid managed care vendor
 25 by the Finance and Administration Cabinet or the Cabinet for Health and Family Services
 26 shall be made, unless the Medicaid managed care contract contains a provision that the
 27 contractor shall collect Medicaid expenditure data by the categories of services paid for

by the Medicaid Program. Actual statewide Medicaid expenditure data by all categories of Medicaid services, including mandated and optional Medicaid services, special expenditures/offsets, and Disproportionate Share Hospital payments by type of hospital, shall be compiled by the Department for Medicaid Services for all Medicaid providers and forwarded to the Interim Joint Committee on Appropriations and Revenue on a quarterly basis. Projections of Medicaid expenditures by categories of Medicaid services shall be provided to the Interim Joint Committee on Appropriations and Revenue upon request.

b. Medicaid Benefits

	2020-21	2021-22
General Fund	2,002,581,200	-0-
Restricted Funds	820,676,300	-0-
Federal Funds	9,368,265,900	-0-
TOTAL	12,191,523,400	-0-

(1) Transfer of Medicaid Benefits Funds: Any portion of the General Fund appropriation in either fiscal year that is deemed to be necessary for the administration of the Medicaid Program may be transferred from the Medicaid Benefits budget unit to the Medicaid Administration budget unit in accordance with statutes governing the functions and activities of the Department for Medicaid Services. The Secretary shall recommend any proposed transfer to the State Budget Director for approval prior to transfer. Such action shall be reported by the Cabinet for Health and Family Services to the Interim Joint Committee on Appropriations and Revenue.

(2) Intergovernmental Transfers (IGTs): Any funds received through an Intergovernmental Transfer (IGT) agreement between the Department for Medicaid Services and other governmental entities, in accordance with a federally approved State Plan amendment, shall be used to provide for the health and welfare of the citizens of the Commonwealth through the provision of Medicaid Benefits. Revenues from IGTs are

1 contingent upon agreement by the parties, including but not limited to the Cabinet for
2 Health and Family Services, Department for Medicaid Services, and the appropriate
3 providers. The Secretary of the Cabinet for Health and Family Services shall make the
4 appropriate interim appropriations increase requests pursuant to KRS 48.630.

5 **(3) Medicaid Benefits Budget Deficit:** If Medicaid Benefits expenditures are
6 projected to exceed available funds, the Secretary of the Cabinet for Health and Family
7 Services may recommend and implement that reimbursement rates, optional services,
8 eligibles, or programs be reduced or maintained at levels existing at the time of the
9 projected deficit in order to avoid a budget deficit. The projected deficit shall be
10 confirmed and approved by the Office of State Budget Director. No rate, service, eligible,
11 or program reductions shall be implemented by the Cabinet for Health and Family
12 Services without written notice of such action to the Interim Joint Committee on
13 Appropriations and Revenue and the State Budget Director. Such actions taken by the
14 Cabinet for Health and Family Services shall be reported, upon request, at the next
15 meeting of the Interim Joint Committee on Appropriations and Revenue.

16 **(4) Kentucky Access Fund:** Notwithstanding KRS 304.17B-021, funds are
17 transferred from this source to Medicaid Benefits in each fiscal year.

18 **(5) Disproportionate Share Hospital (DSH) Program:** Hospitals shall report
19 the uncompensated care for which, under federal law, the hospital is eligible to receive
20 disproportionate share payments. Disproportionate share payments shall equal the
21 maximum amounts established under federal law.

22 **(6) Medicaid Pharmacy:** Notwithstanding KRS 205.6312(4), a pharmacy
23 provider participating in the Medical Assistance Program or a pharmacy provider serving
24 Kentucky Medicaid recipients through a Medicaid Managed Care Organization shall not
25 be required to serve an eligible recipient if the recipient does not make the required
26 copayment at the time of service. An exception to this provision shall be an encounter
27 when a recipient presents a condition which could result in harm to the recipient if left

1 untreated, in which case the pharmacist shall dispense a 72-hour emergency supply of the
2 required medicine. The recipient may then return to the pharmacy with the necessary
3 copayment to obtain the remainder of the prescription. Only one dispensing fee shall be
4 paid by the Cabinet for the provision of both the emergency supply and the remainder of
5 the prescription. The Medicaid Managed Care Organization shall determine its policies
6 with respect to dispensing fees.

7 **(7) Hospital Indigent Patient Billing:** Hospitals shall not bill patients for
8 services if the services have been reported to the Cabinet and the hospital has received
9 disproportionate share payments for the specific services.

10 **(8) Provider Tax Information:** Any provider who posts a sign or includes
11 information on customer receipts or any material distributed for public consumption
12 indicating that it has paid provider tax shall also post, in the same size typeset as the
13 provider tax information, the amount of payment received from the Department for
14 Medicaid Services during the same period the provider tax was paid. Providers who fail
15 to meet this requirement shall be excluded from the Disproportionate Share Hospital and
16 Medicaid Programs. The Cabinet for Health and Family Services shall include this
17 provision in facilities' annual licensure inspections.

18 **(9) Medicaid Budget Analysis Reports:** The Department for Medicaid Services
19 shall submit a quarterly budget analysis report to the Interim Joint Committee on
20 Appropriations and Revenue no later than 75 days after the quarter's end. The report shall
21 provide monthly detail of actual expenditures, eligibles, and average monthly cost per
22 eligible by eligibility category along with current trailing 12-month averages for each of
23 these figures. The report shall also provide actual figures for all categories of noneligible-
24 specific expenditures such as Supplemental Medical Insurance premiums, Kentucky
25 Patient Access to Care, nonemergency transportation, drug rebates, cost settlements, and
26 Disproportionate Share Hospital payments by type of hospital. The report shall compare
27 the actual expenditure experience with those underlying the enacted or revised enacted

1 budget and explain any significant variances which may occur.

2 **(10) Medicaid Managed Care Organization Reporting:** Except as provided by
3 KRS 61.878, all records and correspondence relating to Kentucky Medicaid, revenues
4 derived from Kentucky Medicaid funds, and expenditures utilizing Kentucky Medicaid
5 funds of a Medicaid managed care company operating within the Commonwealth shall be
6 subject to the Kentucky Open Records Act, KRS 61.870 to 61.884. All records and
7 correspondence relating to Medicaid specifically prohibited from disclosure by the federal
8 Health Insurance Portability and Accountability Act privacy rules shall not be provided
9 under this Act.

10 No later than 60 days after the end of a quarter, each Medicaid managed care
11 company operating within the Commonwealth shall prepare and submit to the
12 Department for Medicaid Services sufficient information to allow the department to meet
13 the following requirements 90 days after the end of the quarter. The Department shall
14 forward to the Legislative Research Commission Budget Review Office a quarterly report
15 detailing monthly actual expenditures by service category, monthly eligibles, and average
16 monthly cost per eligible for Medicaid and the Kentucky Children's Health Insurance
17 Program (KCHIP) along with current trailing 12-month averages for each of these figures.
18 The report shall also provide actual figures for other categories such as pharmacy rebates
19 and reinsurance. Finally, the Department shall include in this report the most recent
20 information or report available regarding the amount withheld to meet Department of
21 Insurance reserve requirements, and any distribution of moneys received or retained in
22 excess of these reserve requirements.

23 **(11) Critical Access Hospitals:** Beginning with the effective date of this Act
24 through June 30, 2022, no acute care hospital shall convert to a critical access hospital
25 unless the hospital has either received funding for a feasibility study from the Kentucky
26 State Office of Rural Health or filed a written request by January 1, 2020, with the
27 Kentucky State Office of Rural Health requesting funding for conducting a feasibility

1 study.

2 **(12) Appeals:** An appeal from denial of a service or services provided by a
3 Medicaid managed care organization for medical necessity, or denial, limitation, or
4 termination of a health care service in a case involving a medical or surgical specialty or
5 subspecialty, shall, upon request of the recipient, authorized person, or provider, include a
6 review by a board-eligible or board-certified physician in the appropriate specialty or
7 subspecialty area; except in the case of a health care service rendered by a chiropractor or
8 optometrist, for which the denial shall be made respectively by a chiropractor or
9 optometrist duly licensed in Kentucky as specified in KRS 304.17A-607(1)(b). The
10 physician reviewer shall not have participated in the initial review and denial of service
11 and shall not be the provider of the service or services under consideration in the appeal.

12 **(13) Medicaid Prescription Benefits Reporting:** Notwithstanding KRS 205.647,
13 the Department for Medicaid Services shall submit a report to the Interim Joint
14 Committee on Appropriations and Revenue and the Medicaid Oversight and Advisory
15 Committee by December 1 of each fiscal year on the dispensing of prescription
16 medications to persons eligible under KRS 205.560. The report shall include:

17 (a) The total Medicaid dollars paid to the state pharmacy benefit manager by a
18 managed care organization;

19 (b) The total amount of Medicaid dollars paid to the state pharmacy benefit
20 manager by a managed care organization which were not subsequently paid to a pharmacy
21 licensed in Kentucky;

22 (c) The average reimbursement by drug ingredient cost, dispensing fee, and any
23 other fee paid by the state pharmacy benefit manager to licensed pharmacies with which
24 the state pharmacy benefit manager shares common ownership, management, or control;
25 or which are owned, managed, or controlled by any of the state pharmacy benefit
26 manager's management companies, parent companies, subsidiary companies, jointly held
27 companies, or companies otherwise affiliated by a common owner, manager, or holding

1 company; or which share any common members on the board of directors; or which share
2 managers in common;

3 (d) The average reimbursement by drug ingredient cost, dispensing fee, or any
4 other fee paid by the state pharmacy benefit manager to pharmacies licensed in Kentucky
5 which operate ten locations, ten or fewer locations, or ten or more locations; and

6 (e) All common ownership, management, common members of a board of
7 directors, shared managers, or control of the state pharmacy benefit manager, or any of
8 the state pharmacy benefit manager's management companies, parent companies,
9 subsidiary companies, jointly held companies, or companies otherwise affiliated by a
10 common owner, manager, or holding company with any managed care organization
11 contracted to administer Kentucky Medicaid benefits, any entity which contracts on
12 behalf of a pharmacy, or any pharmacy services administration organization, or any
13 common ownership management, common members of a board of directors, shared
14 managers, or control of a pharmacy services administration organization that is contracted
15 with the state pharmacy benefit manager, with any drug wholesaler or distributor or any
16 of the pharmacy services administration organizations, management companies, parent
17 companies, subsidiary companies, jointly held companies, or companies otherwise
18 affiliated by a common owner, common members of a board of directors, manager, or
19 holding company.

20 **(14) Kentucky Children's Health Insurance Program (KCHIP):** Included in the
21 above appropriation is \$46,453,100 in General Fund, \$500,000 in Restricted Funds, and
22 \$234,638,800 in Federal Funds in fiscal year 2020-2021 to support the continuation of
23 KCHIP services.

24 **(15) Supports for Community Living Waiver Program Rates:** If the Supports
25 for Community Living Waiver Program experiences a material change in funding based
26 upon a new or amended waiver that is approved by the Centers for Medicare and
27 Medicaid Services, the Department for Medicaid Services may adjust the upper payment

limit amount for a Supports for Community Living Waiver Program service as long as the upper payment limit for each service is not less than the upper payment limit in effect on January 1, 2020.

(16) Substance Abuse Treatment for Incarcerated Individuals - Medicaid Demonstration Waiver: Within ninety days after the effective date of this Act, the Department for Medicaid Services shall develop and submit an application for a Section 1115 demonstration waiver under 42 U.S.C. sec. 1315 to provide Medicaid coverage for substance use disorder treatment, including peer support services, to individuals incarcerated for a conviction under KRS Chapter 218A. Upon approval of the waiver, the cost of treatment for a substance use disorder or patient navigation provided by a licensed clinical social worker shall be a covered Medicaid benefit for an incarcerated individual.

TOTAL - MEDICAID SERVICES

	2020-21	2021-22
General Fund	2,061,886,000	-0-
Restricted Funds	831,223,800	-0-
Federal Funds	9,534,119,200	-0-
TOTAL	12,427,229,000	-0-

4. BEHAVIORAL HEALTH, DEVELOPMENTAL AND INTELLECTUAL DISABILITIES

	2020-21	2021-22
General Fund (Tobacco)	1,916,000	-0-
General Fund	171,573,900	-0-
Restricted Funds	187,519,500	-0-
Federal Funds	70,602,900	-0-
TOTAL	431,612,300	-0-

(1) Disproportionate Share Hospital Funds: Pursuant to KRS 205.640(3)(a)2., mental health disproportionate share funds are budgeted at the maximum amounts

1 permitted by Section 1923(h) of the Social Security Act. Upon publication in the Federal
2 Register of the Annual Institutions for Mental Disease (IMD) Disproportionate Share
3 Hospital (DSH) limit, 92.3 percent of the federal IMD DSH limit goes to the state-
4 operated mental hospitals. If there are remaining funds within the psychiatric pool after
5 all private psychiatric hospitals reach their hospital-specific DSH limit, state mental
6 hospitals may exceed the 92.3 percent limit but may not exceed their hospital-specific
7 DSH limit.

8 **(2) Lease Payments for Eastern State Hospital:** Included in the above General
9 Fund appropriation is \$11,256,700 in fiscal year 2020-2021 to make lease payments to
10 the Lexington-Fayette Urban County Government to retire its debt for the construction of
11 the new facility.

12 **(3) Tobacco Settlement Funds:** Included in the above General Fund (Tobacco)
13 appropriation is \$1,416,000 in fiscal year 2020-2021 for substance abuse prevention and
14 treatment for pregnant women with a history of substance abuse problems.

15 **(4) Debt Service:** Included in the above General Fund appropriation is \$275,000
16 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
17 Capital Projects Budget, of this Act.

18 **(5) Kentucky Rural Mental Health and Suicide Prevention Pilot Program:**
19 Included in the above General Fund (Tobacco) appropriation is \$500,000 in fiscal year
20 2020-2021 to support the Kentucky Rural Mental Health and Suicide Prevention pilot
21 program. The Department for Behavioral Health, Developmental and Intellectual
22 Disabilities shall coordinate with the Kentucky Department of Agriculture, the University
23 of Kentucky Southeast Center for Agricultural Health and Injury Prevention, and other
24 entities to enhance awareness of the National Suicide Prevention Lifeline (988) in rural
25 communities in Kentucky and to improve access to information on mental health issues
26 and available treatment services. The Department for Behavioral Health, Developmental
27 and Intellectual Disabilities shall provide cultural competency training to staff to address

1 the unique mental health challenges affecting the state's rural communities. The
2 Department for Behavioral Health, Developmental and Intellectual Disabilities shall also
3 provide outreach, treatment, and other necessary services to improve the mental health
4 outcomes of rural communities in Kentucky. The Department for Behavioral Health,
5 Developmental and Intellectual Disabilities, in conjunction with the Kentucky
6 Department of Agriculture and the University of Kentucky Southeast Center for
7 Agricultural Health and Injury Prevention, shall apply for federal funds as provided by the
8 Agriculture Improvement Act of 2018, 7 U.S.C. sec. 5936, to supplement the General
9 Fund (Tobacco) appropriation provided above. The Cabinet for Health and Family
10 Services shall submit a report on the results of the pilot program, including but not
11 limited to the number of participants, the mental health issues addressed, and the funding
12 used to the Interim Joint Committee on Appropriations and Revenue and the Interim Joint
13 Committee on Agriculture by June 30, 2021.

14 **(6) The Healing Place:** Included in the above General Fund appropriation is
15 \$900,000 in fiscal year 2020-2021 to support direct services to clients provided by The
16 Healing Place.

17 **(7) Regional Mental Health/Mental Retardation Boards Retirement Cost:**
18 Included in the above General Fund appropriation is \$23,274,100 in fiscal year 2020-
19 2021 for Regional Mental Health/Mental Retardation Boards to assist them with
20 employer contributions for the Kentucky Employees Retirement System. In July and
21 January of each year, the Department for Behavioral Health, Developmental and
22 Intellectual Disabilities shall obtain the total creditable compensation reported by each
23 Regional Mental Health/Mental Retardation Board to the Kentucky Retirement System
24 and utilize that number to determine how much of this total appropriation shall be
25 distributed to each Regional Mental Health/Mental Retardation Board. Payments to the
26 Mental Health/Mental Retardation Boards shall be made on September 1 and April 1 of
27 each fiscal year.

1 **5. PUBLIC HEALTH**

2		2019-20	2020-21	2021-22
3	General Fund (Tobacco)	-0-	11,873,100	-0-
4	General Fund	300,000	78,915,500	-0-
5	Restricted Funds	-0-	87,388,300	-0-
6	Federal Funds	-0-	191,400,300	-0-
7	TOTAL	300,000	369,577,200	-0-

8 **(1) Tobacco Settlement Funds:** Included in the above General Fund (Tobacco)
9 appropriation is \$7,000,000 in fiscal year 2020-2021 for the Health Access Nurturing
10 Development Services (HANDS) Program, \$942,000 in fiscal year 2020-2021 for
11 Healthy Start initiatives, \$942,000 in fiscal year 2020-2021 for Early Childhood Mental
12 Health, \$989,100 in fiscal year 2020-2021 for Early Childhood Oral Health, and
13 \$2,000,000 in fiscal year 2020-2021 for Smoking Cessation.

14 **(2) Local and District Health Department Retirement Cost:** Included in the
15 above General Fund appropriation is \$25,394,600 in fiscal year 2020-2021 for Local and
16 District Health Departments to assist them with employer contributions for the Kentucky
17 Employees Retirement System. In July and January of each year, the Department for
18 Public Health shall obtain the total creditable compensation reported by each Local and
19 District Health Department Board to the Kentucky Retirement System and utilize that
20 number to determine how much of this total appropriation shall be distributed to each
21 department. Payments to the Local and District Health Departments shall be made on
22 September 1 and April 1 of each fiscal year.

23 **(3) Local and District Health Department Fees:** Notwithstanding KRS 211.170
24 and 211.180, local and district health departments shall retain 90 percent of the fees
25 collected for delivering foundational public health program services to fund the costs of
26 operations, services, and the employer contributions for the Kentucky Employees
27 Retirement System.

(4) **Kentucky Poison Control Center and COVID-19 Hotline:** Included in the above General Fund appropriation is \$300,000 in fiscal year 2019-2020, and \$1,850,000 in fiscal year 2020-2021 for the Kentucky Poison Control Center and COVID-19 Hotline. If federal emergency relief funds become available for COVID-19-related poison control expenditures, those Federal Funds shall be used first to support the Kentucky Poison Control Center and COVID-19 Hotline, and any unexpended General Fund balance from the appropriations set forth in this subsection shall lapse to the General Fund.

(5) **Kentucky Colon Cancer Screening Program:** Included in the above General Fund appropriation is \$500,000 in fiscal year 2020-2021 to support the Kentucky Colon Cancer Screening Program.

(6) **Kentucky Pediatric Cancer Research Trust Fund:** Included in the above General Fund appropriation is \$2,500,000 in fiscal year 2020-2021 to the Kentucky Pediatric Cancer Research Trust Fund for general pediatric cancer research and support of expansion of clinical trials at the University of Kentucky and the University of Louisville.

(7) **Folic Acid Program:** General Fund (Tobacco) continuing appropriation reserves allotted to the Folic Acid Program shall be utilized by the Department for Public Health during the 2020-2022 fiscal biennium to continue the Folic Acid Program.

6. FAMILY RESOURCE CENTERS AND VOLUNTEER SERVICES

	2020-21	2021-22
General Fund	11,348,900	-0-
Federal Funds	7,053,300	-0-
TOTAL	18,402,200	-0-

(1) **Family Resource and Youth Services Centers Funds:** No more than three percent of the total funds transferred from the Department of Education to the Family Resource and Youth Services Centers, as consistent with KRS 156.496, shall be used for administrative purposes in each fiscal year.

If 70 percent or more of the funding level provided by the state is utilized to support

the salary of the director of a Family Resource and Youth Services Center, that center shall provide a report to the Cabinet for Health and Family Services and the State Budget Director identifying the salary of the director. The Cabinet for Health and Family Services shall transmit any reports received from Family Resource and Youth Services Centers pursuant to this paragraph to the Legislative Research Commission.

7. INCOME SUPPORT

	2020-21	2021-22
General Fund	13,616,600	-0-
Restricted Funds	11,053,500	-0-
Federal Funds	90,521,000	-0-
TOTAL	115,191,100	-0-

8. COMMUNITY BASED SERVICES

	2020-21	2021-22
General Fund (Tobacco)	12,250,000	-0-
General Fund	505,418,400	-0-
Restricted Funds	202,178,300	-0-
Federal Funds	650,431,100	-0-
TOTAL	1,370,277,800	-0-

(1) Tobacco Settlement Funds: Included in the above General Fund (Tobacco) appropriation is \$9,750,000 in fiscal year 2020-2021 for the Early Childhood Development Program. Included in the above General Fund (Tobacco) appropriation is \$2,500,000 in fiscal year 2020-2021 for the Early Childhood Adoption and Foster Care Supports Program.

(2) Contracted Entities Retirement Cost: Included in the above General Fund appropriation is \$1,498,900 in fiscal year 2020-2021 for domestic violence shelters, rape crisis centers, and child advocacy centers to assist them with employer contribution rates for the Kentucky Employees Retirement System. In the interim, the contracted entities

1 shall evaluate the feasibility of continued participation in the Kentucky Employees
2 Retirement System as provided in KRS 61.522.

3 **(3) Fostering Success:** Included in the above General Fund appropriation is
4 \$500,000 in fiscal year 2020-2021 for the Fostering Success Program. The Cabinet for
5 Health and Family Services shall submit a report containing the results of the program,
6 including but not limited to the number of participants, number and type of job
7 placements, job training provided, and any available information pertaining to individual
8 outcomes to the Interim Joint Committee on Appropriations and Revenue by July 1 of
9 each fiscal year.

10 **(4) Relative Placement Support Benefit:** Included in the above General Fund
11 appropriation is \$1,000,000 in fiscal year 2020-2021 for start-up costs associated with
12 placing children with non-parental relatives.

13 **(5) Domestic Violence Shelters:** Included in the above General Fund
14 appropriation is \$500,000 in fiscal year 2020-2021 for operational costs.

15 **(6) Rape Crisis Centers:** Included in the above General Fund appropriation is
16 \$500,000 in fiscal year 2020-2021 for operational costs.

17 **(7) Dually Licensed Pediatric Facilities:** Included in the above General Fund
18 appropriation is \$550,000 in fiscal year 2020-2021 to provide supplemental payments to
19 dually licensed pediatric facilities for emergency shelter services for children.

20 **(8) Child Care Assistance Program:** Included in the above General Fund
21 appropriation is \$10,600,000 in fiscal year 2020-2021 to provide services to families at or
22 below 160 percent of the federal poverty level as determined annually by the U.S.
23 Department of Health and Human Services.

24 **(9) Family Counseling and Trauma Remediation:** Included in the above
25 General Fund appropriation is \$50,000 in fiscal year 2020-2021 to provide forensic
26 interviews, family counseling, and trauma remediation services primarily in Jefferson
27 County and surrounding Kentucky counties.

(10) Child Advocacy Centers: Included in the above General Fund appropriation is \$500,000 in fiscal year 2020-2021 to support the operations of the child advocacy centers.

(11) Family Scholar House: Included in the above General Fund appropriation is \$1,000,000 in fiscal year 2020-2021 to support the operations of the Family Scholar House.

(12) Mental Illness or Intellectual Disability Supplemental Payments: Included in the above General Fund appropriation is \$2,200,000 in fiscal year 2020-2021 to support an increase in the reimbursements provided to personal care homes which provide services to individuals diagnosed with a mental illness or intellectual disability.

9. AGING AND INDEPENDENT LIVING

	2020-21	2021-22
General Fund	45,269,700	-0-
Restricted Funds	2,816,700	-0-
Federal Funds	24,826,500	-0-
TOTAL	72,912,900	-0-

(1) Local Match Requirements: Notwithstanding KRS 205.460, entities contracting with the Cabinet for Health and Family Services to provide essential services under KRS 205.455 and 205.460 shall provide local match equal to or greater than the amount in effect during fiscal year 2019-2020. Local match may include any combination of materials, commodities, transportation, office space, personal services, or other types of facility services or funds. The Secretary of the Cabinet for Health and Family Services shall prescribe the procedures to certify the local match compliance.

10. HEALTH DATA AND ANALYTICS

	2020-21	2021-22
General Fund	481,400	-0-
Restricted Funds	7,078,900	-0-

1	Federal Funds	3,635,200	-0-
2	TOTAL	11,195,500	-0-

3 **(1) Kentucky Access Fund:** Notwithstanding KRS 304.17B-021, funds from this
 4 source are transferred to the Health Benefit Exchange in each fiscal year.

5 **TOTAL - HEALTH AND FAMILY SERVICES CABINET**

6		2019-20	2020-21	2021-22
7	General Fund (Tobacco)	-0-	26,039,100	-0-
8	General Fund	300,000	2,902,696,700	-0-
9	Restricted Funds	-0-	1,390,564,700	-0-
10	Federal Funds	-0-	10,626,073,800	-0-
11	TOTAL	300,000	14,945,374,300	-0-

12 **H. JUSTICE AND PUBLIC SAFETY CABINET**

13 **Budget Units**

14 **1. JUSTICE ADMINISTRATION**

15		2020-21	2021-22
16	General Fund (Tobacco)	3,516,600	-0-
17	General Fund	31,925,600	-0-
18	Restricted Funds	6,828,600	-0-
19	Federal Funds	45,119,800	-0-
20	TOTAL	87,390,600	-0-

21 **(1) Operation UNITE:** (a) Notwithstanding KRS 48.005(4), included in the
 22 above Restricted Funds appropriation is \$1,500,000 in fiscal year 2020-2021 for the
 23 Operation UNITE Program from settlement funds resulting from the suit against Purdue
 24 Pharma, et al.. Included in the above General Fund appropriation is \$500,000 in fiscal
 25 year 2020-2021 for the Operation UNITE Program.

26 (b) For the period ending June 30, 2020, the Secretary of the Justice and Public
 27 Safety Cabinet, in coordination with the Chief Executive Officer of Operation UNITE,

1 shall prepare a report detailing for what purpose and function the funds were utilized.
 2 This report shall be submitted to the Interim Joint Committee on Appropriations and
 3 Revenue by September 1 of fiscal year 2020-2021.

4 **(2) Office of Drug Control Policy:** Included in the above General Fund
 5 (Tobacco) appropriation is \$3,166,600 in fiscal year 2020-2021 for the Office of Drug
 6 Control Policy.

7 **(3) Access to Justice:** Included in the above General Fund appropriation is
 8 \$500,000 in fiscal year 2020-2021 to support the Access to Justice Program.

9 **(4) Court Appointed Special Advocate Funding:** (a) Included in the above
 10 General Fund appropriation is \$1,500,000 in fiscal year 2020-2021 for grants to support
 11 Court Appointed Special Advocate (CASA) funding programs.

12 (b) No administrative costs shall be paid from the appropriation provided in
 13 paragraph (a) of this subsection.

14 **(5) Restorative Justice:** Included in the above General Fund (Tobacco)
 15 appropriation is \$350,000 in fiscal year 2020-2021 to support the Restorative Justice
 16 Program administered by the Volunteers of America.

17 **2. CRIMINAL JUSTICE TRAINING**

18		2020-21	2021-22
19	Restricted Funds	81,686,200	-0-
20	Federal Funds	120,000	-0-
21	TOTAL	81,806,200	-0-

22 **(1) Kentucky Law Enforcement Foundation Program Fund:** Included in the
 23 above Restricted Funds appropriation is \$76,878,700 in fiscal year 2020-2021 for the
 24 Kentucky Law Enforcement Foundation Program Fund.

25 **(2) Training Incentive Payments:** Notwithstanding Part III, 2. of this Act,
 26 Restricted Funds appropriations may be increased to ensure sufficient funding to support
 27 the provision of training incentive payments.

1 **(3) Administrative Reimbursement:** Notwithstanding KRS 15.450(3), the
 2 Department of Criminal Justice Training shall not receive reimbursement for the salaries
 3 and other costs of administering the fund, to include the Kentucky Law Enforcement
 4 Council operations and expenses, Peace Officers Professional Standards Office, attorney
 5 positions in the Department of Justice Administration, the Professional Development and
 6 Wellness Branch, Office of the State School Security Marshal, debt service, capital
 7 outlay, and Department personnel costs and expenses in excess of \$30,096,600 in fiscal
 8 year 2020-2021. The Department shall submit a report detailing reimbursed expenditures
 9 for the prior fiscal year to the Interim Joint Committee on Appropriations and Revenue by
 10 August 1 of each fiscal year.

11 **(4) Criminal Justice Council:** Pursuant to KRS 15.410 to 15.518, the
 12 Department of Criminal Justice Training shall not transfer funds from the Kentucky Law
 13 Enforcement Foundation Program Fund to support the Criminal Justice Council.

14 **3. JUVENILE JUSTICE**

	2020-21	2021-22
15 General Fund	97,775,800	-0-
16 Restricted Funds	15,480,000	-0-
17 Federal Funds	9,272,500	-0-
18 TOTAL	122,528,300	-0-

20 **4. STATE POLICE**

	2020-21	2021-22
21 General Fund	123,521,700	-0-
22 Restricted Funds	34,402,100	-0-
23 Federal Funds	13,764,700	-0-
24 Road Fund	108,100,200	-0-
25 TOTAL	279,788,700	-0-

26 **(1) Call to Extraordinary Duty:** There is appropriated from the General Fund to
 27

1 the Department of Kentucky State Police, subject to the conditions and procedures
2 provided in this Act, funds which are required as a result of the Governor's call of the
3 Kentucky State Police to extraordinary duty when an emergency situation has been
4 declared to exist by the Governor. Funding is authorized to be provided from the General
5 Fund Surplus Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS
6 48.705).

7 **(2) Restricted Funds Uses:** Notwithstanding KRS 24A.179, 42.320(2)(h),
8 65.7631, 189A.050(3)(a), 237.110(18), and 281A.160(2)(b), funds are included in the
9 above Restricted Funds appropriation to maintain the operations and administration of the
10 Kentucky State Police.

11 **(3) Telecommunicator Training Incentive:** Included in the above General Fund
12 appropriation is sufficient funding for a \$3,100 annual training incentive stipend for
13 telecommunicators.

14 **(4) Debt Service:** Included in the above General Fund appropriation is \$295,000
15 in fiscal year 2020-2021 to support debt service for the Emergency Radio System
16 Replacement, Phase II capital project set forth in Part II, H., 4., 001. of this Act.

17 **(5) Statewide Law Enforcement Initiatives:** (a) Included in the above
18 General Fund appropriation is \$3,000,000 in fiscal year 2020-2021 to support rapid DNA
19 laboratory analysis.

20 (b) Included in the above General Fund appropriation is \$180,000 in fiscal year
21 2020-2021 to support service contracts for mass spectrometry instruments.

22 **(6) Police Officer Salary Schedule:** Notwithstanding KRS 16.052(5), no salary
23 of any officer shall be adjusted annually to incorporate any increase in the nonseasonally
24 adjusted Consumer Price Index for all urban consumers, U.S. city average, all items,
25 published by the United States Department of Labor, Bureau of Labor Statistics.

26 5. CORRECTIONS

27 a. Corrections Management

		2020-21	2021-22
1			
2	General Fund	14,595,600	-0-
3	Restricted Funds	150,000	-0-
4	Federal Funds	75,000	-0-
5	TOTAL	14,820,600	-0-

(1) **Local Correctional Facilities:** Notwithstanding KRS 441.420, no funds are provided for reimbursement to counties for design fees for architectural and engineering services associated with any new local correctional facility approved by the Local Correctional Facilities Construction Authority.

(2) **Facility Reporting:** (a) The Department of Corrections shall continuously monitor its bed utilization of county jails, halfway houses, Recovery Kentucky Drug treatment centers, and all other community correctional residential facilities that are under contract with the Department. This monitoring shall include periodic review of its classification system to ensure that all offenders are placed in the least restrictive housing that provides appropriate security to protect public safety and provide ample opportunity for treatment and successful re-entry.

(b) On a quarterly basis, the Department shall submit a report detailing the average occupancy rate for each of these facility types outlined in paragraph (a) of this subsection to the Legislative Research Commission.

b. Adult Correctional Institutions

		2019-20	2020-21	2021-22
21				
22	General Fund	13,415,600	357,631,000	-0-
23	Restricted Funds	-0-	17,976,100	-0-
24	Federal Funds	-0-	193,000	-0-
25	TOTAL	13,415,600	375,800,100	-0-

(1) **Debt Service:** Included in the above General Fund appropriation is \$460,000 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,

1 Capital Projects Budget, of this Act.

2 **(2) Transfer to State Institutions:** Notwithstanding KRS 532.100(7), state
3 prisoners, excluding the Class C and Class D felons qualifying to serve time in county
4 jails, may be transferred to a state institution within 90 days of final sentencing, if the
5 county jail does not object to the additional 45 days.

6 **(3) Operational Costs for Inmate Population:** In the event that actual
7 operational costs exceed the amounts appropriated to support the budgeted average daily
8 population of state felons in fiscal year 2020-2021, the additional payments shall be
9 deemed necessary government expenses and shall be paid from the General Fund Surplus
10 Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS 48.705), subject
11 to notification as to necessity and amount by the State Budget Director who shall report
12 any certified expenditure to the Interim Joint Committee on Appropriations and Revenue.

13 **(4) Substance Abuse Treatment and Job Training Pilot Project:** (a) It is the
14 intent of the General Assembly to reduce recidivism, enhance public safety, reduce
15 overcrowding across the Commonwealth's correctional institutions and jails, promote
16 workforce preparedness within the justice-involved population, and encourage successful
17 re-entry of offenders.

18 (b) No later than September 1, 2020, the Department shall, in conformance with
19 the provisions of KRS Chapter 45A, issue a solicitation for a Substance Abuse Treatment
20 and Job Training pilot project that will include inpatient/residential treatment services for
21 offenders with substance use disorders to receive evidence-based treatment, provide job
22 training services, and coordinate work assignments for offenders within a centrally
23 located facility.

24 (c) Any cost avoidance pursuant to the provisions of this subsection shall be
25 reported on a quarterly basis to the Legislative Research Commission in each fiscal year.
26 This report shall include but not be limited to the costs associated with the pilot project,
27 the number of offenders participating in the pilot project, and the total number of days of

1 sentence credit awarded by program type for offenders participating in the pilot project.

2 (d) Within ninety days after the effective date of this Act, the Department for
3 Medicaid Services shall develop and submit an application for a Section 1115
4 demonstration waiver under 42 U.S.C. sec. 1315 to provide Medicaid coverage for
5 substance use disorder treatment, including peer support services, to individuals
6 incarcerated for a conviction under KRS Chapter 218A. Upon approval of the waiver, the
7 cost of treatment for a substance use disorder or patient navigation provided by a licensed
8 clinical social worker shall be a covered Medicaid benefit for an incarcerated individual.

9 **c. Community Services and Local Facilities**

10		2019-20	2020-21	2021-22
11	General Fund	3,801,300	244,925,600	-0-
12	Restricted Funds	-0-	10,228,900	-0-
13	Federal Funds	-0-	694,900	-0-
14	TOTAL	3,801,300	255,849,400	-0-

15 **(1) Excess Local Jail Per Diem Costs:** In the event that actual local jail per diem
16 payments exceed the amounts appropriated to support the budgeted average daily
17 population of state felons in county jails for fiscal year 2020-2021, the payments shall be
18 deemed necessary government expenses and may be paid from the General Fund Surplus
19 Account (KRS 48.700) or the Budget Reserve Trust Fund Account (KRS 48.705), subject
20 to notification as to necessity and amount by the State Budget Director who shall report
21 any certified expenditure to the Interim Joint Committee on Appropriations and Revenue.

22 **(2) Local Jails Funding:** Notwithstanding KRS 441.605 to 441.695, funds in the
23 amount of \$3,000,000 in fiscal year 2020-2021 shall be expended from the Kentucky
24 Local Correctional Facilities Construction Authority for local correctional facility and
25 operational support.

26 **(3) Parole for Infirm Inmates:** (a) The Commissioner of the Department of
27 Corrections shall certify and notify the Parole Board when a prisoner meets the

1 requirements of paragraph (c) of this subsection for parole.

2 (b) Notwithstanding any statute to the contrary, within 30 days of receiving
3 notification as prescribed by paragraph (a) of this subsection, the Parole Board shall grant
4 parole.

5 (c) A prisoner who has been determined by the Department of Corrections to be
6 physically or mentally debilitated, incapacitated, or infirm as a result of advanced age,
7 chronic illness, disease, or any other qualifying criteria that constitutes an infirm prisoner
8 shall be eligible for parole if:

9 1. The prisoner was not convicted of a capital offense and sentenced to death or
10 was not convicted of a sex crime as defined in KRS 17.500;

11 2. The prisoner has reached his or her parole eligibility date or has served one-
12 half of his or her sentence, whichever occurs first;

13 3. The prisoner is substantially dependent on others for the activities of daily
14 living; and

15 4. There is a low risk of the prisoner presenting a threat to society if paroled.

16 (d) Unless a new offense is committed that results in a new conviction subsequent
17 to a prisoner being paroled, paroled prisoners shall not be considered to be under the
18 custody of the state in any way.

19 (e) Prisoners paroled under this subsection shall be paroled to a licensed long-
20 term-care facility, nursing home, or family placement in the Commonwealth.

21 (f) The Cabinet for Health and Family Services and the Justice and Public Safety
22 Cabinet shall provide all needed assistance and support in seeking and securing approval
23 from the United States Department of Health and Human Services for federal assistance,
24 including Medicaid funds, for the provision of long-term-care services to those eligible
25 for parole under paragraph (c) of this subsection.

26 (g) The Cabinet for Health and Family Services and the Justice and Public Safety
27 Cabinet shall have the authority to contract with community providers that meet the

1 requirements of paragraph (e) of this subsection and that are willing to house any inmates
2 deemed to meet the requirements of this subsection so long as contracted rates do not
3 exceed current expenditures related to the provisions of this subsection.

4 (h) The Cabinet for Health and Family Services and the Justice and Public Safety
5 Cabinet are encouraged to collaborate with other states that are engaged in similar efforts
6 so as to achieve the mandates of this subsection.

7 (i) The Cabinet for Health and Family Services and the Justice and Public Safety
8 Cabinet shall provide a report to the Interim Joint Committee on Appropriations and
9 Revenue by December 15 of each fiscal year concerning these provisions. The report shall
10 include the number of persons paroled, the identification of the residential facilities
11 utilized, an estimate of cost savings as a result of the project, and any other relevant
12 material to assist the General Assembly in assessing the value of continuing and
13 expanding the project.

14 **(4) Participation in Transparent Governing - Full Disclosure of Inmate**
15 **Population Forecasts and Related Materials:** The Office of State Budget Director shall
16 provide the methodology, assumptions, data, and all other related materials used to
17 project biennial offender population forecasts conducted by the Office of State Budget
18 Director, the Kentucky Department of Corrections, and any consulting firms, to the
19 Interim Joint Committee on Appropriations and Revenue by November 1, 2021. This
20 submission shall include but not be limited to the projected state, county, and community
21 offender populations for the 2022-2024 fiscal biennium and must coincide with the
22 budgeted amount for these populations. This submission shall clearly divulge the
23 methodology and reasoning behind the budgeted and projected offender population in a
24 commitment to participate in transparent governing.

25 **(5) Participation in Transparent Governing - Calculating Avoided Costs**
26 **Relating to Legislative Action:** The Office of State Budget Director shall provide the
27 methodology, assumptions, data, and all other related materials used to calculate any

1 avoided costs pursuant to the implementation of 2011 Ky. Acts ch. 2 by November 1,
 2 2021. This submission shall clearly divulge the methodology and reasoning behind the
 3 projected costs avoided in a commitment to participate in transparent governing.

4 **d. Local Jail Support**

	2020-21	2021-22
General Fund	16,633,600	-0-

7 **(1) Local Corrections Assistance Fund Allocation:** Notwithstanding KRS
 8 196.288(5)(a), included in the above General Fund appropriation is \$4,630,200 in fiscal
 9 year 2020-2021 for the Local Corrections Assistance Fund. Moneys in the fund shall be
 10 distributed to the counties in fiscal year 2020-2021. Amounts distributed from the fund
 11 shall be used to support local correctional facilities and programs, including the
 12 transportation of prisoners, as follows:

13 (a) In fiscal year 2020-2021, the first \$3,000,000 received by the fund, or, if the
 14 fund receives less than \$3,000,000, the entire balance of the fund, shall be divided equally
 15 among all counties; and

16 (b) Any moneys remaining after making the distributions required by paragraph
 17 (a) of this subsection shall be distributed to each county based on a ratio, the numerator of
 18 which shall be the county's county inmate population on the second Thursday in January
 19 during the prior fiscal year, and the denominator of which shall be the total counties'
 20 county inmate population for the entire state on the second Thursday in January during
 21 the prior fiscal year.

22 **(2) Jailers' Allowance:** Notwithstanding KRS 441.115(2), each jailer shall
 23 receive an expense allowance of \$2,400 annually, at the rate of \$200 per month in fiscal
 24 year 2020-2021, for participation in the Jail Staff Training Program.

25 **(3) Life Safety or Closed Jails:** Included in the above General Fund
 26 appropriation is \$860,000 in fiscal year 2020-2021 to provide a monthly payment of an
 27 annual amount of \$20,000 to each county with a life safety jail or closed jail. The

1 payment shall be in addition to the payment required by KRS 441.206(2).

2 **(4) Inmate Medical Care Expenses:** Included in the above General Fund
3 appropriation is \$792,800 in fiscal year 2020-2021 for medical care contracts to be
4 distributed, upon approval of the Department of Corrections, to counties by the formula
5 codified in KRS 441.206, and \$851,800 in fiscal year 2020-2021, on a partial
6 reimbursement basis, for medical claims in excess of the statutory threshold pursuant to
7 KRS 441.045. The funding support for medical contracts and catastrophic medical
8 expenses for indigents shall be maintained in discrete accounts. Any medical claim that
9 exceeds the statutory threshold may be reimbursed for that amount in excess of the
10 statutory threshold.

11 **(5) County Jail Incentive Program:** (a) It is the intent of the General
12 Assembly to incentivize county jails to offer evidence-based programs to state inmates
13 housed in county jails. Program completions shall result in sentence credit awards to state
14 inmates.

15 (b) No later than July 1, 2020, the Department shall issue guidance to counties,
16 and submit a copy to the Legislative Research Commission, detailing the dollar amount
17 of each incentive, the number of days of sentence credit awarded to eligible state inmates
18 for each eligible program, standards that eligible county jails must achieve to be eligible
19 for participation, and for which inmates county jails are incentivized to offer evidence-
20 based programs.

21 (c) Any cost avoidance pursuant to the provisions of this subsection shall be
22 reported on a quarterly basis to the Legislative Research Commission in each fiscal year.
23 This report shall include but is not limited to the number of program completions by
24 program type, the number of county jails participating in the incentive program, the total
25 number of days of sentence credit awarded by program type, and the total amount of
26 incentive payments awarded to each county by program type.

27 **TOTAL - CORRECTIONS**

		2019-20	2020-21	2021-22
1				
2	General Fund	17,216,900	633,785,800	-0-
3	Restricted Funds	-0-	28,355,000	-0-
4	Federal Funds	-0-	962,900	-0-
5	TOTAL	17,216,900	663,103,700	-0-

6. PUBLIC ADVOCACY

			2020-21	2021-22
7				
8	General Fund		66,576,800	-0-
9	Restricted Funds		5,792,000	-0-
10	Federal Funds		1,672,100	-0-
11	TOTAL		74,040,900	-0-

(1) **Compensatory Leave Conversion to Sick Leave:** If the Department of Public Advocacy determines that internal budgetary pressures warrant further austerity measures, the Public Advocate may institute a policy to suspend payment of 50-hour blocks of compensatory time for those attorneys who have accumulated 240 hours of compensatory time and instead convert those hours to sick leave.

TOTAL - JUSTICE AND PUBLIC SAFETY CABINET

		2019-20	2020-21	2021-22
18				
19	General Fund (Tobacco)	-0-	3,516,600	-0-
20	General Fund	17,216,900	953,585,700	-0-
21	Restricted Funds	-0-	172,543,900	-0-
22	Federal Funds	-0-	70,912,000	-0-
23	Road Fund	-0-	108,100,200	-0-
24	TOTAL	17,216,900	1,308,658,400	-0-

I. LABOR CABINET

Budget Units

1. SECRETARY

1		2020-21	2021-22
2	Restricted Funds	9,598,100	-0-
3	Federal Funds	139,100	-0-
4	TOTAL	9,737,200	-0-
5	2. WORKPLACE STANDARDS		
6		2020-21	2021-22
7	General Fund	1,774,000	-0-
8	Restricted Funds	6,524,100	-0-
9	Federal Funds	3,517,200	-0-
10	TOTAL	11,815,300	-0-
11	3. WORKERS' CLAIMS		
12		2020-21	2021-22
13	Restricted Funds	71,231,900	-0-
14	4. OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION		
15		2020-21	2021-22
16	Restricted Funds	715,700	-0-
17	5. WORKERS' COMPENSATION FUNDING COMMISSION		
18		2020-21	2021-22
19	Restricted Funds	99,978,600	-0-
20	6. WORKERS' COMPENSATION NOMINATING COMMITTEE		
21		2020-21	2021-22
22	Restricted Funds	1,100	-0-
23	TOTAL - LABOR CABINET		
24		2020-21	2021-22
25	General Fund	1,774,000	-0-
26	Restricted Funds	188,049,500	-0-
27	Federal Funds	3,656,300	-0-

1	TOTAL	193,479,800	-0-
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2 **J. PERSONNEL CABINET**

3 **Budget Units**

4 **1. GENERAL OPERATIONS**

5		2020-21	2021-22
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6	Restricted Funds	30,121,500	-0-
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7 **(1) Pro Rata Assessment:** Included in the above Restricted Funds appropriation
 8 is \$2,690,700 in fiscal year 2020-2021 to be transferred to the General Fund to support
 9 debt service on bonds previously issued for the Kentucky Human Resources Information
 10 System.

11 **2. PUBLIC EMPLOYEES DEFERRED COMPENSATION AUTHORITY**

12		2020-21	2021-22
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13	Restricted Funds	8,284,500	-0-
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14 **3. WORKERS' COMPENSATION BENEFITS AND RESERVE**

15		2020-21	2021-22
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16	Restricted Funds	24,094,200	-0-
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17 **TOTAL - PERSONNEL CABINET**

18		2020-21	2021-22
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19	Restricted Funds	62,500,200	-0-
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20 **K. POSTSECONDARY EDUCATION**

21 **Budget Units**

22 **1. COUNCIL ON POSTSECONDARY EDUCATION**

23		2020-21	2021-22
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24	General Fund (Tobacco)	7,526,100	-0-
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25	General Fund	8,086,400	-0-
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26	Restricted Funds	6,435,200	-0-
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27	Federal Funds	3,997,000	-0-
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1	TOTAL	26,044,700	-0-
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(1) **Interest Earnings Transfer from the Strategic Investment and Incentive Trust Fund Accounts:** Notwithstanding KRS 164.7911 to 164.7927, any expenditures from the Strategic Investment and Incentive Trust Fund accounts in excess of appropriated amounts by the Council on Postsecondary Education shall be subject to KRS 48.630.

7 **(2) Cancer Research and Screening:** Included in the above General Fund
8 (Tobacco) appropriation is \$6,876,100 in fiscal year 2020-2021 for cancer research and
9 screening. The appropriation in fiscal year 2020-2021 shall be equally shared between the
10 University of Kentucky and the University of Louisville.

11 **(3) Southern Regional Education Board Dues:** Included in the above General
12 Fund appropriation is \$211,600 in fiscal year 2020-2021 for Southern Regional Education
13 Board dues.

14 **(4) Doctoral Scholars:** Included in the above General Fund appropriation is
15 \$50,000 in fiscal year 2020-2021 for the Southern Regional Education Board Doctoral
16 Scholars Program.

17 **(5) Ovarian Cancer Screening:** Included in the above General Fund
18 appropriation is \$500,000 in fiscal year 2020-2021 for the Ovarian Cancer Screening
19 Outreach Program at the University of Kentucky.

20 **(6) Redistribution of Resources:** Notwithstanding KRS 164.028 to 164.0282, no
21 General Fund is provided for Professional Education Preparation in order to increase
22 funding for Veterinary Medicine and Optometry contract spaces.

(7) **Postsecondary Education Debt:** Notwithstanding KRS 45.750 to 45.810, in order to lower the cost of borrowing, any university that has issued or caused to be issued debt obligations through a not-for-profit corporation or a municipality or county government for which the rental or use payments of the university substantially meet the debt service requirements of those debt obligations is authorized to refinance those debt

obligations if the principal amount of the debt obligations is not increased and the rental payments of the university are not increased. Any funds used by a university to meet debt obligations issued by a university pursuant to this subsection shall be subject to interception of state-appropriated funds pursuant to KRS 164A.608.

(8) Disposition of Postsecondary Institution Property: Notwithstanding KRS 45.777, a postsecondary institution's governing board may elect to sell or dispose of real property or major items of equipment and proceeds from the sale shall be designated to the funding sources, on a proportionate basis, used for acquisition of the equipment or property to be sold.

(9) Spinal Cord and Head Injury Research: Included in the above General Fund (Tobacco) appropriation is \$650,000 in fiscal year 2020-2021 for spinal cord and head injury research. In accordance with KRS 211.500 to 211.504, the appropriation in fiscal year 2020-2021 shall be shared between the University of Kentucky and the University of Louisville.

2. KENTUCKY HIGHER EDUCATION ASSISTANCE AUTHORITY

	2020-21	2021-22
General Fund	279,293,600	-0-
Restricted Funds	32,703,300	-0-
Federal Funds	33,800	-0-
TOTAL	312,030,700	-0-

(1) College Access Program: Notwithstanding KRS 154A.130(4), included in the above General Fund appropriation is \$87,555,200 in fiscal year 2020-2021 for the College Access Program.

(2) Kentucky Tuition Grant Program: Notwithstanding KRS 154A.130(4), included in the above General Fund appropriation is \$44,078,100 in fiscal year 2020-2021 for the Kentucky Tuition Grant Program.

(3) Kentucky National Guard Tuition Award Program: Notwithstanding KRS

1 154A.130(4), included in the above General Fund appropriation is \$7,398,100 in fiscal
2 year 2020-2021 for the National Guard Tuition Award Program.

3 **(4) Kentucky Educational Excellence Scholarships (KEES):** Notwithstanding
4 KRS 154A.130(4), included in the above General Fund appropriation is \$113,768,600 in
5 fiscal year 2020-2021 for the Kentucky Educational Excellence Scholarships (KEES).
6 Included in the above Restricted Funds appropriation is \$10,000,000 in fiscal year 2020-
7 2021 for KEES.

8 **(5) Work Ready Scholarship Program:** Notwithstanding KRS 154A.130(4),
9 included in the above General Fund appropriation is \$7,300,000 in fiscal year 2020-2021
10 for the Work Ready Scholarship Program. Notwithstanding KRS 164.787, the dual credit
11 component of the Work Ready Scholarship Program for high school students shall be
12 funded and administered through the Dual Credit Scholarship Program.

13 **(6) Dual Credit Scholarship Program:** Notwithstanding KRS 154A.130(4),
14 included in the above General Fund appropriation is \$13,150,000 in fiscal year 2020-
15 2021 for the Dual Credit Scholarship Program. Notwithstanding KRS 164.786(1)(f) and
16 164.787(2)(d), the dual credit tuition rate ceiling shall be two-fifths of the per credit hour
17 tuition amount charged by the Kentucky Community and Technical College System for
18 in-state students. Notwithstanding KRS 164.786(1)(g)2. and (4)(b), priority for awarding
19 scholarships shall be given in order to high school seniors, juniors, sophomores, and
20 freshmen. Notwithstanding KRS 164.786(4)(c), eligible high school students may receive
21 a dual credit scholarship for two career and technical education dual credit courses per
22 academic year and two general education dual credit courses over the junior and senior
23 years, up to a maximum of ten approved dual credit courses. Notwithstanding KRS
24 164.786(4)(d), dual credit scholarships awarded for the Spring 2020 semester shall not be
25 reduced if the dual credit course is not successfully completed by the student as a result of
26 the student's inability to properly access the new course delivery method due to the novel
27 coronavirus (COVID-19).

(7) **Veterinary Medicine Contract Spaces:** Included in the above General Fund appropriation is \$5,248,000 in fiscal year 2020-2021 to fund 164 veterinary slots.

(8) **Optometry Contract Spaces:** Included in the above General Fund appropriation is \$795,600 in fiscal year 2020-2021 to fund 44 optometry slots.

(9) **Use of Lottery Revenues:** Notwithstanding KRS 154A.130(3) and (4), lottery revenues in the amount of \$273,250,000 in fiscal year 2020-2021 are appropriated to the Kentucky Higher Education Assistance Authority. Notwithstanding KRS 154A.130(4) and any provisions of this Act to the contrary, if lottery receipts received by the Commonwealth, excluding any unclaimed prize money received under Part III, 20. of this Act, exceed \$277,000,000 in fiscal year 2020-2021, the first \$3,000,000 of excess funds in fiscal year 2020-2021 shall be transferred to the Kentucky Higher Education Assistance Authority and appropriated in accordance with KRS 154A.130(4)(b), and any additional excess shall be held in a trust and agency account and shall not be expended or appropriated without the express authority of the General Assembly.

(10) **Redistribution of Resources:** Notwithstanding KRS 164.518, 164.740 to 164.764, 164.769, 164.7890(11)(c), 164.7891(11)(b), and 164.7894, no General Fund is provided for Early Childhood Development Scholarships, Work Study, the Teacher Scholarship Program, Coal County Pharmacy Scholarships, Osteopathic Medicine Scholarships, and Coal County College Completion Scholarships in order to provide additional funding to the College Access Program and Kentucky Tuition Grant Program.

3. EASTERN KENTUCKY UNIVERSITY

	2020-21	2021-22
General Fund	65,337,000	-0-
Restricted Funds	210,611,400	-0-
Federal Funds	135,500,000	-0-
TOTAL	411,448,400	-0-

(1) **Mandated Programs:** Included in the above General Fund appropriation is

1 \$4,571,900 in fiscal year 2020-2021 for the Model Laboratory School.

2 (2) **Debt Service:** Included in the above General Fund appropriation is \$317,000
3 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
4 Capital Projects Budget, of this Act.

5 **4. KENTUCKY STATE UNIVERSITY**

6		2019-20	2020-21	2021-22
7	General Fund	497,400	25,384,300	-0-
8	Restricted Funds	-0-	23,000,000	-0-
9	Federal Funds	-0-	20,497,400	-0-
10	TOTAL	497,400	68,881,700	-0-

11 (1) **Mandated Programs:** Included in the above General Fund appropriation is
12 \$7,148,800 in fiscal year 2020-2021 to fund the state match payments required of land-
13 grant universities under federal law.

14 **5. MOREHEAD STATE UNIVERSITY**

15		2020-21	2021-22
16	General Fund	38,332,900	-0-
17	Restricted Funds	117,811,000	-0-
18	Federal Funds	29,983,300	-0-
19	TOTAL	186,127,200	-0-

20 (1) **Mandated Programs:** Included in the above General Fund appropriation are
21 the following:

22 (a) \$3,151,400 in fiscal year 2020-2021 for the Craft Academy for Excellence in
23 Science and Mathematics; and

24 (b) \$250,000 in fiscal year 2020-2021 for installation of the Jet Propulsion
25 Laboratory antenna.

26 **6. MURRAY STATE UNIVERSITY**

27		2020-21	2021-22
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1	General Fund	43,753,800	-0-
2	Restricted Funds	120,152,400	-0-
3	Federal Funds	22,709,000	-0-
4	TOTAL	186,615,200	-0-

5 **(1) Mandated Programs:** Included in the above General Fund appropriation is
6 \$3,200,000 in fiscal year 2020-2021 for the Breathitt Veterinary Center.

7 **7. NORTHERN KENTUCKY UNIVERSITY**

8		2020-21	2021-22
9	General Fund	51,280,500	-0-
10	Restricted Funds	199,178,300	-0-
11	Federal Funds	13,075,600	-0-
12	TOTAL	263,534,400	-0-

13 **(1) Mandated Programs:** Included in the above General Fund appropriation is
14 \$1,323,900 in fiscal year 2020-2021 for the Kentucky Center for Mathematics.

15 **8. UNIVERSITY OF KENTUCKY**

16		2020-21	2021-22
17	General Fund	258,609,200	-0-
18	Restricted Funds	3,972,440,600	-0-
19	Federal Funds	280,222,000	-0-
20	TOTAL	4,511,271,800	-0-

21 **(1) Mandated Programs:** Included in the above General Fund appropriation are
22 the following:

23 (a) \$31,275,300 in fiscal year 2020-2021 for the College of Agriculture, Food,
24 and Environment's Cooperative Extension Service;

25 (b) \$29,479,600 in fiscal year 2020-2021 for the Kentucky Agricultural
26 Experiment Station;

27 (c) \$5,176,200 in fiscal year 2020-2021 for the Center for Applied Energy

1 Research;

2 (d) \$4,076,300 in fiscal year 2020-2021 for the Kentucky Geological Survey;

3 (e) \$4,034,200 in fiscal year 2020-2021 for the Veterinary Diagnostic Laboratory;

4 (f) \$2,040,500 in fiscal year 2020-2021 for the Sanders-Brown Center on Aging;

5 (g) \$1,800,000 in fiscal year 2020-2021 for the College of Agriculture, Food, and

6 Environment's Division of Regulatory Services;

7 (h) \$ 600,000 in fiscal year 2020-2021 for the College of Agriculture, Food, and

8 Environment's Kentucky Small Business Development Center;

9 (i) \$586,300 in fiscal year 2020-2021 for the University Press of Kentucky;

10 (j) Notwithstanding KRS 154A.130(4), \$500,000 in fiscal year 2020-2021 for the

11 Human Development Institute for the Supported Higher Education Project;

12 (k) \$450,200 in fiscal year 2020-2021 for the Center of Excellence in Rural

13 Health;

14 (l) \$450,200 in fiscal year 2020-2021 for the Kentucky Cancer Registry; and

15 (m) \$100,000 in fiscal year 2020-2021 for the Sports Medicine Research Institute.

16 **(2) Debt Service:** It is the intent of the 2020 General Assembly to provide
17 sufficient debt service in fiscal year 2021-2022 to support new bonds as set forth in Part
18 II, Capital Projects Budget, of this Act.

19 **(3) Restricted Funds Transfer:** Notwithstanding KRS 138.510 and 230.265,
20 \$1,500,000 in Restricted Funds shall be transferred in fiscal year 2020-2021 from the
21 Equine Drug Research Council under the Horse Racing Commission budget unit to the
22 Equine Analytical Chemistry Lab.

23 **9. UNIVERSITY OF LOUISVILLE**

24		2020-21	2021-22
25	General Fund	124,117,900	-0-
26	Restricted Funds	1,052,772,700	-0-
27	Federal Funds	120,084,400	-0-

1	TOTAL	1,296,975,000	-0-
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2 **(1) Mandated Programs:** Included in the above General Fund appropriation are
3 the following:

4 (a) \$695,200 in fiscal year 2020-2021 for the Rural Health Education Program;
5 and

6 (b) \$150,000 in fiscal year 2020-2021 for the Kentucky Autism Training Center.

7 **10. WESTERN KENTUCKY UNIVERSITY**

8	2020-21	2021-22
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9	General Fund	72,596,200	-0-
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10	Restricted Funds	280,768,200	-0-
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11	Federal Funds	32,340,000	-0-
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12	TOTAL	385,704,400	-0-
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13 **(1) Mandated Programs:** Included in the above General Fund appropriation are
14 the following:

15 (a) \$4,985,100 in fiscal year 2020-2021 for the Gatton Academy of Mathematics
16 and Science; and

17 (b) \$750,000 in fiscal year 2020-2021 for the Kentucky Mesonet.

18 11. KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM

19	2020-21	2021-22
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20	General Fund	171,265,800	-0-
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21	Restricted Funds	453,871,900	-0-
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22	Federal Funds	220,482,800	-0-
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23	TOTAL	845,620,500	-0-
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24 **(1) Mandated Programs:** Included in the above General Fund appropriation are
25 the following:

26 (a) \$4,149,800 in fiscal year 2020-2021 for KCTCS-TRAINS;

27 (b) \$1,869,900 in fiscal year 2020-2021 for the Kentucky Fire Commission;

1 (c) \$1,799,700 in fiscal year 2020-2021 for the Kentucky Board of Emergency
2 Medical Services; and

3 (d) \$1,000,000 in fiscal year 2020-2021 for Adult Agriculture Education.

4 **(2) Firefighters Foundation Program Fund:** (a) Included in the above
5 Restricted Funds appropriation is \$50,560,000 in fiscal year 2020-2021 for the
6 Firefighters Foundation Program Fund.

7 (b) Notwithstanding Part III, 2. of this Act, Restricted Funds appropriations may
8 be increased to ensure sufficient funding to support the provision of training incentive
9 payments.

10 (c) Notwithstanding KRS 95A.200 to 95A.300, \$6,400,000 in fiscal year 2020-
11 2021 shall be transferred to support projects as set forth in Part II, Capital Projects
12 Budget, of this Act.

13 (d) Notwithstanding KRS 95A.200 to 95A.300, \$1,250,000 in fiscal year 2020-
14 2021 shall be made available from the fund for a program to care for and treat firefighters
15 affected by Post-Traumatic Stress Injury and Post-Traumatic Stress Disorder.

16 **(3) Firefighters Training Center Fund:** Notwithstanding KRS 95A.262(3),
17 \$500,000 in Restricted Funds is provided in fiscal year 2020-2021 for the Firefighters
18 Training Center Fund.

19 **(4) Guaranteed Energy Savings Performance Contracts:** Notwithstanding
20 KRS 56.770 and 56.774, guaranteed energy savings performance contracts may be
21 executed for buildings operated by the Kentucky Community and Technical College
22 System under agreements governed by KRS 164.593.

23 **12. POSTSECONDARY EDUCATION PERFORMANCE FUND**

	2020-21	2021-22
24		
25 General Fund	14,994,800	-0-

26 **(1) Postsecondary Education Performance Fund:** Notwithstanding KRS
27 164.092(1)(e), "formula base amount" means an institution's General Fund appropriation

from fiscal year 2019-2020, including adjustments reflecting the performance distribution from fiscal year 2019-2020 plus any additional appropriations in fiscal year 2020-2021, less debt service on bonds, and less appropriations for mandated programs.

TOTAL - POSTSECONDARY EDUCATION

	2019-20	2020-21	2021-22
General Fund (Tobacco)	-0-	7,526,100	-0-
General Fund	497,400	1,153,052,400	-0-
Restricted Funds	-0-	6,469,745,000	-0-
Federal Funds	-0-	878,925,300	-0-
TOTAL	497,400	8,509,248,800	-0-

L. PUBLIC PROTECTION CABINET

Budget Units

1. SECRETARY

	2020-21	2021-22
Restricted Funds	6,956,100	-0-

2. KENTUCKY CLAIMS COMMISSION

	2020-21	2021-22
General Fund	1,005,400	-0-
Restricted Funds	911,200	-0-
Federal Funds	157,200	-0-
TOTAL	2,073,800	-0-

3. PROFESSIONAL LICENSING

	2020-21	2021-22
Restricted Funds	5,123,100	-0-

4. BOXING AND WRESTLING AUTHORITY

	2020-21	2021-22
Restricted Funds	183,000	-0-

1 **5. ALCOHOLIC BEVERAGE CONTROL**

2		2020-21	2021-22
3	Restricted Funds	7,236,200	-0-
4	Federal Funds	439,000	-0-
5	TOTAL	7,675,200	-0-

6 **6. CHARITABLE GAMING**

7		2020-21	2021-22
8	Restricted Funds	3,795,200	-0-

9 **7. FINANCIAL INSTITUTIONS**

10		2020-21	2021-22
11	Restricted Funds	13,114,000	-0-

12 **8. HORSE RACING COMMISSION**

13		2020-21	2021-22
14	General Fund	1,677,700	-0-
15	Restricted Funds	42,569,200	-0-
16	TOTAL	44,246,900	-0-

17 **(1) Administration and Regulation of Racing:** Included in the above General
18 Fund appropriation is \$500,000 in fiscal year 2020-2021 to support one full-time Safety
19 Steward and additional Investigator positions.

20 **(2) Restricted Funds Transfer:** Notwithstanding KRS 138.510 and 230.265,
21 \$1,500,000 in Restricted Funds shall be transferred in fiscal year 2020-2021 from the
22 Equine Drug Research Council to the Equine Analytical Chemistry Lab at the University
23 of Kentucky.

24 **9. HOUSING, BUILDINGS AND CONSTRUCTION**

25		2020-21	2021-22
26	General Fund	2,629,800	-0-
27	Restricted Funds	22,355,700	-0-

1 TOTAL 24,985,500 -0-

2 (1) **Building Code Enforcement Positions:** Included in the above Restricted
3 Funds appropriation is \$150,700 in fiscal year 2020-2021 to support Building Codes
4 Field Inspector positions.

5 (2) **School Building Plan Reviews and Inspections:** Notwithstanding KRS
6 198B.060, local governments may have jurisdiction for plan review, inspection, and
7 enforcement responsibilities over buildings intended for educational purposes, other than
8 licensed day-care centers, at the discretion of the local school districts.

9 **10. INSURANCE**

	2020-21	2021-22
11 Restricted Funds	17,837,000	-0-
12 Federal Funds	600,000	-0-
13 TOTAL	18,437,000	-0-

14 **TOTAL - PUBLIC PROTECTION CABINET**

	2020-21	2021-22
16 General Fund	5,312,900	-0-
17 Restricted Funds	120,080,700	-0-
18 Federal Funds	1,196,200	-0-
19 TOTAL	126,589,800	-0-

20 **M. TOURISM, ARTS AND HERITAGE CABINET**

21 **Budget Units**

22 **1. SECRETARY**

	2020-21	2021-22
24 General Fund	3,276,300	-0-
25 Restricted Funds	15,263,200	-0-
26 TOTAL	18,539,500	-0-

27 (1) **Tourism Grants:** Included in the above Restricted Funds appropriation are

1 the following allocations for the 2020-2022 fiscal biennium:

2 (a) \$500,000 in fiscal year 2020-2021 for the Kentucky Mountain Regional
3 Recreation Authority;

4 (b) \$150,000 in fiscal year 2020-2021 to the Kenton County Fiscal Court to
5 execute the planning, marketing, and implementation of the regional Jacob Spears
6 Licking River Water Trail from Paris, Kentucky, to the Ohio River;

7 (c) \$190,000 in fiscal year 2020-2021 for the Judge Joseph Holt House;

8 (d) \$100,000 in fiscal year 2020-2021 for EP Tom Sawyer Park Tennis/Pickleball
9 Courts; and

10 (e) \$60,000 in fiscal year 2020-2021 for the Trail of Tears Pow Wow.

11 **(2) Kentucky Center for African American Heritage:** Included in the above
12 General Fund appropriation is \$100,000 in fiscal year 2020-2021 for the Kentucky Center
13 for African American Heritage.

14 **2. ARTISANS CENTER**

15		2020-21	2021-22
16	General Fund	290,300	-0-
17	Restricted Funds	1,801,300	-0-
18	Road Fund	573,800	-0-
19	TOTAL	2,665,400	-0-

20 **3. TOURISM**

21		2020-21	2021-22
22	General Fund	3,145,000	-0-
23	Restricted Funds	60,000	-0-
24	TOTAL	3,205,000	-0-

25 **(1) Whitehaven Welcome Center:** Included in the above General Fund
26 appropriation is \$130,000 in fiscal year 2020-2021 to support the Whitehaven Welcome
27 Center.

1 **4. PARKS**

2		2019-20	2020-21	2021-22
3	General Fund	2,700,000	47,547,900	-0-
4	Restricted Funds	-0-	52,285,900	-0-
5	TOTAL	2,700,000	99,833,800	-0-

6 **(1) Park Capital Maintenance and Renovation Fund:** Notwithstanding KRS
7 148.810, no transfer to the Park Capital Maintenance and Renovation Fund shall be made.

8 **(2) Debt Service:** Included in the above General Fund appropriation is \$398,000
9 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
10 Capital Projects Budget, of this Act.

11 **(3) Capitol Annex Cafeteria:** Included in the above General Fund appropriation
12 is \$234,400 in fiscal year 2020-2021 to support the Capitol Annex cafeteria operated by
13 the Department of Parks.

14 **5. HORSE PARK COMMISSION**

15		2020-21	2021-22
16	General Fund	1,729,000	-0-
17	Restricted Funds	11,290,000	-0-
18	TOTAL	13,019,000	-0-

19 **6. STATE FAIR BOARD**

20		2020-21	2021-22
21	General Fund	4,416,400	-0-
22	Restricted Funds	49,643,800	-0-
23	TOTAL	54,060,200	-0-

24 **(1) Debt Service:** Included in the above General Fund appropriation is \$302,500
25 in fiscal year 2020-2021 for new debt service to support new bonds as set forth in Part II,
26 Capital Projects Budget, of this Act.

27 **7. FISH AND WILDLIFE RESOURCES**

1		2020-21	2021-22
2	Restricted Funds	49,139,400	-0-
3	Federal Funds	19,381,900	-0-
4	TOTAL	68,521,300	-0-

5 **(1) Fish and Wildlife Resources Peace Officers' Stipend:** Notwithstanding Part
6 III, 2. of this Act, Restricted Funds appropriations may be increased to ensure sufficient
7 funding to support the provisions of KRS 15.460(1)(a).

8 **(2) Fees-in-Lieu-of Stream Mitigation Reporting:** The Department of Fish and
9 Wildlife Resources shall develop a report of all projects managed by the Fees-in-Lieu-of
10 Stream Mitigation Program. The Department shall present this report to the Interim Joint
11 Committee on Tourism, Small Business, and Information Technology by August 1, 2021.

12 **8. HISTORICAL SOCIETY**

13		2020-21	2021-22
14	General Fund	6,456,700	-0-
15	Restricted Funds	894,300	-0-
16	Federal Funds	170,000	-0-
17	TOTAL	7,521,000	-0-

18 **9. ARTS COUNCIL**

19		2020-21	2021-22
20	General Fund	1,537,900	-0-
21	Restricted Funds	352,600	-0-
22	Federal Funds	708,500	-0-
23	TOTAL	2,599,000	-0-

24 **10. HERITAGE COUNCIL**

25		2020-21	2021-22
26	General Fund	738,400	-0-
27	Restricted Funds	779,900	-0-

1	Federal Funds	869,200	-0-
2	TOTAL	2,387,500	-0-

3 **11. KENTUCKY CENTER FOR THE ARTS**

4		2020-21	2021-22
5	General Fund	558,300	-0-

6 **TOTAL - TOURISM, ARTS AND HERITAGE CABINET**

7		2019-20	2020-21	2021-22
8	General Fund	2,700,000	69,696,200	-0-
9	Restricted Funds	-0-	181,510,400	-0-
10	Federal Funds	-0-	21,129,600	-0-
11	Road Fund	-0-	573,800	-0-
12	TOTAL	2,700,000	272,910,000	-0-

13 **PART II**

14 **CAPITAL PROJECTS BUDGET**

15 **(1) Capital Construction Fund Appropriations and Reauthorizations:**

16 Moneys in the Capital Construction Fund are appropriated for the following capital
 17 projects subject to the conditions and procedures in this Act. Items listed without
 18 appropriated amounts are previously authorized for which no additional amount is
 19 required. These items are listed in order to continue their current authorization into the
 20 2020-2022 fiscal biennium. Unless otherwise specified, reauthorized projects shall
 21 conform to the original authorization enacted by the General Assembly.

22 **(2) Expiration of Existing Line-Item Capital Construction Projects:** All

23 appropriations to existing line-item capital construction projects expire on June 30, 2020,
 24 unless reauthorized in this Act with the following exceptions: (a) A construction or
 25 purchase contract for the project shall have been awarded by June 30, 2020; (b)
 26 Permanent financing or a short-term line of credit sufficient to cover the total authorized
 27 project scope shall have been obtained in the case of projects authorized for bonds, if the

1 authorized project completes an initial draw on the line of credit within the fiscal
2 biennium immediately subsequent to the original authorization; and (c) Grant or loan
3 agreements, if applicable, shall have been finalized and properly signed by all necessary
4 parties by June 30, 2020. Notwithstanding the criteria set forth in this subsection, the
5 disposition of 2020-2022 fiscal biennium nonstatutory appropriated maintenance pools
6 funded from Capital Construction Investment Income shall remain subject to KRS
7 45.770(5)(c).

8 **(3) Bond Proceeds Investment Income:** Investment income earned from bond
9 proceeds beyond that which is required to satisfy Internal Revenue Service arbitrage
10 rebates and penalties and excess bond proceeds upon the completion of a bond-financed
11 capital project shall be used to pay debt service according to the Internal Revenue Service
12 Code and accompanying regulations.

13 **(4) Appropriations for Projects Not Line-Itemized:** Inasmuch as the
14 identification of specific projects in a variety of areas of the state government cannot be
15 ascertained with absolute certainty at this time, amounts are appropriated for specific
16 purposes to projects which are not individually identified in this Act in the following
17 areas: Kentucky Infrastructure Authority Water and Sewer projects; Repair of State-
18 Owned Dams; Guaranteed Energy Savings Performance Contract projects; Wetland and
19 Stream Mitigation projects; Bond-funded, Restricted Fund, and Aircraft maintenance
20 pools; Postsecondary Education pools; Commonwealth Office of Technology
21 Infrastructure Upgrades; and the Wastewater Treatment Upgrades pool. Notwithstanding
22 any statute to the contrary, projects estimated to cost \$1,000,000 and over and equipment
23 estimated to cost \$200,000 and over shall be reported to the Capital Projects and Bond
24 Oversight Committee.

25 **(5) Capital Construction and Equipment Purchase Contingency Account:** If
26 funds in the Capital Construction and Equipment Purchase Contingency Account are not
27 sufficient, then expenditures of the fund are to be paid first from the General Fund

1 Surplus Account (KRS 48.700), if available, or from the Budget Reserve Trust Fund
 2 Account (KRS 48.705), subject to the conditions and procedures provided in this Act.

3 **(6) Emergency Repair, Maintenance, and Replacement Account:** If funds in
 4 the Emergency Repair, Maintenance, and Replacement Account are not sufficient, then
 5 expenditures of the fund are to be paid first from the General Fund Surplus Account
 6 (KRS 48.700), if available, or from the Budget Reserve Trust Fund Account (KRS
 7 48.705), subject to the conditions and procedures provided in this Act.

8 **(7) Appropriation-Supported Debt:** To lower the cost of borrowing, the
 9 agencies identified in KRS 45A.850(1)(a) and (2)(a) are authorized to refinance
 10 appropriation supported debt obligations that have previously been issued and for which
 11 the Commonwealth is currently making lease-rental payments to meet the current debt
 12 service requirements. Such action is authorized provided that the principal amount of any
 13 such debt obligation is not increased and the term of the debt obligation is not extended.
 14 Any such refinancing shall still be subject to the requirements of KRS 45.750 to 45.810
 15 for reporting to the Capital Projects and Bond Oversight Committee.

16 **(8) Cash Defeasance:** State agencies identified in KRS 45A.850(1)(a) and (2)(a)
 17 are authorized to economically or legally defease debt obligations that have previously
 18 been issued by the agency, or through a third-party but for which the Commonwealth or
 19 the agency is currently making lease-rental payments to meet the current debt service
 20 requirements. If Restricted Funds are used for the defeasance of bonds, the agency may
 21 use a prior Agency Bond authorization for a new debt obligation so long as the debt
 22 service for the new debt obligation is not greater than the debt service of the defeased
 23 bonds and the term of the new debt obligation is not greater than the term of the defeased
 24 bonds. Any such refinancing shall still be subject to the requirements of KRS 45.750 to
 25 45.810 for reporting to the Capital Projects and Bond Oversight Committee.

26 **A. GENERAL GOVERNMENT**

27 Budget Units	2019-20	2020-21	2021-22
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1 **1. DEPARTMENT OF VETERANS' AFFAIRS**

2 **001.** Nurse Call System – Additional Reauthorization (\$1,550,000 Investment
3 Income)

4 Restricted Funds 4,500,000 -0- -0-

5 **002.** Improve/Expand Pavement and Parking Areas

6 Restricted Funds -0- 1,600,000 -0-

7 **003.** Construct Bowling Green Veterans Center

8 Federal Funds -0- 19,500,000 -0-

9 Bond Funds -0- 10,500,000 -0-

10 TOTAL -0- 30,000,000 -0-

11 **004.** Maintenance Pool – 2020-2022

12 Investment Income -0- 600,000 -0-

13 **005.** Replace Cooling Tower – Eastern Kentucky Veterans Center

14 Restricted Funds -0- 400,000 -0-

15 **006.** Replace Steam Boiler – Thomson-Hood Veterans Center

16 Restricted Funds -0- 300,000 -0-

17 **2. KENTUCKY INFRASTRUCTURE AUTHORITY**

18 **001.** KIA Fund A – Federally Assisted Wastewater Program – 2020-2022

19 Federal Funds -0- 20,428,000 -0-

20 Bond Funds -0- 4,086,000 -0-

21 TOTAL -0- 24,514,000 -0-

22 **(1) Permitted Use of Funds:** The Bond Funds shall be used to meet the state
23 match requirement for federal funds for the Wastewater State Revolving Loan Fund
24 Program.

25 **002.** KIA Fund F – Drinking Water Revolving Loan Program – 2020-2022

26 Federal Funds -0- 18,303,000 -0-

27 Bond Funds -0- 4,561,000 -0-

1 TOTAL -0- 22,864,000 -0-

2 (1) **Permitted Use of Funds:** The Bond Funds shall be used to meet the state
3 match requirement for federal funds for the Safe Drinking Water State Revolving Loan
4 Fund Program.

5 **003.** KIA Fund A – Federally Assisted Wastewater Program – 2018-2020
6 Reauthorization (\$30,000,000 Agency Bonds)

7 **004.** KIA Fund F – Drinking Water Revolving Loan Program – 2018-2020
8 Reauthorization (\$30,000,000 Agency Bonds)

9 **3. MILITARY AFFAIRS**

10 **001.** Maintenance Pool – 2020-2022

11 Investment Income -0- 1,500,000 -0-

12 **002.** Bluegrass Station Facility Maintenance Pool – 2020-2022

13 Restricted Funds -0- 1,000,000 -0-

14 **003.** Install Solar Panels at Armories Statewide Reauthorization (\$413,000
15 Restricted Funds, \$1,238,000 Federal Funds)

16 **004.** Construct Industrial Building at Bluegrass Station Reauthorization
17 (\$15,000,000 Other Funds)

18 (1) **Authorization:** The above authorization is approved pursuant to KRS 45.763.

19 **005.** Construct Multi-purpose Building at Bluegrass Station Reauthorization
20 (\$15,000,000 Other Funds)

21 (1) **Authorization:** The above authorization is approved pursuant to KRS 45.763.

22 **006.** Construct WHFRTC Qualification Training Range Reauthorization
23 (\$6,515,000 Federal Funds)

24 **4. ATTORNEY GENERAL**

25 **001.** Franklin County – Lease

26 **002.** Upgrade Technology

27 Bond Funds -0- 2,000,000 -0-

1 **5. UNIFIED PROSECUTORIAL SYSTEM**

2 **a. Commonwealth's Attorneys**

3 **001. Jefferson County – Lease**

4 **6. AGRICULTURE**

5 **001. Inspection and Licensing Project**

6	Restricted Funds	-0-	1,052,400	-0-
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7 **002. Franklin County – Lease**

8 **7. OCCUPATIONAL AND PROFESSIONAL BOARDS AND COMMISSIONS**

9 **a. Nursing**

10 **001. Jefferson County – Lease**

11 **8. KENTUCKY RIVER AUTHORITY**

12 **001. Locks 2 and 3 Upper Guide Wall Repair**

13	Restricted Funds	-0-	4,131,000	-0-
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14 **002. Design and Repair Dam 7 Reauthorization (\$3,081,000 Agency Bonds)**

15 **003. Design and Repair Dam 6 Reauthorization (\$2,299,000 Agency Bonds)**

16 **9. SCHOOL FACILITIES CONSTRUCTION COMMISSION**

17 **001. Offers of Assistance – 2018-2020**

18	Bond Funds	-0-	58,000,000	-0-
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19 **002. School Facilities Construction Commission Reauthorization (\$84,500,000**
20 **Bond Funds)**

21 **003. Offers of Assistance - 2020-2022**

22	Bond Funds	-0-	47,527,000	-0-
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23 **B. ECONOMIC DEVELOPMENT CABINET**

24 **(1) Economic Development Bond Issues:** Before any economic development
25 bonds are issued, the proposed bond issue shall be approved by the Secretary of the
26 Finance and Administration Cabinet and the State Property and Buildings Commission
27 under KRS 56.440 to 56.590. In addition to the terms and conditions of KRS 154.12-100,

administration of the Economic Development Bond Program by the Secretary of the Cabinet for Economic Development is subject to the following guideline: project selection shall be documented when presented to the Secretary of the Finance and Administration Cabinet. Included in the documentation shall be the rationale for selection and expected economic development impact.

(2) Use of New Economy Funds: Notwithstanding KRS 154.12-100, 154.12-278(4) and (5), and 154.20.035, the Secretary of the Cabinet for Economic Development may use funds appropriated in the Economic Development Fund Program, High-Tech Construction/Investment Pool, and the Kentucky Economic Development Finance Authority Loan Pool interchangeably for economic development projects.

C. DEPARTMENT OF EDUCATION

Budget Units	2020-21	2021-22
1. OPERATIONS AND SUPPORT SERVICES		
001. School Safety Facility Upgrades		
Bond Funds	18,200,000	-0-
002. State Schools HVAC Pool – 2020-2022		
Bond Funds	5,000,000	-0-
003. State Schools Roof Replacement Pool – 2020-2022		
Bond Funds	3,272,000	-0-
004. Maintenance Pool – 2020-2022		
Investment Income	1,000,000	-0-

D. EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Budget Units	2020-21	2021-22
1. GENERAL ADMINISTRATION AND PROGRAM SUPPORT		
001. Maintenance Pool – 2020-2022		
Investment Income	600,000	-0-
2. KENTUCKY EDUCATIONAL TELEVISION		

1	001. Maintenance Pool – 2020-2022		
2	Investment Income	450,000	-0-
3	3. LIBRARIES AND ARCHIVES		
4	a. General Operations		
5	001. Franklin County – Lease		
6	4. WORKFORCE INVESTMENT		
7	001. Replace Unemployment Insurance System – Additional Reauthorization		
8	(\$10,440,000 Restricted Funds)		
9	Restricted Funds	37,560,000	-0-
10	002. Hardin County - Lease		
11	003. Kenton County - Lease		
12	E. ENERGY AND ENVIRONMENT CABINET		
13	Budget Units	2020-21	2021-22
14	1. SECRETARY		
15	001. Maintenance Pool – 2020-2022		
16	Investment Income	300,000	-0-
17	2. ENVIRONMENTAL PROTECTION		
18	001. State-Owned Dam Repair – 2020-2022		
19	Bond Funds	7,000,000	-0-
20	F. FINANCE AND ADMINISTRATION CABINET		
21	Budget Units	2020-21	2021-22
22	1. FACILITIES AND SUPPORT SERVICES		
23	001. Capitol Campus Upgrade		
24	Bond Funds	22,000,000	-0-
25	002. Maintenance Pool – 2020-2022		
26	Bond Funds	5,000,000	-0-
27	003. Air Handler Replacement and Repair – Central Lab Reauthorization and		

1 Reallocation (\$189,700 Bond Funds)

2 Bond Funds 2,011,300 -0-

3 **(1) Reauthorization and Reallocation:** The above project is authorized from a
4 reallocation of the projects set forth in 2014 Ky. Acts ch. 117, Part II, F., 2., 002. and
5 2012 Ky. Acts ch. 144, Part II, F., 2., 002..

6 **004.** Elevator Upgrades Phase 1

7 Bond Funds 2,000,000 -0-

8 **005.** HVAC Replacement and Repair COT Building

9 Investment Income 1,200,000 -0-

10 **006.** Guaranteed Energy Savings Performance Contracts

11 **2. COMMONWEALTH OFFICE OF TECHNOLOGY**

12 **(1) Transfer of Restricted Funds from Operating Budget:** For the major
13 equipment purchases displayed in this section funded from Restricted Funds, it is
14 anticipated that these funds shall be transferred from the Operating Budget as funds are
15 available and needed.

16 **001.** Enterprise Infrastructure 2020-2022

17 Restricted Funds 4,000,000 -0-

18 **002.** Boone County – Lease

19 **3. KENTUCKY LOTTERY CORPORATION**

20 **001.** Data Processing, Telecommunications, and Related Equipment

21 Other Funds 500,000 -0-

22 **G. HEALTH AND FAMILY SERVICES CABINET**

23 **Budget Units 2020-21 2021-22**

24 **1. GENERAL ADMINISTRATION AND PROGRAM SUPPORT**

25 **001.** Maintenance Pool – 2020-2022

26 Bond Funds 5,000,000 -0-

27 **002.** KASPER

1	Federal Funds	1,820,000	-0-
2	Investment Income	180,000	-0-
3	TOTAL	2,000,000	-0-
4	2. OFFICE FOR CHILDREN WITH SPECIAL HEALTH CARE NEEDS		
5	001. Jefferson County – Lease		
6	3. BEHAVIORAL HEALTH, DEVELOPMENTAL AND INTELLECTUAL		
7	DISABILITIES		
8	001. Oakwood Renovate/Replace Cottages – Phase II		
9	Bond Funds	8,000,000	-0-
10	002. Western State Hospital – Electrical Upgrade – Phase III		
11	Bond Funds	3,493,000	-0-
12	003. Oakwood Replace, Upgrade, and Enhance Generators		
13	Bond Funds	1,825,000	-0-
14	4. PUBLIC HEALTH		
15	001. WIC Modernization		
16	Federal Funds	10,756,000	-0-
17	5. INCOME SUPPORT		
18	001. Franklin County – Lease		
19	6. COMMUNITY BASED SERVICES		
20	001. Boone County – Lease		
21	002. Boyd County – Lease		
22	003. Campbell County – Lease		
23	004. Daviess County – Lease		
24	005. Greenup County – Lease		
25	006. Fayette County – Lease		
26	007. Franklin County – Lease		
27	008. Hardin County – Lease		

- 1 **009.** Johnson County – Lease
- 2 **010.** Kenton County – Lease
- 3 **011.** Madison County – Lease
- 4 **012.** Shelby County – Lease
- 5 **013.** Warren County – Lease
- 6 **014.** Perry County – Lease
- 7 **015.** Muhlenberg County – Lease

H. JUSTICE AND PUBLIC SAFETY CABINET

9 Budget Units	2020-21	2021-22
10 1. JUSTICE ADMINISTRATION		
11 001. Franklin County – Lease		
12 2. CRIMINAL JUSTICE TRAINING		
13 001. Maintenance Pool – 2020-2022		
14 Restricted Funds	1,500,000	-0-
15 3. JUVENILE JUSTICE		
16 001. Maintenance Pool – 2020-2022		
17 Investment Income	1,500,000	-0-
18 002. Franklin County – Lease		
19 4. STATE POLICE		
20 001. Emergency Radio System Replacement, Phase II		
21 Bond Funds	52,450,000	-0-
22 002. Maintenance Pool – 2020-2022		
23 Investment Income	1,000,000	-0-
24 003. Two Mass Spectrometry Instruments		
25 General Fund	700,000	-0-
26 5. CORRECTIONS		
27 a. Adult Correctional Institutions		

1	001.	Maintenance Pool – 2020-2022			
2		Bond Funds	5,000,000		-0-
3	002.	Repair/Replace Roofs – Eastern Kentucky Correctional Complex			
4		Bond Funds	6,531,000		-0-
5	003.	Install Emergency Generators – Luther Lockett and Green River			
6		Bond Funds	5,700,000		-0-
7	004.	Floyd County – Lease			
8	b.	Community Services and Local Facilities			
9	001.	Fayette County – Lease			
10	002.	Campbell County – Lease			
11	003.	Jefferson County – Lease			
12	6.	PUBLIC ADVOCACY			
13	001.	Franklin County – Lease			
14	002.	Fayette County – Lease			
15		I. POSTSECONDARY EDUCATION			
16	Budget Units		2019-20	2020-21	2021-22
17	1.	COUNCIL ON POSTSECONDARY EDUCATION			
18	001.	Franklin County – Lease			
19	2.	KENTUCKY HIGHER EDUCATION STUDENT LOAN CORPORATION			
20	001.	Jefferson County – Lease			
21	3.	EASTERN KENTUCKY UNIVERSITY			
22	001.	Replace and Renovate Student Housing			
23		Other Funds	-0-	50,000,000	-0-
24	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.			
25	002.	Demolish Building Pool			
26		Restricted Funds	-0-	20,000,000	-0-
27		Other Funds	-0-	20,000,000	-0-

1	TOTAL	-0-	40,000,000	-0-
2	003. Upgrade/Approve Athletics Facilities/Fields Pool			
3	Agency Bonds	-0-	25,000,000	-0-
4	Other Funds	-0-	12,000,000	-0-
5	TOTAL	-0-	37,000,000	-0-
6	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
7	004. Campus Infrastructure Upgrade			
8	Other Funds	-0-	35,000,000	-0-
9	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
10	005. Miscellaneous Maintenance Pool – 2020-2022			
11	Restricted Funds	-0-	20,000,000	-0-
12	006. Repair/Replace Infrastructure/Building System Pool			
13	Restricted Funds	-0-	20,000,000	-0-
14	007. Construct Regional Health Facility			
15	Federal Funds	-0-	15,000,000	-0-
16	008. Campus Data Network Pool			
17	Restricted Funds	-0-	13,000,000	-0-
18	009. Construct Alumni and Welcome Center			
19	Other Funds	-0-	13,000,000	-0-
20	010. Innovation and Commercialization Pool			
21	Other Funds	-0-	10,000,000	-0-
22	011. Renovate Mechanical Systems Pool			
23	Restricted Funds	-0-	10,000,000	-0-
24	012. Steam Line Upgrades			
25	Other Funds	-0-	10,000,000	-0-
26	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
27	013. Upgrade and Improve Residence Halls			

1	Restricted Funds	-0-	10,000,000	-0-
2	014. Academic Computing Pool			
3	Restricted Funds	-0-	8,000,000	-0-
4	015. Scientific and Research Equipment Pool			
5	Restricted Funds	-0-	3,000,000	-0-
6	Federal Funds	-0-	2,200,000	-0-
7	Other Funds	-0-	2,200,000	-0-
8	TOTAL	-0-	7,400,000	-0-
9	016. Administrative Computing Pool			
10	Restricted Funds	-0-	6,500,000	-0-
11	017. Commonwealth Hall Partial Repurposing and Renovation			
12	Restricted Funds	-0-	6,000,000	-0-
13	018. Property Acquisitions Pools			
14	Restricted Funds	-0-	3,000,000	-0-
15	Other Funds	-0-	3,000,000	-0-
16	TOTAL	-0-	6,000,000	-0-
17	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
18	019. Aviation Acquisition Pool			
19	Restricted Funds	-0-	5,000,000	-0-
20	020. Construct Student Health Center			
21	Other Funds	-0-	2,705,000	-0-
22	021. University Services Space			
23	Restricted Funds	-0-	2,000,000	-0-
24	Other Funds	-0-	500,000	-0-
25	TOTAL	-0-	2,500,000	-0-
26	022. Chemistry and Translational Research Pool			
27	Restricted Funds	-0-	675,000	-0-

1	Other Funds	-0-	350,000	-0-
2	TOTAL	-0-	1,025,000	-0-
3	023. Natural Areas Improvement Pool			
4	Restricted Funds	-0-	825,000	-0-
5	024. Improve Campus Pedestrian, Parking, and Transport Reauthorization			
6	(\$15,000,000 Agency Bonds, \$12,000,000 Restricted Funds, \$3,000,000 Other Funds)			
7	025. Guaranteed Energy Savings Performance Contracts			
8	026. Aviation – Lease			
9	027. New Housing Space – Lease			
10	028. Madison County – Student Housing – Lease			
11	029. Madison County – Land – Lease			
12	030. Multi-Property – Multi-Use – Lease 1			
13	031. Multi-Property – Multi-Use – Lease 2			
14	032. Construct Aviation/Aerospace Instructional Facility			
15	Bond Funds	-0-	3,016,000	-0-
16	033. Purchase Aviation Maintenance Technician/Pilot Training Equipment			
17	Bond Funds	-0-	5,000,000	-0-
18	4. KENTUCKY STATE UNIVERSITY			
19	001. Construct New Residence Hall			
20	Other Funds	-0-	55,562,000	-0-
21	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
22	002. Acquire Land/Master Plan – 2020-2022			
23	Restricted Funds	-0-	1,044,000	-0-
24	Federal Funds	-0-	1,044,000	-0-
25	TOTAL	-0-	2,088,000	-0-
26	003. Guaranteed Energy Savings Performance Contracts			
27	5. MOREHEAD STATE UNIVERSITY			

1	001. Construct New Residence Hall			
2	Agency Bonds	-0-	37,956,000	-0-
3	002. Capital Renewal and Maintenance Pool – Auxiliary			
4	Agency Bonds	-0-	4,539,000	-0-
5	003. Renovate Alumni Tower Ground Floor			
6	Agency Bonds	-0-	3,812,000	-0-
7	004. Replace Exterior Precast Panels – Nunn Hall			
8	Agency Bonds	-0-	3,148,000	-0-
9	005. Construct New Volleyball Facility – Phase 2			
10	Agency Bonds	-0-	2,380,000	-0-
11	006. Comply with ADA – Auxiliary			
12	Agency Bonds	-0-	2,034,000	-0-
13	007. Replace Turf on Jacobs Field			
14	Agency Bonds	-0-	1,102,000	-0-
15	008. Guaranteed Energy Savings Performance Contracts			
16	009. Renovate Cartmell Residence Hall – Reauthorization (\$15,200,000 Agency			
17	Bonds)			
18	6. MURRAY STATE UNIVERSITY			
19	001. Construct Residential Housing			
20	Other Funds	-0-	66,000,000	-0-
21	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
22	002. Renovate/Replace Residence Hall			
23	Agency Bonds	-0-	16,740,000	-0-
24	003. Construct/Renovate Alternate Dining Facility			
25	Other Funds	-0-	12,000,000	-0-
26	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
27	004. Renovate Winslow Cafeteria			

1	Restricted Funds	-0-	4,673,000	-0-
2	005. Renovate Residence Hall Electrical System			
3	Agency Bonds	-0-	4,180,000	-0-
4	006. Acquire Property			
5	Restricted Funds	-0-	4,000,000	-0-
6	007. Repairs of Biology Building			
7	Restricted Funds	4,000,000	-0-	-0-
8	008. Renovate Residence Hall HVAC System			
9	Agency Bonds	-0-	3,503,000	-0-
10	009. Replace CFSB Center Seating			
11	Restricted Funds	-0-	3,500,000	-0-
12	010. Renovate Residence Hall Interior			
13	Agency Bonds	-0-	1,601,000	-0-
14	011. Install CFSB Center Generator			
15	Restricted Funds	-0-	1,541,000	-0-
16	012. Acquire Agriculture Research Farm Land			
17	Restricted Funds	-0-	1,200,000	-0-
18	013. Replace Residence Hall Domestic Water Piping			
19	Agency Bonds	-0-	1,143,000	-0-
20	014. Agriculture Instructional Laboratory and Technology Equipment			
21	Other Funds	-0-	800,000	-0-
22	015. Broadcasting Education Laboratory Equipment			
23	Other Funds	-0-	225,000	-0-
24	016. Guaranteed Energy Savings Performance Contracts			
25	017. Renovate Residence Hall or Replace - LTF			
26	Other Funds	-0-	16,740,000	-0-
27	018. Renovate Residence Hall Electrical System - LTF			

1	Other Funds	-0-	4,180,000	-0-
2	019. Renovate Residence Hall HVAC System - LTF			
3	Other Funds	-0-	3,503,000	-0-
4	020. Renovate Residence Hall Interior - LTF			
5	Other Funds	-0-	1,601,000	-0-
6	021. Replace Campus Communications Infrastructure (Fiber Ring)			
7	Restricted Funds	-0-	4,640,000	-0-
8	7. NORTHERN KENTUCKY UNIVERSITY			
9	001. Renew/Renovate Fine Arts Center Phase II			
10	Restricted Funds	-0-	45,000,000	-0-
11	Other Funds	-0-	5,000,000	-0-
12	TOTAL	-0-	50,000,000	-0-
13	002. Renovate/Expand Civic Center Building			
14	Other Funds	-0-	8,000,000	-0-
15	003. Renovate/Expand Business Academic Building			
16	Restricted Funds	-0-	33,000,000	-0-
17	Other Funds	-0-	8,000,000	-0-
18	TOTAL	-0-	41,000,000	-0-
19	004. Replace Event Center Technology			
20	Other Funds	-0-	4,000,000	-0-
21	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
22	005. Renew/Renovate Nunn Hall			
23	Restricted Funds	-0-	25,000,000	-0-
24	Other Funds	-0-	5,000,000	-0-
25	TOTAL	-0-	30,000,000	-0-
26	006. Expand/Renovate Soccer Stadium			
27	Other Funds	-0-	3,500,000	-0-

1	007. Acquire Land/Master Plan 2010-2012 Reauthorization (\$17,500,000 Agency			
2	Bonds, \$4,000,000 Restricted Funds, \$4,000,000 Other Funds)			
3	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
4	008. Replace Underground Utility Infrastructure			
5	Restricted Funds	-0-	6,700,000	-0-
6	009. Renew/Renovate Steely Library			
7	Restricted Funds	-0-	41,000,000	-0-
8	010. Renovate Brown Building Reauthorization (\$3,000,000 Restricted Funds,			
9	\$1,500,000 Other Funds)			
10	011. Renew E&G Building Systems Projects Pool			
11	Restricted Funds	-0-	20,000,000	-0-
12	012. Construct Research/Innovation Building Reauthorization (\$30,000,000 Other			
13	Funds)			
14	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
15	013. Construct /Acquire New Residence Hall Reauthorization (\$4,571,000 Agency			
16	Bonds)			
17	014. Reconstruct West Side Parking Reauthorization (\$6,529,000 Agency Bonds)			
18	015. Renovate/Construct Campbell Hall			
19	Restricted Funds	-0-	9,000,000	-0-
20	Other Funds	-0-	9,000,000	-0-
21	TOTAL	-0-	18,000,000	-0-
22	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
23	016. Academic Space – Lease			
24	017. Office Space – Lease			
25	018. Guaranteed Energy Savings Performance Contracts			
26	019. Renovate Residence Halls			
27	Agency Bonds	-0-	10,000,000	-0-

1	020. Renovate/Expand Baseball Field Additional Reauthorization			
2	Other Funds	-0-	6,700,000	-0-
3	021. Upgrade Admin/IT Infrastructure Pool			
4	Restricted Funds	-0-	15,500,000	-0-
5	Other Funds	-0-	6,000,000	-0-
6	TOTAL	-0-	21,500,000	-0-
7	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
8	022. Enhance Student Union			
9	Restricted Funds	1,500,000	-0-	-0-
10	Other Funds	3,000,000	-0-	-0-
11	TOTAL	4,500,000	-0-	-0-
12	8. UNIVERSITY OF KENTUCKY			
13	001. Replace UK HealthCare IT Systems 1			
14	Restricted Funds	-0-	320,000,000	-0-
15	002. Improve UK HealthCare Facilities – UK Chandler Hospital			
16	Restricted Funds	-0-	310,000,000	-0-
17	003. Construct Library/Knowledge Center			
18	Restricted Funds	-0-	237,000,000	-0-
19	004. Improve Funkhouser Building			
20	Restricted Funds	-0-	92,000,000	-0-
21	005. Construct College of Medicine Building			
22	Restricted Funds	-0-	200,000,000	-0-
23	006. Construct Student Housing			
24	Restricted Funds	-0-	50,000,000	-0-
25	Other Funds	-0-	100,000,000	-0-
26	TOTAL	-0-	150,000,000	-0-
27	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			

1	007. Improve Campus Parking and Transportation System			
2	Restricted Funds	-0-	150,000,000	-0-
3	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.		
4	008. Improve Parking/Transportation Systems UK HealthCare			
5	Restricted Funds	-0-	75,000,000	-0-
6	Other Funds	-0-	75,000,000	-0-
7	TOTAL	-0-	150,000,000	-0-
8	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.		
9	009. Construct Digital Village Building 3			
10	Restricted Funds	-0-	70,000,000	-0-
11	Other Funds	-0-	70,000,000	-0-
12	TOTAL	-0-	140,000,000	-0-
13	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.		
14	010. Facilities Renewal and Modernization			
15	Agency Bonds	-0-	125,000,000	-0-
16	011. Acquire/Renovate Housing			
17	Agency Bonds	-0-	40,000,000	-0-
18	Other Funds	-0-	35,000,000	-0-
19	TOTAL	-0-	75,000,000	-0-
20	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.		
21	012. Construct Retail/Parking Facility 1			
22	Other Funds	-0-	75,000,000	-0-
23	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.		
24	013. Construct Retail/Parking Facility 2			
25	Other Funds	-0-	75,000,000	-0-
26	(1) Authorization:	The above authorization is approved pursuant to KRS 45.763.		
27	014. Improve Center for Applied Energy Research Facilities			

1	Restricted Funds	-0-	75,000,000	-0-
2	015. Improve Multi-Disciplinary Science Building			
3	Restricted Funds	-0-	10,000,000	-0-
4	016. Construct/Improve Greek Housing			
5	Restricted Funds	-0-	36,000,000	-0-
6	Other Funds	-0-	36,000,000	-0-
7	TOTAL	-0-	72,000,000	-0-
8	017. Renovate/Improve King Library			
9	Restricted Funds	-0-	5,000,000	-0-
10	018. Construct Office Park at Coldstream			
11	Other Funds	-0-	65,000,000	-0-
12	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
13	019. Improve Memorial Coliseum			
14	Other Funds	-0-	65,000,000	-0-
15	020. Implement Land Use Plan – UK HealthCare			
16	Restricted Funds	-0-	60,000,000	-0-
17	021. Acquire Land			
18	Restricted Funds	-0-	50,000,000	-0-
19	022. Repair/Upgrade/Expand Central Plants			
20	Restricted Funds	-0-	112,000,000	-0-
21	023. Acquire Medical Facility 1			
22	Restricted Funds	-0-	50,000,000	-0-
23	024. Improve Whalen Building & Bay Facility			
24	Restricted Funds	-0-	5,000,000	-0-
25	025. Acquire Medical Facility 2			
26	Restricted Funds	-0-	50,000,000	-0-
27	026. Acquire/Renovate Clinical Research Facility			

1	Restricted Funds	-0-	8,000,000	-0-
2	027. Acquire/Improve Clinical Administrative Facility 1			
3	Restricted Funds	-0-	50,000,000	-0-
4	028. Construct Ambulatory Facility – UK HealthCare			
5	Restricted Funds	-0-	50,000,000	-0-
6	029. Improve McVey Hall			
7	Restricted Funds	-0-	35,000,000	-0-
8	030. Construct Clinical/Administrative Facility 1			
9	Restricted Funds	-0-	50,000,000	-0-
10	031. Improve Building Systems – UK HealthCare			
11	Restricted Funds	-0-	50,000,000	-0-
12	032. Improve Campus Core Quadrangle Facilities			
13	Restricted Funds	-0-	65,000,000	-0-
14	033. Improve Clinical/Ambulatory Services Facilities UK HealthCare			
15	Restricted Funds	-0-	50,000,000	-0-
16	034. Improve Reynolds Building 1			
17	Restricted Funds	-0-	35,000,000	-0-
18	035. Improve Coldstream Research Campus			
19	Restricted Funds	-0-	50,000,000	-0-
20	036. Improve Scovell Hall			
21	Restricted Funds	-0-	45,000,000	-0-
22	037. Improve Pence Hall			
23	Restricted Funds	-0-	20,000,000	-0-
24	038. Upgrade/Renovate/Expand Research Labs			
25	Restricted Funds	-0-	50,000,000	-0-
26	039. Expand/Improve Kastle Hall			
27	Restricted Funds	-0-	43,000,000	-0-

1	040. Expand/Improve Barnhart Building			
2	Other Funds	-0-	40,000,000	-0-
3	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
4	041. Improve Memorial Hall			
5	Restricted Funds	-0-	13,000,000	-0-
6	042. Purchase/Construct CO2 Capture Process Plant			
7	Federal Funds	-0-	40,000,000	-0-
8	043. Construct New Alumni Center			
9	Other Funds	-0-	38,000,000	-0-
10	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
11	044. Improve Chemistry/Physics Building Phase 3			
12	Restricted Funds	-0-	65,000,000	-0-
13	045. Construct Tennis Facility			
14	Restricted Funds	-0-	17,500,000	-0-
15	Other Funds	-0-	17,500,000	-0-
16	TOTAL	-0-	35,000,000	-0-
17	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
18	046. Improve Jacobs Science Building			
19	Restricted Funds	-0-	32,000,000	-0-
20	047. Construct Clinical/Administrative Facility 2			
21	Restricted Funds	-0-	30,000,000	-0-
22	048. Construct/Improve Parking I			
23	Restricted Funds	-0-	30,000,000	-0-
24	049. Improve Barnhart Building			
25	Restricted Funds	-0-	40,000,000	-0-
26	050. Construct/Improve Parking II			
27	Restricted Funds	-0-	30,000,000	-0-

1	051. Decommission Facilities			
2	Restricted Funds	-0-	30,000,000	-0-
3	052. Improve Parking Garage 1			
4	Restricted Funds	-0-	30,000,000	-0-
5	053. Improve Parking Garage 2			
6	Restricted Funds	-0-	30,000,000	-0-
7	054. Improve Sanders-Brown Building			
8	Restricted Funds	-0-	35,000,000	-0-
9	055. Research Equipment Replacement			
10	Restricted Funds	-0-	30,000,000	-0-
11	056. Construct Teaching Pavilion			
12	Restricted Funds	-0-	28,000,000	-0-
13	057. Acquire/Improve Clinical/Administrative Facility 2			
14	Restricted Funds	-0-	25,000,000	-0-
15	058. Improve Dentistry Facility			
16	Restricted Funds	-0-	25,000,000	-0-
17	059. Improve Good Samaritan Hospital Facilities UK HealthCare			
18	Restricted Funds	-0-	25,000,000	-0-
19	060. Improve Taylor Education Building			
20	Restricted Funds	-0-	40,000,000	-0-
21	061. Improve Medical Facility 1			
22	Restricted Funds	-0-	25,000,000	-0-
23	062. Improve Dickey Hall			
24	Restricted Funds	-0-	20,000,000	-0-
25	063. Improve Medical Facility 2			
26	Restricted Funds	-0-	25,000,000	-0-
27	064. Improve Anderson Tower			

1	Restricted Funds	-0-	6,000,000	-0-
2	065. Renovate/Upgrade UK HealthCare Facilities – Additional Reauthorization			
3	(\$75,000,000 Agency Bonds)			
4	Agency Bonds	-0-	25,000,000	-0-
5	066. Repair Emergency Infrastructure/Building Systems			
6	Restricted Funds	-0-	25,000,000	-0-
7	067. Construct Agriculture Research Facility 1			
8	Restricted Funds	-0-	20,000,000	-0-
9	068. Construct Library Depository Facility			
10	Restricted Funds	-0-	20,000,000	-0-
11	069. Construct Indoor Track			
12	Other Funds	-0-	20,000,000	-0-
13	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
14	070. Improve W.T. Young Facility			
15	Restricted Funds	-0-	5,000,000	-0-
16	071. Construct Research/Incubator Facility			
17	Other Funds	-0-	20,000,000	-0-
18	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
19	072. Renovate/Improve Nursing Building			
20	Restricted Funds	-0-	2,000,000	-0-
21	073. Construct/Expand/Renovate Ambulatory Care – UK HealthCare			
22	Restricted Funds	-0-	20,000,000	-0-
23	074. Renovate/Improve Frazee Hall			
24	Restricted Funds	-0-	11,000,000	-0-
25	075. Expand/Improve Johnson Center			
26	Restricted Funds	-0-	30,000,000	-0-
27	076. Improve Markey Cancer Center – UK HealthCare			

1	Restricted Funds	-0-	20,000,000	-0-
2	077. Improve Library Facility			
3	Restricted Funds	-0-	20,000,000	-0-
4	078. Improve Student Center Space 2			
5	Restricted Funds	-0-	20,000,000	-0-
6	079. Upgrade Dining Facilities			
7	Restricted Funds	-0-	10,000,000	-0-
8	Other Funds	-0-	10,000,000	-0-
9	TOTAL	-0-	20,000,000	-0-
10	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
11	080. Acquire Data Center Hardware – UK HealthCare			
12	Restricted Funds	-0-	15,000,000	-0-
13	081. Expand/Improve Willard Medical Education Building			
14	Restricted Funds	-0-	20,000,000	-0-
15	082. Acquire/Improve Elevator System – UK HealthCare			
16	Restricted Funds	-0-	15,000,000	-0-
17	083. Construct Engineering Center Building			
18	Restricted Funds	-0-	110,000,000	-0-
19	084. Construct/Improve Clinical/Administrative Facilities – UK HealthCare			
20	Restricted Funds	-0-	15,000,000	-0-
21	085. Construct/Improve Recreation Quad 1			
22	Restricted Funds	-0-	15,000,000	-0-
23	086. Improve Life Safety			
24	Restricted Funds	-0-	15,000,000	-0-
25	087. Construct/Fit-Up Retail Space			
26	Restricted Funds	-0-	10,000,000	-0-
27	Other Funds	-0-	5,000,000	-0-

1	TOTAL	-0-	15,000,000	-0-
2	088. Renovate/Improve Mineral Industries Building			
3	Restricted Funds	-0-	6,000,000	-0-
4	089. Improve Lancaster Aquatic Center 1			
5	Other Funds	-0-	12,000,000	-0-
6	090. Improve Medical Center Library			
7	Restricted Funds	-0-	12,000,000	-0-
8	091. Improve University Storage Facility			
9	Restricted Funds	-0-	12,000,000	-0-
10	092. Construct Equine Campus, Phase 2			
11	Restricted Funds	-0-	11,000,000	-0-
12	093. Improve Peterson Service Building			
13	Restricted Funds	-0-	14,000,000	-0-
14	094. Acquire Telemedicine/Virtual ICU – UK HealthCare			
15	Restricted Funds	-0-	10,000,000	-0-
16	095. Acquire/Renovate Administrative Facility			
17	Restricted Funds	-0-	10,000,000	-0-
18	096. Acquire/Upgrade IT System – UK HealthCare			
19	Restricted Funds	-0-	10,000,000	-0-
20	097. Construct Agriculture Research Facility 2			
21	Restricted Funds	-0-	10,000,000	-0-
22	098. Construct Metal Arts/Digital Media Building			
23	Restricted Funds	-0-	10,000,000	-0-
24	099. Construct/Renovate Gymnastic Practice Facility			
25	Other Funds	-0-	10,000,000	-0-
26	100. Implement Patient Communication System – UK HealthCare			
27	Restricted Funds	-0-	10,000,000	-0-

1	101. Improve Moloney Building			
2	Restricted Funds	-0-	17,000,000	-0-
3	102. Improve Athletics Facility 1			
4	Other Funds	-0-	10,000,000	-0-
5	103. Improve Athletics Facility 2			
6	Other Funds	-0-	10,000,000	-0-
7	104. Improve Spindletop Hall Facilities			
8	Restricted Funds	-0-	15,000,000	-0-
9	105. Expand/Renovate/Improve Sturgill Development Building			
10	Restricted Funds	-0-	4,000,000	-0-
11	106. Improve DLAR Facilities			
12	Restricted Funds	-0-	10,000,000	-0-
13	107. Construct/Improve Office Building			
14	Restricted Funds	-0-	55,000,000	-0-
15	108. Improve Wildcat Coal Lodge			
16	Other Funds	-0-	10,000,000	-0-
17	109. Construct Facilities Shops & Storage Facility			
18	Restricted Funds	-0-	27,000,000	-0-
19	110. Lease – Purchase Campus Infrastructure			
20	Restricted Funds	-0-	10,000,000	-0-
21	111. Improve Academic Facility 1			
22	Restricted Funds	-0-	16,000,000	-0-
23	112. Lease – Purchase Campus IT Systems			
24	Restricted Funds	-0-	10,000,000	-0-
25	113. Expand/Renovate/Improve LTS Facility			
26	Restricted Funds	-0-	20,000,000	-0-
27	114. Improve Lancaster Aquatic Center 2			

1	Other Funds	-0-	8,000,000	-0-
2	115. Construct Childcare Center Facility			
3	Restricted Funds	-0-	10,000,000	-0-
4	116. Improve Kroger Field Stadium			
5	Other Funds	-0-	7,000,000	-0-
6	117. Improve Carnahan House			
7	Restricted Funds	-0-	8,000,000	-0-
8	118. Lease – Purchase High Performance Computer			
9	Restricted Funds	-0-	7,000,000	-0-
10	119. Renovate/Improve Nursing Units – UK HealthCare			
11	Restricted Funds	-0-	7,000,000	-0-
12	120. Acquire/Improve Golf Facility			
13	Other Funds	-0-	6,000,000	-0-
14	121. Expand Kentucky Geological Survey Well Sample and Core Repository			
15	Restricted Funds	-0-	6,000,000	-0-
16	122. Improve Academic/Administrative Space 1			
17	Restricted Funds	-0-	10,000,000	-0-
18	123. Improve Athletics Facility 3			
19	Other Funds	-0-	6,000,000	-0-
20	124. Improve Academic/Administrative Space 2			
21	Restricted Funds	-0-	10,000,000	-0-
22	125. Improve Seaton Center			
23	Restricted Funds	-0-	6,000,000	-0-
24	126. Acquire Equipment/Furnishings Pool			
25	Other Funds	-0-	5,000,000	-0-
26	127. Improve Academic/Administrative Space 3			
27	Restricted Funds	-0-	10,000,000	-0-

1	128. ADA Compliance Pool			
2	Restricted Funds	-0-	5,000,000	-0-
3	129. Improve Academic/Administrative Space 4			
4	Restricted Funds	-0-	10,000,000	-0-
5	130. Construct Hospice Facility – UK HealthCare			
6	Restricted Funds	-0-	5,000,000	-0-
7	131. Construct/Improve Athletics Facility			
8	Other Funds	-0-	5,000,000	-0-
9	132. Construct/Improve Campus Recreation Field 1			
10	Restricted Funds	-0-	5,000,000	-0-
11	133. Improve Student Center Space 3			
12	Restricted Funds	-0-	25,000,000	-0-
13	134. Construct/Improve Campus Recreation Field 2			
14	Restricted Funds	-0-	5,000,000	-0-
15	135. Construct/Improve Campus Recreation Field 3			
16	Restricted Funds	-0-	5,000,000	-0-
17	136. Improve Patterson Hall			
18	Restricted Funds	-0-	12,000,000	-0-
19	137. Improve Athletics Facility 4			
20	Other Funds	-0-	5,000,000	-0-
21	138. Improve Athletics Facility 5			
22	Other Funds	-0-	5,000,000	-0-
23	139. Improve Baseball Facility Phase II			
24	Other Funds	-0-	5,000,000	-0-
25	140. Improve Campus Infrastructure			
26	Restricted Funds	-0-	5,000,000	-0-
27	141. Improve Enterprise Networking 1			

1	Restricted Funds	-0-	5,000,000	-0-
2	142. Improve Civil/Site Infrastructure			
3	Restricted Funds	-0-	50,000,000	-0-
4	143. Improve Enterprise Networking 2			
5	Restricted Funds	-0-	5,000,000	-0-
6	144. Improve Electrical Infrastructure			
7	Restricted Funds	-0-	28,000,000	-0-
8	145. Improve Joe Craft Center			
9	Other Funds	-0-	5,000,000	-0-
10	146. Improve Mechanical Infrastructure			
11	Restricted Funds	-0-	26,000,000	-0-
12	147. Improve Medical Plaza			
13	Restricted Funds	-0-	5,000,000	-0-
14	148. Improve Building Mechanical Systems			
15	Restricted Funds	-0-	35,000,000	-0-
16	149. Improve Nutter Training Facility			
17	Other Funds	-0-	5,000,000	-0-
18	150. Improve Soccer/Softball Facility			
19	Other Funds	-0-	5,000,000	-0-
20	151. Improve Building Electrical Systems			
21	Restricted Funds	-0-	10,000,000	-0-
22	152. Lease – Purchase Campus Call Center System			
23	Restricted Funds	-0-	5,000,000	-0-
24	153. Acquire/Improve Elevator Systems			
25	Restricted Funds	-0-	10,000,000	-0-
26	154. Lease – Purchase Network Security			
27	Restricted Funds	-0-	5,000,000	-0-

1	155. Improve Building Shell Systems			
2	Restricted Funds	-0-	40,000,000	-0-
3	156. Renovate Space for a Testing Center			
4	Restricted Funds	-0-	5,000,000	-0-
5	157. Expand/Improve Cooper House			
6	Restricted Funds	-0-	4,000,000	-0-
7	158. Improve Fume Hood Systems			
8	Restricted Funds	-0-	10,000,000	-0-
9	159. Repair/Replace Campus Cable Infrastructure			
10	Restricted Funds	-0-	4,000,000	-0-
11	160. Acquire Transportation Buses Pool			
12	Restricted Funds	-0-	3,000,000	-0-
13	161. Construct Cross Country Trail			
14	Other Funds	-0-	3,000,000	-0-
15	162. Construct/Improve Athletics Playing Fields 1			
16	Other Funds	-0-	3,000,000	-0-
17	163. Construct/Improve Athletics Playing Fields 2			
18	Other Funds	-0-	3,000,000	-0-
19	164. Construct/Relocate Data Center			
20	Restricted Funds	-0-	50,000,000	-0-
21	165. Lease – Purchase Voice Infrastructure			
22	Restricted Funds	-0-	3,000,000	-0-
23	166. Relocate/Replace Greenhouses			
24	Restricted Funds	-0-	3,000,000	-0-
25	167. Acquire Information Technology Systems			
26	Other Funds	-0-	2,000,000	-0-
27	168. Construct North Farm Agriculture Research Facility			

1	Restricted Funds	-0-	2,000,000	-0-
2	169. Improve Joe Craft Football Practice Facility			
3	Other Funds	-0-	2,000,000	-0-
4	170. Improve Nutter Field House			
5	Other Funds	-0-	2,000,000	-0-
6	171. Improve Senior Center			
7	Restricted Funds	-0-	2,000,000	-0-
8	172. Construct Data Center - UKHC			
9	Restricted Funds	-0-	45,000,000	-0-
10	173. Improve Sanders-Brown Center on Aging/Neuroscience Facilities			
11	Completion			
12	Bond Funds	-0-	14,000,000	-0-
13	Other Funds	-0-	14,000,000	-0-
14	TOTAL	-0-	28,000,000	-0-
15	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
16	174. Construct Police Headquarters			
17	Restricted Funds	-0-	27,000,000	-0-
18	175. Construct Indoor Track			
19	Restricted Funds	-0-	20,000,000	-0-
20	176. Upgrade/Expand Campus Security Platform			
21	Restricted Funds	-0-	10,000,000	-0-
22	177. Construct Beam Institute 1			
23	Restricted Funds	-0-	10,000,000	-0-
24	178. Construct Beam Institute 2			
25	Restricted Funds	-0-	10,000,000	-0-
26	179. Construct/Fit-Up Retail Space			
27	Other Funds	-0-	5,000,000	-0-

- 1 **180.** Construct Housing Reauthorization (\$50,000,000 Agency Bonds)
- 2 **181.** Renovate/Modernize Facilities Reauthorization (\$63,000,000 Agency Bonds)
- 3 **182.** Renovate/Improve Housing Reauthorization (\$50,000,000 Agency Bonds)
- 4 **183.** Lease – College of Medicine 1
- 5 **184.** Lease – College of Medicine 2
- 6 **185.** Lease – College of Medicine 3
- 7 **186.** Lease – College of Medicine 4
- 8 **187.** Lease – College of Medicine 5
- 9 **188.** Lease – Administrative Space
- 10 **189.** Lease – Good Samaritan – UK HealthCare
- 11 **190.** Lease – Off Campus Athletics 1
- 12 **191.** Lease – Off Campus Athletics 2
- 13 **192.** Lease – Off Campus Housing 1
- 14 **193.** Lease – Off Campus Housing 2
- 15 **194.** Lease – Off Campus 2
- 16 **195.** Lease – Grant Projects 1
- 17 **196.** Lease – Grant Projects 2
- 18 **197.** Lease – Grant Projects 3
- 19 **198.** Lease – Health Affairs Office 1
- 20 **199.** Lease – Health Affairs Office 2
- 21 **200.** Lease – Health Affairs Office 3
- 22 **201.** Lease – Health Affairs Office 4
- 23 **202.** Lease – Health Affairs Office 5
- 24 **203.** Lease – Health Affairs Office 6
- 25 **204.** Lease – Health Affairs Office 7
- 26 **205.** Lease – Health Affairs Office 8
- 27 **206.** Lease – Health Affairs Office 9

- 1 **207.** Lease – Health Affairs Office 10
- 2 **208.** Lease – Health Affairs Office 11
- 3 **209.** Lease – Health Affairs Office 12
- 4 **210.** Lease – Health Affairs Office 13
- 5 **211.** Lease – Health Affairs Office 14
- 6 **212.** Lease – Health Affairs Office 15
- 7 **213.** Lease – Off Campus 1
- 8 **214.** Lease – Off Campus 2
- 9 **215.** Lease – Off Campus 3
- 10 **216.** Lease – Off Campus 4
- 11 **217.** Lease – Off Campus 5
- 12 **218.** Lease – Off Campus 6
- 13 **219.** Lease – Off Campus 7
- 14 **220.** Lease – Off Campus 8
- 15 **221.** Lease – Off Campus 9
- 16 **222.** Lease – Off Campus 10
- 17 **223.** Lease – Off Campus 11
- 18 **224.** Lease – Off Campus 12
- 19 **225.** Lease – Off Campus 13
- 20 **226.** Lease – UK HealthCare Grant Project 1
- 21 **227.** Lease – UK HealthCare Grant Project 2
- 22 **228.** Lease – UK HealthCare Off Campus Facility 1
- 23 **229.** Lease – UK HealthCare Off Campus Facility 2
- 24 **230.** Lease – UK HealthCare Off Campus Facility 3
- 25 **231.** Lease – UK HealthCare Off Campus Facility 4
- 26 **232.** Lease – UK HealthCare Off Campus Facility 5
- 27 **233.** Lease – UK HealthCare Off Campus Facility 6

- 1 **234.** Lease – UK HealthCare Off Campus Facility 7
 2 **235.** Lease – UK HealthCare Off Campus Facility 8
 3 **236.** Lease – UK HealthCare Off Campus Facility 9
 4 **237.** Lease – UK HealthCare Off Campus Facility 10
 5 **238.** Lease – UK HealthCare Off Campus Facility 11
 6 **239.** Lease – UK HealthCare Off Campus Facility 12
 7 **240.** Guaranteed Energy Savings Performance Contracts – UK HealthCare
 8 **241.** Guaranteed Energy Savings Performance Contracts

9 **9. UNIVERSITY OF LOUISVILLE**

10 **001.** Construct College of Business

11	Agency Bonds	-0-	40,000,000	-0-
12	Other Funds	-0-	80,000,000	-0-
13	TOTAL	-0-	120,000,000	-0-

14 **002.** Construct Athletics Village

15	Other Funds	-0-	90,000,000	-0-
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16 **003.** Purchase Housing Facilities

17	Restricted Funds	-0-	75,000,000	-0-
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18 **004.** Renovate Vivarium Facilities

19	Restricted Funds	-0-	75,000,000	-0-
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20 **005.** Renovate Ekstrom Library

21	Restricted Funds	-0-	57,200,000	-0-
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22 **006.** Public/Private Partnership Residence Hall

23	Other Funds	-0-	51,000,000	-0-
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24 **(1) Authorization:** The above authorization is approved pursuant to KRS 45.763.

25 **007.** Renovation and Adaptation Projects for Various Buildings

26	Restricted Funds	-0-	50,000,000	-0-
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27 **008.** Renovate School of Medicine Building 55A

1	Restricted Funds	-0-	42,000,000	-0-
2	009. Acquisition of Dormitories			
3	Restricted Funds	-0-	41,150,000	-0-
4	010. Construct New Natatorium			
5	Other Funds	-0-	25,000,000	-0-
6	011. Replace HVAC Various Buildings			
7	Restricted Funds	-0-	25,000,000	-0-
8	012. Construct/Upgrade Utility Infrastructure			
9	Restricted Funds	-0-	21,975,000	-0-
10	013. Purchase Next Generation/ERP Support System			
11	Restricted Funds	-0-	20,000,000	-0-
12	014. Renovate Health Sciences Center Instructional and Student Services Space			
13	Restricted Funds	-0-	20,000,000	-0-
14	015. Vivarium Equipment Pool – 2020-2022			
15	Restricted Funds	-0-	20,000,000	-0-
16	016. Public/Private Partnership Dormitory Students and Athletes			
17	Other Funds	-0-	17,202,000	-0-
18	(1) Authorization: The above authorization is approved pursuant to KRS 45.763.			
19	017. Construct Indoor Facility			
20	Other Funds	-0-	15,000,000	-0-
21	018. Purchase Land			
22	Restricted Funds	-0-	15,000,000	-0-
23	019. Exterior Envelope Replacement School of Medicine Building 55A			
24	Restricted Funds	-0-	15,000,000	-0-
25	020. Renovate School of Nursing Building			
26	Restricted Funds	-0-	11,380,000	-0-
27	021. Regional Biocontainment Laboratory Pressurization Upgrade			

1	Restricted Funds	-0-	10,868,800	-0-
2	022. Basketball/Lacrosse Practice Facility Expansion			
3	Other Funds	-0-	19,000,000	-0-
4	023. Improve Housing Facilities Pool – 2020-2022			
5	Restricted Funds	-0-	10,000,000	-0-
6	024. Renovate Cardinal Football Stadium			
7	Other Funds	-0-	10,000,000	-0-
8	025. Expand Jim Patterson Stadium and Construct Indoor Facility			
9	Other Funds	-0-	16,000,000	-0-
10	026. Expand Ulmer Softball Stadium			
11	Other Funds	-0-	8,000,000	-0-
12	027. Purchase Networking System			
13	Restricted Funds	-0-	8,000,000	-0-
14	028. Capital Renewal for Athletic Venues – 2020-2022			
15	Other Funds	-0-	7,500,000	-0-
16	029. Construct Athletics Office Building			
17	Other Funds	-0-	7,500,000	-0-
18	030. Purchase Research Computing Infrastructure			
19	Restricted Funds	-0-	7,000,000	-0-
20	031. Replace Seats in Athletic Venues			
21	Other Funds	-0-	7,000,000	-0-
22	032. Law School HVAC			
23	Restricted Funds	-0-	6,715,000	-0-
24	033. Cardinal Stadium WiFi			
25	Other Funds	-0-	6,000,000	-0-
26	034. College of Education HVAC Upgrade			
27	Restricted Funds	-0-	5,456,000	-0-

1	035. Expand Marshall Center Complex			
2	Other Funds	-0-	5,000,000	-0-
3	036. Renovate Office Building			
4	Restricted Funds	-0-	4,350,000	-0-
5	037. Construct Practice Bubble			
6	Other Funds	-0-	4,000,000	-0-
7	038. Purchase Content Management System			
8	Restricted Funds	-0-	4,000,000	-0-
9	039. Renovate Parking Structures			
10	Restricted Funds	-0-	3,600,000	-0-
11	040. Purchase Fiber Instructure			
12	Restricted Funds	-0-	3,500,000	-0-
13	041. Belknap Brandeis Corridor Improvements			
14	Restricted Funds	-0-	3,100,000	-0-
15	042. Renovate Bass Rudd Tennis Center			
16	Other Funds	-0-	3,000,000	-0-
17	043. Renovate Cardinal Park			
18	Other Funds	-0-	8,000,000	-0-
19	044. Resurface and Repair Parking Lot			
20	Restricted Funds	-0-	2,500,000	-0-
21	045. Belknap 3rd Street Improvements			
22	Restricted Funds	-0-	2,180,000	-0-
23	046. Athletics Enhancements in New Dormitory			
24	Other Funds	-0-	2,000,000	-0-
25	047. Demolish and Construct Golf Maintenance/Chemical Building			
26	Other Funds	-0-	2,000,000	-0-
27	048. Football Practice Field Lighting			

1	Other Funds	-0-	2,000,000	-0-
2	049. Purchase Identity Management			
3	Restricted Funds	-0-	2,000,000	-0-
4	050. Renovate Garvin Brown Boathouse			
5	Other Funds	-0-	2,000,000	-0-
6	051. Cardinal Stadium Club Upgrades			
7	Other Funds	-0-	2,000,000	-0-
8	052. Replace Electronic Video Boards			
9	Other Funds	-0-	2,000,000	-0-
10	053. Construct Athletic Grounds Building			
11	Other Funds	-0-	1,550,000	-0-
12	054. Renovate Ville Grill			
13	Restricted Funds	-0-	2,100,000	-0-
14	055. Replace Artificial Turf Field III			
15	Other Funds	-0-	1,250,000	-0-
16	056. Replace Artificial Turf Field IV			
17	Other Funds	-0-	1,250,000	-0-
18	057. Renovate Dental School Administrative Space			
19	Restricted Funds	-0-	1,000,000	-0-
20	058. Renovate Marshall Center			
21	Other Funds	-0-	1,000,000	-0-
22	059. Renovate Golf Club Shelby County			
23	Other Funds	-0-	1,000,000	-0-
24	060. Renovate Lynn Soccer Stadium			
25	Other Funds	-0-	1,000,000	-0-
26	061. Renovate Thornton's Academic Center			
27	Other Funds	-0-	1,000,000	-0-

1 **062.** Renovate Trager Football Practice Facility
 2 Other Funds -0- 1,000,000 -0-

3 **063.** Renovate Patterson Baseball Stadium
 4 Other Funds -0- 1,000,000 -0-

5 **064.** Demolish and Construct Residence Halls Reauthorization and Reallocation
 6 (\$90,000,000 Agency Bonds)

7 **(1) Reauthorization and Reallocation:** The above project is authorized from a
 8 reallocation of the projects set forth in 2018 Ky. Acts ch. 169, Part II, J., 075. and 077..

- 9 **065.** Academic Space 1 – Lease
- 10 **066.** Academic Space 2 – Lease
- 11 **067.** Housing 1 – Lease
- 12 **068.** Housing 2 – Lease
- 13 **069.** Housing 3 – Lease
- 14 **070.** Housing 4 – Lease
- 15 **071.** Jefferson County – Clinic Space 1 – Lease
- 16 **072.** Jefferson County – Clinic Space 2 – Lease
- 17 **073.** Jefferson County – Clinic Space 3 – Lease
- 18 **074.** Jefferson County – Clinic Space – State of Kentucky – Lease
- 19 **075.** Jefferson County – Office Space 1 – Lease
- 20 **076.** Jefferson County – Office Space 2 – Lease
- 21 **077.** Jefferson County – Office Space 3 – Lease
- 22 **078.** Jefferson County – Office Space 4 – Lease
- 23 **079.** Nucleus 1 Building – Lease
- 24 **080.** Nucleus 1 Building 2 – Lease
- 25 **081.** Medical Center One – Lease
- 26 **082.** Medical Center One 2 – Lease
- 27 **083.** University Pointe and Cardinal Towne – Lease

1	084.	Trager Institute – Lease			
2	085.	Arthur Street – Lease			
3	086.	Housing Facilities – Lease			
4	087.	Support Space 1 – Lease			
5	088.	Athletic/Student Dormitory – Lease			
6	089.	Guaranteed Energy Savings Performance Contracts			
7	10.	WESTERN KENTUCKY UNIVERSITY			
8	001.	Renovate and Expand Innovation Campus			
9		Other Funds	-0-	80,000,000	-0-
10	002.	Construct Parking Structure IV			
11		Agency Bonds	-0-	25,000,000	-0-
12	003.	Renovate Grise Hall			
13		Restricted Funds	-0-	32,200,000	-0-
14	004.	Renovate and Expand Clinical Education Complex			
15		Other Funds	-0-	8,000,000	-0-
16	005.	Demolish Tate Page Hall/Improve Site			
17		Restricted Funds	-0-	6,000,000	-0-
18	006.	Renovate Center for Research and Development Phase 1			
19		Restricted Funds	-0-	6,000,000	-0-
20	007.	Replace Underground Infrastructure			
21		Restricted Funds	-0-	25,000,000	-0-
22	008.	Renovate South Campus			
23		Restricted Funds	-0-	5,000,000	-0-
24	009.	Demolish Garrett Conference Center/Improve Site			
25		Restricted Funds	-0-	7,000,000	-0-
26	010.	Construct South Plaza			
27		Other Funds	-0-	3,600,000	-0-

1	011.	Renovate Raymond Cravens Library			
2		Restricted Funds	-0-	40,300,000	-0-
3	012.	Acquire Fixtures, Furnishings, and Equipment Pool – 2020-2022			
4		Restricted Funds	-0-	3,000,000	-0-
5	013.	Renovate Ogden College of Science & Engineering Facility			
6		Restricted Funds	-0-	75,800,000	-0-
7	014.	Renovate Potter College Arts & Letters Facilities			
8		Restricted Funds	-0-	96,400,000	-0-
9	015.	Renovate Academic Complex			
10		Restricted Funds	-0-	27,500,000	-0-
11	016.	Demolish Foundation Building/Improve Site			
12		Other Funds	-0-	3,000,000	-0-
13	017.	Purchase Property for Campus Expansion 2020-2022			
14		Restricted Funds	-0-	3,000,000	-0-
15	018.	Improve Life Safety Pool/Academic Buildings			
16		Restricted Funds	-0-	27,500,000	-0-
17	019.	Purchase Property/Parking and Street Improvements 2020-2022			
18		Restricted Funds	-0-	3,000,000	-0-
19	020.	Repair/Replace Roof at Center for Research and Development			
20		Restricted Funds	-0-	5,100,000	-0-
21	021.	Renovate Police Department			
22		Restricted Funds	-0-	2,000,000	-0-
23	022.	Remove and Replace Student Housing at Farm			
24		Other Funds	-0-	1,500,000	-0-
25	023.	Renovate Kentucky Building			
26		Restricted Funds	-0-	17,500,000	-0-
27	024.	Renovate State and Normal Street Properties			

1	Restricted Funds	-0-	1,500,000	-0-
2	025. Renovate Tate Page Hall			
3	Restricted Funds	-0-	1,200,000	-0-
4	026. Alumni Center – Lease			
5	027. Renovate Central Heat Plant			
6	Restricted Funds	-0-	5,100,000	-0-
7	028. Nursing and Physical Therapy – Lease			
8	029. Renovate Jones Jagers Interior			
9	Restricted Funds	-0-	1,000,000	-0-
10	030. Parking Garage – Lease			
11	031. Guaranteed Energy Savings Performance Contracts			
12	032. Construct, Renovate and Improve Athletic Facilities			
13	Agency Bonds	-0-	50,000,000	-0-
14	033. Capital Renewal Pool – 2020-2022			
15	Restricted Funds	-0-	10,000,000	-0-
16	034. Renovate Health Sciences Complex Classroom			
17	Restricted Funds	-0-	1,500,000	-0-
18	11. KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM			
19	001. Renovate Instructional Space – Gateway CTC			
20	Restricted Funds	-0-	7,000,000	-0-
21	002. Construct Fire Commission NRPC Classroom Building			
22	Restricted Funds	-0-	5,200,000	-0-
23	003. Acquire and Improve Parking Lots – Jefferson CTC			
24	Restricted Funds	-0-	5,000,000	-0-
25	004. Construct/Procure Transportation Center – Elizabethtown CTC			
26	Restricted Funds	-0-	5,000,000	-0-
27	005. KCTCS Equipment Pool – 2020-2022			

1	Restricted Funds	-0-	5,000,000	-0-
2	006. KCTCS Property Acquisition Pool – 2020-2022			
3	Restricted Funds	-0-	5,000,000	-0-
4	007. Renovate Newtown Campus North Buildings – Bluegrass CTC			
5	Restricted Funds	-0-	4,900,000	-0-
6	008. Renovate Advanced Manufacturing and Construction Center – Hazard CTC			
7	Restricted Funds	-0-	1,000,000	-0-
8	Federal Funds	-0-	3,900,000	-0-
9	TOTAL	-0-	4,900,000	-0-
10	009. Renovate Industrial Education Building – Hazard CTC			
11	Federal Funds	-0-	2,500,000	-0-
12	010. Renovate Parking Lot and Sidewalks – West Ky CTC			
13	Restricted Funds	-0-	2,100,000	-0-
14	011. Upgrade IT Infrastructure – Gateway CTC			
15	Restricted Funds	-0-	1,500,000	-0-
16	012. Construct Fire Commission Five Story Training Drill Tower			
17	Restricted Funds	-0-	1,200,000	-0-
18	013. Renovate Dental Hygiene Clinic – Big Sandy CTC – Mayo Campus			
19	Reauthorization (\$3,000,000 Restricted Funds)			
20	014. Upgrade Welding Shop – Big Sandy CTC – Mayo Campus Reauthorization			
21	(\$1,500,000 Restricted Funds)			
22	015. Jefferson CTC – Bullitt County Campus – Lease			
23	016. Jefferson CTC – Jefferson Education Center – Lease			
24	017. KCTCS System Office – Lease			
25	018. Maysville CTC – Rowan Campus – Lease			
26	019. Elizabethtown CTC – Hardin County – Lease			
27	020. Guaranteed Energy Savings Performance Contracts			

1	J. TOURISM, ARTS AND HERITAGE CABINET			
2	Budget Units	2019-20	2020-21	2021-22
3	1. PARKS			
4	001. Maintenance Pool – 2020-2022			
5	Bond Funds	-0-	5,000,000	-0-
6	002. Wastewater Treatment Upgrades Pool – 2020-2022			
7	Bond Funds	-0-	5,000,000	-0-
8	2. HORSE PARK COMMISSION			
9	001. Maintenance Pool – 2020-2022			
10	Investment Income	-0-	900,000	-0-
11	3. STATE FAIR BOARD			
12	001. Prestonia Grounds and Infrastructure Improvements			
13	Bond Funds	3,000,000	1,000,000	-0-
14	002. Maintenance Pool – 2020-2022			
15	Bond Funds	-0-	1,500,000	-0-
16	4. FISH AND WILDLIFE RESOURCES			
17	001. Fees-in-Lieu-of Stream Mitigation Projects Pool Reauthorization			
18	(\$40,000,000 Restricted Funds)			
19	5. HERITAGE COUNCIL			
20	001. Records Digitization Reauthorization and Reallocation (\$1,000,000 Bond			
21	Funds)			
22	(1) Reauthorization and Reallocation: The above project is authorized from a			
23	reallocation of the project set forth in 2014 Ky. Acts ch. 117 Part II, L., 5, 001..			
24	6. KENTUCKY CENTER FOR THE ARTS			
25	001. Maintenance Pool – 2020-2022			
26	Investment Income	-0-	240,000	-0-

27 **PART III**

GENERAL PROVISIONS

1. Funds Designations: Restricted Funds designated in the biennial budget bills are classified in the state financial records and reports as the Agency Revenue Fund, State Enterprise Funds (State Parks, State Fair Board, Insurance Administration, and Kentucky Horse Park), Internal Services Funds (Fleet Management, Computer Services, Correctional Industries, Central Printing, Risk Management, and Property Management), and selected Fiduciary Funds (Other Expendable Trust Funds). Separate fund records and reports shall be maintained in a manner consistent with the branch budget bills.

The sources of Restricted Funds appropriations in this Act shall include all fees (which includes fees for room and board, athletics, and student activities) and rentals, admittances, sales, bond proceeds, licenses collected by law, gifts, subventions, contributions, income from investments, and other miscellaneous receipts produced or received by a budget unit, except as otherwise specifically provided, for the purposes, use, and benefit of the budget unit as authorized by law. Restricted Funds receipts shall be credited and allotted to the respective fund or account out of which a specified appropriation is made in this Act. All receipts of Restricted Funds shall be deposited in the State Treasury and credited to the proper account as provided in KRS Chapters 12, 42, 45, and 48.

The sources of Federal Funds appropriations in this Act shall include federal subventions, grants, contracts, or other Federal Funds received, income from investments, other miscellaneous federal receipts received by a budget unit, and the Unemployment Compensation Fund, except as otherwise provided, for the purposes, use, and benefit of the budget unit as authorized by law. Federal Funds receipts shall be credited and allotted to the respective fund account out of which a specified appropriation is made in this Act. All Federal Funds receipts shall be deposited in the State Treasury and credited to the proper account as provided in KRS Chapters 12, 42, 45, and 48.

2. Expenditure of Excess Federal Funds Receipts: If receipts received or

1 credited to the Federal Funds accounts of a budget unit during fiscal year 2020-2021, and
2 any balance forwarded to the credit of these same accounts from the previous fiscal year,
3 exceed the appropriation made by a specific sum for these accounts of the budget unit as
4 provided in Part I, Operating Budget, of this Act, for the fiscal year in which the excess
5 occurs, the excess funds in the accounts of the budget unit shall become available for
6 expenditure for the purpose of the account during the fiscal year only upon compliance
7 with the conditions and procedures specified in KRS 48.400, 48.500, 48.600, 48.605,
8 48.610, 48.620, 48.630, 48.730, and 48.800, and with the authorization of the State
9 Budget Director and approval of the Secretary of the Finance and Administration Cabinet.

10 Any request made by a budget unit pursuant to KRS 48.630 that relates to Federal
11 Funds shall include documentation showing a comparative statement of revised estimated
12 receipts by fund source and the proposed expenditures by proposed use, with the
13 appropriated sums specified in the Budget of the Commonwealth, and statements which
14 explain the cause, source, and use for any variances which may exist.

15 Each budget unit shall submit its reports in print and electronic format consistent
16 with the Federal Funds records contained in the fiscal biennium 2020-2022 Branch
17 Budget Request Manual and according to the following schedule in each fiscal year: (a)
18 on or before the beginning of each fiscal year; (b) on or before October 1; (c) on or before
19 January 1; and (d) on or before April 1.

20 Notwithstanding KRS 48.630, no unbudgeted Restricted Funds shall be allotted or
21 expended without the express authority of the General Assembly, with the exceptions of
22 the Public Service Commission and institutions of higher education.

23 **3. Interim Appropriation Increases:** No appropriation from any fund source
24 shall exceed the sum specified in this Act until the agency has documented the necessity,
25 purpose, use, and source, and the documentation has been submitted to the Interim Joint
26 Committee on Appropriations and Revenue for its review and action in accordance with
27 KRS 48.630 and Part III, 2. of this Act. Proposed revisions to an appropriation contained

1 in the enacted Executive Budget or allotment of an unbudgeted appropriation shall
2 conform to the conditions and procedures of KRS 48.630 and this Act.

3 Notwithstanding KRS 48.630(3), (4), and (5), any proposed and recommended
4 actions to increase appropriations for funds specified in Section 2. of this Part shall be
5 scheduled consistent with the timetable contained in that section in order to provide
6 continuous and timely budget information.

7 **4. Revision of Appropriation Allotments:** Allotments within appropriated
8 sums for the activities and purposes contained in the enacted Executive Budget shall
9 conform to KRS 48.610 and may be revised pursuant to KRS 48.605 and this Act.

10 **5. Permitted Appropriation Obligations:** No state agency, cabinet,
11 department, office, or program shall incur any obligation against the General Fund or
12 Road Fund appropriations contained in this Act unless the obligation may be reasonably
13 determined to have been contemplated in the enacted budget and is based upon
14 supporting documentation considered by the General Assembly and legislative and
15 executive records.

16 **6. Lapse of General Fund or Road Fund Appropriations Supplanted by**
17 **Federal Funds:** Any General Fund or Road Fund appropriation made in anticipation of a
18 lack, loss, or reduction of Federal Funds shall lapse to the General Fund or Road Fund
19 Surplus Account, respectively, to the extent the Federal Funds otherwise become
20 available.

21 **7. Federally Funded Agencies:** A state agency entitled to Federal Funds, which
22 would represent 100 percent of the cost of a program, shall conform to KRS 48.730.

23 **8. Lapse of General Fund or Road Fund Excess Debt Service**
24 **Appropriations:** Pursuant to KRS 48.720, any excess General Fund or Road Fund debt
25 service shall lapse to the respective surplus account unless otherwise directed in this Act.

26 **9. Statutes in Conflict:** All statutes and portions of statutes in conflict with any
27 of the provisions of this Act, to the extent of the conflict, are suspended unless otherwise

1 provided by this Act.

2 **10. Interpretation of Appropriations:** Notwithstanding KRS 48.500, all
3 questions that arise in interpreting this Act and the Transportation Cabinet budget shall be
4 decided by the Attorney General, and the decision of the Attorney General shall be final
5 and conclusive.

6 **11. Publication of the Budget of the Commonwealth:** The State Budget
7 Director shall cause the Governor's Office for Policy and Management, within 60 days of
8 adjournment of the 2020 Regular Session of the General Assembly, to publish a final
9 enacted budget document, styled the Budget of the Commonwealth, based upon the
10 Legislative Budget, Executive Budget, Transportation Cabinet Budget, and Judicial
11 Budget as enacted by the 2020 Regular Session, as well as other Acts which contain
12 appropriation provisions for the 2020-2022 fiscal biennium, and based upon supporting
13 documentation and legislative records as considered by the 2020 Regular Session. This
14 document shall include, for each agency and budget unit, a consolidated budget summary
15 statement of available regular and continuing appropriated revenue by fund source,
16 corresponding appropriation allocations by program or subprogram as appropriate, budget
17 expenditures by principal budget class, and any other fiscal data and commentary
18 considered necessary for budget execution by the Governor's Office for Policy and
19 Management and oversight by the Interim Joint Committee on Appropriations and
20 Revenue. The enacted Executive Budget and Transportation Cabinet Budget shall be
21 revised or adjusted only upon approval by the Governor's Office for Policy and
22 Management as provided in each Part of this Act and by KRS 48.400 to 48.810, and upon
23 review and approval by the Interim Joint Committee on Appropriations and Revenue.

24 **12. State Financial Condition:** Pursuant to KRS 48.400, the State Budget
25 Director shall monitor and report on the financial condition of the Commonwealth.

26 **13. Prorating Administrative Costs:** The Secretary of the Finance and
27 Administration Cabinet is authorized to establish a system or formula or a combination of

1 both for prorating the administrative costs of the Finance and Administration Cabinet, the
2 Department of the Treasury, and the Office of the Attorney General relative to the
3 administration of programs in which there is joint participation by the state and federal
4 governments for the purpose of receiving the maximum amount of participation permitted
5 under the appropriate federal laws and regulations governing the programs. The receipts
6 and allotments under this section shall be reported to the Interim Joint Committee on
7 Appropriations and Revenue prior to any transfer of funds.

8 **14. Construction of Budget Provisions Regarding Executive Reorganization**

9 **Orders:** Nothing in this Act shall be construed to confirm or ratify, under KRS 12.027 or
10 12.028, any executive reorganization order unless the executive order was confirmed or
11 ratified by appropriate amendment to the Kentucky Revised Statutes in another Act of the
12 2020 Regular Session of the General Assembly.

13 **15. Budget Planning Report:** By August 15, 2021, the State Budget Director, in
14 conjunction with the Consensus Forecasting Group, shall provide to each branch of
15 government, pursuant to KRS 48.120, a budget planning report.

16 **16. Tax Expenditure Revenue Loss Estimates:** By October 15, 2021, the Office
17 of State Budget Director shall provide to each branch of government detailed estimates
18 for the General Fund and Road Fund for the current and next two fiscal years of the
19 revenue loss resulting from tax expenditures. The Department of Revenue shall provide
20 assistance and furnish data, which is not restricted by KRS 131.190. "Tax expenditure" as
21 used in this section means an exemption, exclusion, or deduction from the base of a tax, a
22 credit against the tax, a deferral of a tax, or a preferential tax rate. The estimates shall
23 include for each tax expenditure the amount of revenue loss, a citation of the legal
24 authority for the tax expenditure, the year in which it was enacted, and the tax year in
25 which it became effective.

26 **17. Duplicate Appropriations:** Any appropriation item and sum in Parts I to X of
27 this Act and in an appropriation provision in any Act of the 2020 Regular Session which

1 constitutes a duplicate appropriation shall be governed by KRS 48.312.

2 **18. Priority of Individual Appropriations:** KRS 48.313 shall control when a
3 total or subtotal figure in this Act conflicts with the sum of the appropriations of which it
4 consists.

5 **19. Severability of Budget Provisions:** Appropriation items and sums in Parts I
6 to X of this Act shall conform to KRS 48.311. If any section, any subsection, or any
7 provision is found by a court of competent jurisdiction in a final, unappealable order to be
8 invalid or unconstitutional, the decision of the courts shall not affect or impair any of the
9 remaining sections, subsections, or provisions.

10 **20. Unclaimed Lottery Prize Money:** For fiscal year 2020-2021, all unclaimed
11 lottery prize money under KRS 154A.110(3) shall be credited to the Kentucky
12 Educational Excellence Scholarship Reserve Account to be held as a subsidiary account
13 within the Finance and Administration Cabinet for the purpose of funding the KEES
14 Program as appropriated in this Act. If the Kentucky Higher Education Assistance
15 Authority certifies to the State Budget Director that the appropriations in this Act for the
16 KEES Program under the existing award schedule are insufficient to meet funds required
17 for eligible applicants, then the State Budget Director shall provide the necessary
18 allotment of funds in the balance of the KEES Reserve Account to fund the KEES
19 Program. Actions taken under this section shall be reported to the Interim Joint
20 Committee on Appropriations and Revenue on a timely basis.

21 **21. Workers' Compensation:** Notwithstanding KRS 342.340(1) and 803 KAR
22 25:021, Section 5, the Personnel Cabinet shall be exempt from procuring excess risk
23 insurance in fiscal year 2020-2021 for the Workers' Compensation Benefits and Reserve
24 Program administered by the Cabinet.

25 **22. Carry Forward and Undesignated General Fund and Road Fund Carry**
26 **Forward:** Notwithstanding KRS 48.700 and 48.705, and other Parts of this Act, the
27 Secretary of the Finance and Administration Cabinet shall determine and certify, within

1 30 days of the close of fiscal year 2019-2020 and fiscal year 2020-2021, the actual
2 amount of undesignated balance of the General Fund and the Road Fund for the year just
3 ended. The amounts from the undesignated fiscal year 2019-2020 and fiscal year 2020-
4 2021 General Fund and Road Fund balances that are designated and carried forward for
5 budgeted purposes in the 2020-2022 fiscal biennium shall be determined by the State
6 Budget Director during the close of the respective fiscal year and shall be reported to the
7 Interim Joint Committee on Appropriations and Revenue within 30 days of the close of
8 the fiscal year. Any General Fund undesignated balance in excess of the amount
9 designated for budgeted purposes under this section shall be made available for the
10 General Fund Surplus Expenditure Plan contained in Part VII of this Act unless otherwise
11 provided in this Act. The Road Fund undesignated balance in excess of the amount
12 designated for budgeted purposes under this section shall be made available for the Road
13 Fund Surplus Expenditure Plan contained in Part IX of this Act unless otherwise provided
14 in this Act.

15 **23. Reallocation of Appropriations Among Budget Units:** Notwithstanding any
16 statute to the contrary, or provisions of this Act, the Secretary of a Cabinet, the
17 Commissioner of the Department of Education, and other agency heads may request a
18 reallocation among budget units under his or her administrative authority up to ten
19 percent of General Fund appropriations contained in Part I, Operating Budget, of this Act
20 for fiscal years 2019-2020 and 2020-2021 for approval by the State Budget Director. A
21 request shall explain the need and use for the transfer authority under this section. The
22 amount of transfer of General Fund appropriations shall be separately recorded and
23 reported in the system of financial accounts and reports provided in KRS Chapter 45. The
24 State Budget Director shall report a transfer made under this section, in writing, to the
25 Interim Joint Committee on Appropriations and Revenue.

26 **24. Local School District Expenditure Flexibility:** Notwithstanding KRS
27 160.470(6) or any statute to the contrary, during fiscal year 2020-2021, local school

1 districts may adopt and the Kentucky Board of Education may approve a working budget
2 that includes a minimum reserve of less than two percent of the total budget. The
3 Kentucky Department of Education shall monitor the financial position of any district that
4 receives approval for a working budget with a reserve of less than two percent and shall
5 provide a financial report for those districts at each meeting of the Kentucky Board of
6 Education.

7 **25. Appropriations Expenditure Purpose and Transfer Restrictions:** Funds
8 appropriated in this Act shall not be expended for any purpose not specifically authorized
9 by the General Assembly in this Act nor shall funds appropriated in this Act be
10 transferred to or between any cabinet, department, board, commission, institution, agency,
11 or budget unit of state government unless specifically authorized by the General
12 Assembly in this Act and KRS 48.400 to 48.810. Compliance with the provisions of this
13 section shall be reviewed and determined by the Interim Joint Committee on
14 Appropriations and Revenue.

15 **26. Budget Implementation:** The General Assembly directs that the Executive
16 Branch shall carry out all appropriations and budgetary language provisions as contained
17 in the State/Executive Budget. The Legislative Research Commission shall review
18 quarterly expenditure data to determine if an agency is out of compliance with this
19 directive. If the Legislative Research Commission suspects that any entity has acted in
20 non-conformity with this section, the Legislative Research Commission may order an
21 audit or review at the agency's expense. Such audit findings, reviews, and reports shall be
22 subject to the Kentucky Open Records Law.

23 **27. Information Technology:** All authorized computer information technology
24 projects shall submit a semiannual progress report to the Capital Projects and Bond
25 Oversight Committee. The reporting process shall begin six months after the project is
26 authorized and shall continue through completion of the project. The initial report shall
27 establish a timeline for completion and cash disbursement schedule. Each subsequent

1 report shall update the timeline and budgetary status of the project and explain in detail
2 any issues with completion date and funding.

3 **28. Equipment Service Contracts and Energy Efficiency Measures:** The
4 General Assembly mandates that the Finance and Administration Cabinet review all
5 equipment service contracts to maximize savings to the Commonwealth to strictly adhere
6 to the provisions of KRS 56.772, 56.782, and 56.784 in maximizing the use of energy
7 efficiency measures.

8 **29. Debt Restructuring:** Notwithstanding any other provision of the Kentucky
9 Revised Statutes, no General Fund or Road Fund debt restructuring transactions shall be
10 undertaken during the 2020-2022 fiscal biennium.

11 **30. Effects of Subsequent Legislation:** If any measure enacted during the 2020
12 Regular Session of the General Assembly subsequent to this Act contains an
13 appropriation or is projected to increase or decrease General Fund revenues, the amount
14 in the Budget Reserve Trust Fund shall be revised to accommodate the appropriation or
15 the reduction or increase in projected revenues. Notwithstanding any provision of KRS
16 48.120(4) and (5) to the contrary, the official enacted revenue estimates of the
17 Commonwealth described in KRS 48.120(5) shall be adjusted at the conclusion of the
18 2020 Regular Session of the General Assembly to incorporate any projected revenue
19 increases or decreases that will occur as a result of actions taken by the General Assembly
20 subsequent to the passage of this Act by both chambers.

21 **31. Permitted Use of Water and Sewer Bond Funds:** Notwithstanding Part II,
22 (3) of this Act and any statute to the contrary, any balances remaining for either closed or
23 open project grant agreements authorized pursuant to bond pools set forth in 2003 Ky.
24 Acts ch. 156, Part II, A., 3., d. Water and Sewer Resources Development Fund for
25 Tobacco Counties and e. Water and Sewer Resources Development Fund For Coal
26 Producing Counties; 2005 Ky. Acts ch. 173, Part II, A., 3., 003. Infrastructure for
27 Economic Development Fund for Coal-Producing Counties and 004. Infrastructure for

1 Economic Development Fund for Tobacco Counties; 2006 Ky. Acts ch. 252, Part II, A.,
2 2., 003. Infrastructure for Economic Development Fund for Non-Coal Producing
3 Counties and 004. Infrastructure for Economic Development Fund for Coal-Producing
4 Counties; 2008 Ky. Acts ch. 123, Section 3., 004. Infrastructure for Economic
5 Development Fund for Coal-Producing Counties and 005. Infrastructure for Economic
6 Development Fund for Non-Coal Producing Counties; and 2008 Ky. Acts ch. 174,
7 Section 2.; and 2009 Ky. Acts ch. 87, Section 2. shall not lapse and shall remain to the
8 credit of projects previously authorized by the General Assembly unless expressly
9 reauthorized and reallocated by action of the General Assembly.

10 **32. Approval of State Aircraft Travel:** Notwithstanding KRS 44.060, 45.101,
11 174.508, and any other statute or administrative regulation to the contrary, the use of state
12 aircraft by any secretary of any Executive Branch cabinet for out-of-state travel shall be
13 approved by the State Treasurer. The State Treasurer shall only approve requests which
14 document that the use of state aircraft is the lowest cost option as measured by both travel
15 costs and travel time. The State Treasurer shall not designate approval authority for out-
16 of-state travel on state aircraft by Executive Branch cabinet secretaries to any other
17 person. Any requests and documentation regarding the use of state aircraft collected by
18 the State Treasurer shall be subject to the Kentucky Open Records Act, KRS 61.872 to
19 61.884.

20 **33. Jailer Canteen Accounts:** Notwithstanding KRS 67.0802(6)(a), any
21 compensation resulting from the disposal of real or personal property that was purchased
22 from a canteen account under KRS 441.135 shall be returned to the canteen account from
23 which the real or personal property was originally purchased. All proceeds resulting from
24 the disposal of real or personal property purchased from a canteen account shall be
25 reported to the Interim Joint Committee on Appropriations and Revenue by December 1
26 of each fiscal year.

27 **34. Employee Layoffs, Furloughs, and Reduced Hours:** Notwithstanding any

1 statute to the contrary, the following process and procedure is established for July 1,
2 2020, through June 30, 2021, in the event that the Commonwealth or any agency
3 determines that it is desirable for the Executive Branch to layoff, furlough, or reduce
4 hours of employees:

5 (1) For the purposes of this section:

6 (a) "Appointing authority" means the agency head or any person whom he or she
7 has authorized by law to designate to act on behalf of the agency with respect to employee
8 appointments, position establishments, payroll documents, register requests, waiver
9 requests, requests for certification, or other position actions;

10 (b) "Secretary" means the Secretary of the Personnel Cabinet as provided for in
11 KRS 18A.015;

12 (c) "Furlough" or "reduction in hours" means the temporary reduction of hours an
13 employee is scheduled to work by the appointing authority within a pay period;

14 (d) "Layoff" means discharge of employment subject to the rights contained in
15 this section; and

16 (e) "Employees" includes all persons employed by the Executive Branch,
17 including but not limited to employees of KRS Chapter 18A, KRS Chapter 16, KRS
18 Chapter 156, the Kentucky Teachers' Retirement System, the Kentucky Higher Education
19 Student Loan Corporation, the Kentucky Housing Corporation, and the Kentucky Lottery
20 Corporation;

21 (2) An appointing authority has the authority to layoff or furlough employees or
22 reduce hours of employment for any of the following reasons:

23 (a) Lack of funds or budgetary constraints;

24 (b) A reduction in the agency's spending authorization;

25 (c) Lack of work;

26 (d) Abolishment of a position; or

27 (e) Other material change in duties or organization;

1 (3) The appointing authority shall determine the job classifications affected and
2 the number of employees laid-off in each classification and each county to which a layoff
3 applies. In the same department or office, county, and job classification, interim and
4 probationary employees shall be laid-off before any full-time or part-time employees with
5 status are laid-off. For purposes of layoff, "probationary employee" does not include an
6 employee with status serving a promotional probation;

7 (4) The Secretary shall approve all actions taken under subsection (2) of this
8 section and no such layoff, furlough, or reduction of hours may begin until such approval
9 has been granted. The appointing authority with the approval of the Secretary has the
10 authority to determine the extent, effective dates, and length of any action taken under
11 subsection (2) of this section;

12 (5) In determining the employees to be laid-off, the appointing authority shall
13 consider all employees under the same appointing authority, within the job classification
14 affected, and within the county affected. Consideration shall be given to the following
15 relevant factors:

- 16 (a) Job performance evaluations;
- 17 (b) Seniority;
- 18 (c) Education, training, and experience; and
- 19 (d) Disciplinary record;

20 (6) Any employee whose position is subject to layoff, furlough, or reduction of
21 hours shall be provided written notice containing the reason for the action as set forth in
22 subsection (2) of this section at least 15 days in advance of the effective date of the
23 action;

24 (7) Any employee with status who is laid-off shall be eligible to apply as a
25 reemployment applicant for positions with the same job classification from which he or
26 she was laid-off, in the cabinet from which he or she was laid-off. For a period of two
27 years, a reemployment applicant shall be hired before any applicant except another

1 reemployment applicant with greater seniority who is on the same register. A
2 reemployment applicant shall not be removed from any register except as provided by
3 KRS 18A.032. When a reemployment applicant is removed from a register, he or she
4 shall be notified in writing. A reemployment applicant who accepts any classified
5 position, or who retires through the Kentucky Retirement Systems or Kentucky Teachers'
6 Retirement System, shall cease to have eligibility rights as a reemployment applicant;

7 (8) With the approval of the Secretary, the Personnel Cabinet may place
8 employees subject to a reduction in force;

9 (9) Furloughs or reduction of hours during a pay period shall not result in the loss
10 of eligibility for any benefit otherwise due the employee;

11 (10) The Secretary shall have the authority to promulgate comprehensive
12 administrative regulations governing this section; and

13 (11) A layoff, furlough, or reduction of hours implemented in accordance with this
14 section shall not be considered a penalization of the employee for the purposes of KRS
15 Chapters 16, 18A, and 156, and shall be appealable to the State Personnel Board, the
16 Kentucky Technical Education Personnel Board, the Department of Kentucky State
17 Police Personnel Board, or other applicable administrative body.

18 **35. COVID-19 Federal Funds:** No Federal Funds received from the
19 Coronavirus, Aid, Relief and Economic Security (CARES) Act or any other Federal
20 Funds related to the COVID-19 emergency response shall be used to establish any new
21 programs unless those new programs can be fully supported from existing appropriation
22 amounts once all of the Federal Funds have been expended. No new positions shall be
23 established unless those new positions are established as federally funded time-limited
24 positions. The Office of State Budget Director shall submit a report to the Interim Joint
25 Committee on Appropriations and Revenue by December 1 of each fiscal year on the
26 expenditure of all Federal Funds and associated matching funds related to the COVID-19
27 emergency response.

1 **PART IV**

2 **STATE SALARY/COMPENSATION, BENEFIT, AND EMPLOYMENT POLICY**

3 **1. Authorized Personnel Complement:** On July 1, 2020, and July 1, 2021, the
4 Personnel Cabinet and the Office of State Budget Director shall establish a record for
5 each budget unit of authorized permanent full-time and other positions based upon the
6 enacted Executive Budget of the Commonwealth and any adjustments authorized by
7 provisions in this Act. The total number of filled permanent full-time and all other
8 positions shall not exceed the authorized complements pursuant to this section. An
9 agency head may request an increase in the number of authorized positions to the State
10 Budget Director. Upon approval of the State Budget Director, the Secretary of the
11 Personnel Cabinet may authorize the employment of individuals in addition to the
12 authorized complement. A report of the actions authorized in this section shall be
13 provided to the Legislative Research Commission on a monthly basis.

14 **2. Salary Increment:** Notwithstanding KRS 18A.355 and 156.808(6)(e) and
15 (12), no increment is provided in fiscal year 2020-2021 on the base salary or wages of
16 each eligible state employee on their anniversary date.

17 **3. Employee Cross-Reference:** The Personnel Cabinet may permit married
18 couples who are both eligible to participate in the state health insurance plan to be
19 covered under one family health benefit plan.

20 **4. Full-Time Positions:** Notwithstanding KRS 18A.005(18)(a), full-time
21 positions in the state parks, where the work assigned is dependent upon fluctuation in
22 tourism, may be assigned work hours from 25 hours per week and remain in full-time
23 positions.

24 **5. Employer Retirement Contribution Rates:** Notwithstanding KRS 61.565
25 and 61.702, the employer contribution rates for Kentucky Employees Retirement System
26 from July 1, 2020, through June 30, 2021, and except as otherwise provided in this Act,
27 shall be 84.43 percent, consisting of 73.28 percent for pension and 11.15 percent for

1 health insurance for nonhazardous duty employees and 36.00 percent, consisting of 36.00
2 percent for pension for hazardous duty employees; for the same period the employer
3 contribution for employees of the State Police Retirement System shall be 143.48 percent,
4 consisting of 123.79 percent for pension and 19.69 percent for health insurance.
5 Notwithstanding any other provision of this Act or KRS 61.565 or 61.702 to the contrary,
6 the employer contribution rate from July 1, 2020, through June 30, 2021, shall be 49.47
7 percent, consisting of 41.06 percent for pension and 8.41 percent for health insurance for
8 nonhazardous duty employees participating in the Kentucky Employees Retirement
9 System who are employed by Mental Health/Mental Retardation Boards, Local and
10 District Health Departments, domestic violence shelters, rape crisis centers, child
11 advocacy centers, state-supported universities and community colleges, and any other
12 agency eligible to voluntarily cease participating in the Kentucky Employees Retirement
13 System pursuant to KRS 61.522. The rates above apply to wages and salaries earned for
14 work performed during the described period regardless of when the employee is paid for
15 the time worked.

16 **6. Issuance of Paychecks to State Employees:** Notwithstanding 101 KAR
17 2:095, Section 10, the state payroll that would normally be scheduled to be paid on June
18 30, 2020, June 30, 2021, and June 30, 2022, shall not be issued prior to July 1, 2020, July
19 1, 2021, and July 1, 2022, respectively.

20 **7. Health Care Spending Account:** Notwithstanding KRS 18A.2254(2)(a) and
21 (b), if a public employee waives coverage provided by his or her employer under the
22 Public Employee Health Insurance Program, the employer shall forward a monthly
23 amount to be determined by the Secretary of the Personnel Cabinet for that employee as
24 an employer contribution to a health reimbursement account or a health flexible spending
25 account, but not less than \$175 per month, subject to any conditions or limitations
26 imposed by the Secretary of the Personnel Cabinet to comply with applicable federal law.
27 The administrative fees associated with a health reimbursement account or health flexible

spending account shall be an authorized expense to be charged to the Public Employee Health Insurance Trust Fund.

8. State Group Health Insurance Plan - Transfer Between Plan Years:

Notwithstanding KRS 18A.2254, the Secretary of the Finance and Administration Cabinet and the Secretary of the Personnel Cabinet are authorized to use the excess funds from Plan Year 2016, Plan Year 2017, Plan Year 2018, Plan Year 2019, and Plan Year 2020 or any combination thereof to satisfy claims or expenses in Plan Year 2021 and Plan Year 2022.

9. Full-Time Work Schedules: It is the intent of the 2020 General Assembly

that, in effort to attract, develop, motivate, and retain a talented, diverse workforce, while achieving government efficiency and quality services to the public, any full-time Executive Branch employees who currently work 37.5 hour work weeks shall be required to work 40 hours per week in the 2022-2024 fiscal biennium.

PART V

FUNDS TRANSFER

The General Assembly finds that the financial condition of state government requires the following action.

Notwithstanding the statutes or requirements of the Restricted Funds enumerated below, there is transferred to the General Fund the following amounts in fiscal year 2020-2021:

	2020-21	2021-22
A. GENERAL GOVERNMENT		
1. Department for Local Government		
Local Government Economic		
Development Fund Investment Pool	1,500,000	-0-
(KRS 42.4582 and 42.4592)		

2. Department for Local Government

1	Agency Revenue Fund	1,000,000	-0-
2	(KRS 65A.020(5))		
3	3. Secretary of State		
4	Agency Revenue Fund	2,000,000	-0-
5	4. Attorney General		
6	Agency Revenue Fund	500,000	-0-
7	(KRS 48.005(4))		
8	5. School Facilities Construction Commission		
9	Agency Revenue Fund	2,900,000	-0-
10	(KRS 157.618)		
11	B. DEPARTMENT OF EDUCATION		
12	1. Operations and Support Services		
13	Agency Revenue Fund	200,000	-0-
14	C. ENERGY AND ENVIRONMENT CABINET		
15	1. Secretary		
16	Kentucky Pride Trust Fund	2,006,300	-0-
17	(KRS 224.43-505(2)(a)3.)		
18	Notwithstanding KRS 224.43-505(2)(a)3., these funds transfers to the General Fund		
19	support the General Fund debt service on the bonds sold as appropriated by 2003 Ky.		
20	Acts ch. 156, Part II, A., 3., c..		
21	2. Environmental Protection		
22	Waste Tire Trust Fund	1,500,000	-0-
23	(KRS 224.50-880)		
24	3. Environmental Protection		
25	Insurance Administration Fund	30,000,000	-0-
26	(KRS 224.60-130, 224.60-140, 224.60-145, and 224.60-150)		
27	4. Public Service Commission		

1	Agency Revenue Fund	200,000	-0-
2	(KRS 278.5499)		
3	D. FINANCE AND ADMINISTRATION CABINET		
4	1. General Administration		
5	Agency Revenue Fund	250,000	-0-
6	2. General Administration		
7	Other Expendable Trust Fund	4,900,000	-0-
8	(KRS 42.205)		
9	3. Controller		
10	Agency Revenue Fund	2,000,000	-0-
11	4. Controller		
12	Tobacco Fund Interest	1,663,700	-0-
13	(KRS 194A.055, 200.151, 248.654, and 248.655)		
14	5. Facilities and Support Services		
15	Agency Revenue Fund	700,000	-0-
16	6. Facilities and Support Services		
17	Capital Construction Investment		
18	Income Account	15,000,000	-0-
19	7. Commonwealth Office of Technology		
20	Computer Services Fund	14,044,400	-0-
21	(KRS 45.253)		
22	E. HEALTH AND FAMILY SERVICES CABINET		
23	1. General Administration and Program Support		
24	Malt Beverage Education Fund	500,000	-0-
25	2. Public Health		
26	Agency Revenue Fund	4,000,000	-0-
27	F. PERSONNEL CABINET		

1. General Operations

2	Agency Revenue Fund	2,690,700	-0-
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3 These funds transfers to the General Fund support General Fund debt service on
4 bonds for the new Personnel/Payroll system.

5 **2. Workers' Compensation Benefits and Reserve**

6 State Employees Workers'

7	Compensation Reserve	2,500,000	-0-
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8 (KRS 18A.375(3))

9 **G. POSTSECONDARY EDUCATION**

10 **1. Kentucky Higher Education Assistance Authority**

11	Other Special Revenue	1,000,000	-0-
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12 (KRS 164.7891(11))

13 **H. PUBLIC PROTECTION CABINET**

14 **1. Alcoholic Beverage Control**

15	Agency Revenue Fund	2,400,000	-0-
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16 (KRS 243.025(3))

17 2. Financial Institutions

18	Agency Revenue Fund	4,000,000	-0-
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19 (KRS 286.1-485)

20 3. Housing, Buildings and Construction

21	Agency Revenue Fund	600,000	-0-
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22 (KRS 198B.090(10), 198B.095(4), and 198B.4037)

23 **4. Insurance**

24	Agency Revenue Fund	31,000,000	-0-
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25 (KRS 304.2-300 and 304.2-400)

26 **I. TOURISM, ARTS AND HERITAGE CABINET**

27 **1. Secretary**

1	Agency Revenue Fund	1,000,000	-0-
2	(KRS 142.406(2) and (3))		
3	TOTAL - FUNDS TRANSFER	130,055,100	-0-

PART VI

GENERAL FUND BUDGET REDUCTION PLAN

Pursuant to KRS 48.130 and 48.600, a General Fund Budget Reduction Plan is enacted for state government in the event of an actual or projected revenue shortfall in General Fund revenue receipts, excluding Tobacco Settlement – Phase I receipts, of \$11,448,237,100 in fiscal year 2019-2020 and \$11,592,051,800 in fiscal year 2020-2021, as modified by related Acts and actions of the General Assembly in an extraordinary or regular session. Notwithstanding KRS 48.130, direct services, obligations essential to the minimum level of constitutional functions, and other items that may be specified in this Act, are exempt from the requirements of this Plan. Each branch head shall prepare a specific plan to address the proportionate share of the General Fund revenue shortfall applicable to the respective branch. No budget revision action shall be taken by a branch head in excess of the actual or projected revenue shortfall.

The Governor, the Secretary of State, the Attorney General, the Treasurer, the Commissioner of Agriculture, the Auditor of Public Accounts, the Chief Justice, and the Legislative Research Commission shall direct and implement reductions in allotments and appropriations only for their respective branch budget units as may be necessary, as well as take other measures which shall be consistent with the provisions of this Part and biennial branch budget bills.

Pursuant to KRS 48.130(4), in the event of a revenue shortfall of five percent or less, the following General Fund budget reduction actions shall be implemented:

(1) The Local Government Economic Assistance and the Local Government Economic Development Funds shall be adjusted by the Secretary of the Finance and Administration Cabinet to equal revised estimates of receipts pursuant to KRS 42.4582 as

1 modified by the provisions of this Act;

2 (2) Transfers of excess unappropriated Restricted Funds, notwithstanding any
3 statutes to the contrary, other than fiduciary funds, to the General Fund shall be applied as
4 determined by the head of each branch for its respective budget units. No transfers to the
5 General Fund shall be made from the following:

6 (a) Local Government Economic Assistance and Local Government Economic
7 Development Funds;

8 (b) Unexpended debt service from the Tobacco-Settlement Phase I Funds,
9 including but not limited to unexpended debt service and the Tobacco Unbudgeted
10 Interest Income-Rural Development Trust Fund, in either fiscal year; and

11 (c) The Kentucky Permanent Pension Fund;

12 (3) Unexpended debt service;

13 (4) Any unanticipated Phase I Master Settlement Agreement revenues in both
14 fiscal years shall be appropriated according to Part X of this Act and shall not be
15 transferred to the General Fund;

16 (5) Use of the unappropriated balance of the General Fund surplus shall be
17 applied;

18 (6) Any language provision that expresses legislative intent regarding a specific
19 appropriation shall not be reduced by a greater percentage than the reduction to the
20 General Fund appropriation for that budget unit;

21 (7) Contributions appropriated to pensions in excess of statutory requirements;

22 (8) Contributions appropriated to pension insurance in excess of actuarially
23 required contributions;

24 (9) Reduce General Fund appropriations in Executive Branch agencies' operating
25 budget units by a sufficient amount to balance either fiscal year. No reductions of General
26 Fund appropriations shall be made from the Local Government Economic Assistance
27 Fund or the Local Government Economic Development Fund;

1 (10) Notwithstanding subsection (9) of this Part, no reductions shall be made to the
2 Secretary of State, the Attorney General, the Treasurer, the Commissioner of Agriculture,
3 or the Auditor of Public Accounts, or their offices, Commonwealth's Attorneys or their
4 offices, or County Attorneys or their offices. The Governor may request their
5 participation in a budget reduction; however, the level of participation shall be at the
6 discretion of the Constitutional Officer or the Prosecutors Advisory Council, and shall not
7 exceed the actual percentage of revenue shortfall;

8 (11) Excess General Fund appropriations which accrue as a result of personnel
9 vacancies and turnover, and reduced requirements for operating expenses, grants, and
10 capital outlay shall be determined and applied by the heads of the executive, judicial, and
11 legislative departments of state government for their respective branches. The branch
12 heads shall certify the available amounts which shall be applied to budget units within the
13 respective branches and shall promptly transmit the certification to the Secretary of the
14 Finance and Administration Cabinet and the Legislative Research Commission. The
15 Secretary of the Finance and Administration Cabinet shall execute the certified actions as
16 transmitted by the branch heads.

17 Branch heads shall take care, by their respective actions, to protect, preserve, and
18 advance the fundamental health, safety, legal and social welfare, and educational well-
19 being of the citizens of the Commonwealth;

20 (12) Funds available in the Budget Reserve Trust Fund shall be applied in an
21 amount not to exceed 50 percent of the Trust Fund balance in fiscal year 2019-2020 and
22 25 percent in fiscal year 2020-2021; and

23 (13) Pursuant to KRS 48.130 and 48.600, if the actions contained in subsections
24 (1) to (12) of this Part are insufficient to eliminate an actual or projected General Fund
25 revenue shortfall, then the Governor is empowered and directed to take necessary actions
26 with respect to the Executive Branch budget units to balance the budget by such actions
27 conforming with the criteria expressed in this Part.

1 **PART VII**

2 **GENERAL FUND SURPLUS EXPENDITURE PLAN**

3 (1) Notwithstanding KRS 48.130(7), 48.140(3), 48.700, and 48.705, there is
4 established a plan for the expenditure of General Fund surplus moneys pursuant to a
5 General Fund Surplus Expenditure Plan contained in this Part for fiscal year 2020-2021.
6 Pursuant to the enactment of the Surplus Expenditure Plan, General Fund moneys made
7 available for the General Fund Surplus Expenditure Plan pursuant to Part III, General
8 Provisions, Section 22. of this Act are appropriated to the following:

9 For the surplus moneys from fiscal year 2019-2020:

10 (a) Authorized expenditures without a sum-specific appropriation amount, known
11 as Necessary Government Expenses, including but not limited to Emergency Orders
12 formally declared by the Governor in an Executive Order; and

13 (b) The remaining amount to the Budget Reserve Trust Fund; and

14 (2) The Secretary of the Finance and Administration Cabinet shall determine,
15 within 30 days after the close of fiscal year 2019-2020, based on the official financial
16 records of the Commonwealth, the amount of actual General Fund undesignated fund
17 balance for the General Fund Surplus Account that may be available for expenditure
18 pursuant to the Plan in fiscal year 2020-2021. The Secretary of the Finance and
19 Administration Cabinet shall certify the amount of actual General Fund undesignated
20 fund balance available for expenditure to the Legislative Research Commission.

21 **PART VIII**

22 **ROAD FUND BUDGET REDUCTION PLAN**

23 There is established a Road Fund Budget Reduction Plan for fiscal year 2019-2020
24 and fiscal year 2020-2021. Notwithstanding KRS 48.130(1) and (3) relating to statutory
25 appropriation adjustments related to the revenue sharing of motor fuels taxes, in the event
26 of an actual or projected revenue shortfall in Road Fund revenue receipts of
27 \$1,551,800,000 in fiscal year 2019-2020 and \$1,543,400,000 in fiscal year 2020-2021, as

1 modified by related Acts and actions of the General Assembly in an extraordinary or
2 regular session, the Governor shall implement sufficient reductions as may be required to
3 protect the highest possible level of service.

4 **PART IX**

5 **ROAD FUND SURPLUS EXPENDITURE PLAN**

6 Notwithstanding KRS 48.110, 48.140, and 48.710, there is established a plan for the
7 expenditure of the Road Fund Surplus Account. All moneys in the Road Fund Surplus
8 Account shall be appropriated to the State Construction Account within the Highways
9 budget unit and utilized to support projects in the 2020-2022 Biennial Highway
10 Construction Program.

11 **PART X**

12 **PHASE I TOBACCO SETTLEMENT**

13 **(1) General Purpose:** This Part prescribes the policy implementing aspects of the
14 national settlement agreement between the tobacco industry and the collective states as
15 described in KRS 248.701 to 248.727. In furtherance of that agreement, the General
16 Assembly recognizes that the Commonwealth of Kentucky is a party to the Phase I
17 Master Settlement Agreement (MSA) between the Participating Tobacco Manufacturers
18 and 46 Settling States which provides reimbursement to states for smoking-related
19 expenditures made over time.

20 **(2) State's MSA Share:** The Commonwealth's share of the MSA is equal to
21 1.7611586 percent of the total settlement amount. Payments under the MSA are made to
22 the states annually in April of each year.

23 **(3) MSA Payment Amount Variables:** The total settlement amount to be
24 distributed on each payment date is subject to change pursuant to several variables
25 provided in the MSA, including inflation adjustments, volume adjustments, previously
26 settled states adjustments, and the nonparticipating manufacturers adjustment.

27 **(4) Distinct Identity of MSA Payment Deposits:** The General Assembly has

1 determined that it shall be the policy of the Commonwealth that all Phase I Tobacco
2 Settlement payments shall be deposited to the credit of the General Fund and shall
3 maintain a distinct identity as Phase I Tobacco Settlement payments that shall not lapse to
4 the credit of the General Fund surplus but shall continue forward from each fiscal year to
5 the next fiscal year to the extent that any balance is unexpended.

6 **(5) MSA Payment Estimates and Adjustments:** Based on the official estimates
7 of the Consensus Forecasting Group, the amount of MSA payments expected to be
8 received in fiscal year 2019-2020 is \$110,900,000 and in fiscal year 2020-2021 is
9 \$106,300,000. It is recognized that payments to be received by the Commonwealth are
10 estimated and are subject to change. If MSA payments received are less than the official
11 estimates, appropriation reductions shall be applied as follows: after exempting
12 appropriations for debt service, the Attorney General, and the Department of Revenue, 50
13 percent to the Agricultural Development Fund, 30 percent to the Early Childhood
14 Development Fund, and 20 percent to the Health Care Improvement Fund. If MSA
15 payments received exceed the official estimates, appropriation increases shall be applied
16 as follows: after exempting appropriations for debt service, the Attorney General, and the
17 Department of Revenue, 50 percent to the Agricultural Development Fund, 30 percent to
18 the Early Childhood Development Fund, and 20 percent to the Health Care Improvement
19 Fund.

20 **a. State Enforcement:** Notwithstanding KRS 248.654 and 248.703(4), a total of
21 \$150,000 of the MSA payments received in fiscal year 2020-2021 is appropriated to the
22 Attorney General for the state's diligent enforcement of noncompliant nonparticipating
23 manufacturers.

24 **b. State Enforcement:** Notwithstanding KRS 248.654 and 248.703(4), a total of
25 \$250,000 of the MSA payments received in fiscal year 2020-2021 is appropriated to the
26 Finance and Administration Cabinet, Department of Revenue for the state's diligent
27 enforcement of noncompliant nonparticipating manufacturers.

c. Debt Service: Notwithstanding KRS 248.654 and 248.703(4), a total of \$30,863,200 in MSA payments in fiscal year 2020-2021 is appropriated to the Finance and Administration Cabinet, Debt Service budget unit.

d. Agricultural Development Initiatives: Notwithstanding KRS 248.654 and 248.703(4), a total of \$38,481,600 in MSA payments in fiscal year 2020-2021 is appropriated to the Kentucky Agricultural Development Fund to be used for agricultural development initiatives as specified in this Part.

e. Early Childhood Development Initiatives: Notwithstanding KRS 248.654, a total of \$25,439,100 in MSA payments in fiscal year 2020-2021 is appropriated to the Early Childhood Development Initiatives as specified in this Part.

f. Health Care Initiatives: Notwithstanding KRS 164.476, 248.654, and 304.17B-003(5), a total of \$13,042,700 in MSA payments in fiscal year 2020-2021 is appropriated to the Health Care Improvement Fund for health care initiatives as specified in this Part.

A. STATE ENFORCEMENT

GENERAL FUND - PHASE I TOBACCO SETTLEMENT FUNDS

Notwithstanding KRS 248.654 and 248.703(4), appropriations for state enforcement shall be as follows:

1. GENERAL GOVERNMENT

Budget Unit	2020-21	2021-22
a. Attorney General	150,000	-0-

2. FINANCE AND ADMINISTRATION CABINET

Budget Unit	2020-21	2021-22
a. Revenue	250,000	-0-

B. DEBT SERVICE

GENERAL FUND - PHASE I TOBACCO SETTLEMENT FUNDS

Notwithstanding KRS 248.654 and 248.703(4), appropriations for debt service shall

1 be as follows:

2 **1. FINANCE AND ADMINISTRATION CABINET**

3 Budget Unit	2020-21	2021-22
4 a. Debt Service	30,863,200	-0-

5 **(1) Debt Service:** To the extent that revenues sufficient to support the required
 6 debt service appropriations are received from the Tobacco Settlement Program, those
 7 revenues shall be made available from those accounts to the appropriate account of the
 8 General Fund. All necessary debt service amounts shall be appropriated from the General
 9 Fund and shall be fully paid regardless of whether there is a sufficient amount available to
 10 be transferred from tobacco-supported funding program accounts to other accounts of the
 11 General Fund.

12 **(2) General Fund (Tobacco) Debt Service Lapse:** Notwithstanding Part X, (4)
 13 of this Act, \$1,926,600 in fiscal year 2020-2021 shall lapse.

14 **(3) Appropriation of Unexpended Tobacco Debt Service:** Any unexpended
 15 balance from the fiscal year 2019-2020 or fiscal year 2020-2021 General Fund (Tobacco)
 16 debt service appropriation in the Finance and Administration Cabinet, Debt Service
 17 budget unit, shall continue and be appropriated to the Governor's Office of Agricultural
 18 Policy.

19 **C. AGRICULTURAL DEVELOPMENT APPROPRIATIONS**

20 **GENERAL FUND - PHASE I TOBACCO SETTLEMENT FUNDS**

21 Notwithstanding KRS 248.654 and 248.703(4), appropriations for Agricultural
 22 Development shall be as follows:

23 **1. GENERAL GOVERNMENT**

24 Budget Unit	2020-21	2021-22
25 a. Governor's Office of 26 Agricultural Policy	34,594,800	-0-

27 **(1) Tobacco Settlement Funds - Allocations:** Notwithstanding KRS 248.711(2),

and from the allocation provided therein, counties that are allocated in excess of \$20,000 annually may provide up to four percent of the individual county allocation, not to exceed \$15,000 annually, to the county council in that county for administrative costs.

(2) Counties Account: Notwithstanding KRS 248.703(1), included in the above General Fund (Tobacco) appropriation is \$14,279,200 in fiscal year 2020-2021 for the counties account as specified in KRS 248.703(1)(a).

(3) Directive for Fiscal Year 2018-2019 and Fiscal Year 2019-2020 General Fund (Tobacco) Appropriations: Any remaining uncommitted or unobligated funds from the \$13,000,000 General Fund (Tobacco) appropriated in the 2018-2020 fiscal biennium to the Governor's Office of Agricultural Policy for use by the State Fair Board shall not be approved by the Agricultural Development Board for any other project until appropriated by the General Assembly.

2. DEPARTMENT OF AGRICULTURE

Budget Unit	2020-21	2021-22
a. Agriculture	500,000	-0-

(1) Farms to Food Banks: Included in the above General Fund (Tobacco) appropriation is \$500,000 in fiscal year 2020-2021 to support the Farms to Food Banks Program. The use of the moneys provided by this appropriation shall be restricted to purchases of Kentucky-grown produce from Kentucky farmers who participate in the Farms to Food Banks Program.

3. ENERGY AND ENVIRONMENT CABINET

Budget Unit	2020-21	2021-22
a. Natural Resources	3,386,800	-0-

(1) Environmental Stewardship Program: Included in the above General Fund (Tobacco) appropriation is \$2,479,500 in fiscal year 2020-2021 for the Environmental Stewardship Program.

(2) Conservation District Local Aid: Included in the above General Fund

1 (Tobacco) appropriation is \$907,300 in fiscal year 2020-2021 for the Division of
 2 Conservation to provide direct aid to local conservation districts.

3 TOTAL - AGRICULTURAL 38,481,600 -0-
 4 APPROPRIATIONS

5 **D. EARLY CHILDHOOD DEVELOPMENT**

6 **GENERAL FUND - PHASE I TOBACCO SETTLEMENT FUNDS**

7 Notwithstanding KRS 248.654, appropriations for Early Childhood Development
 8 shall be as follows:

9 **1. EDUCATION AND WORKFORCE DEVELOPMENT CABINET**

10 Budget Unit	2020-21	2021-22
11 a. General Administration and Program Support	1,400,000	-0-

12 **(1) Early Childhood Development:** Included in the above General Fund
 13 (Tobacco) appropriation is \$1,400,000 in fiscal year 2020-2021 for the Early Childhood
 14 Advisory Council.

15 **2. CABINET FOR HEALTH AND FAMILY SERVICES**

16 Budget Units	2020-21	2021-22
17 a. Community Based Services	12,250,000	-0-

18 **(1) Early Childhood Development Program:** Included in the above General
 19 Fund (Tobacco) appropriation is \$9,750,000 in fiscal year 2020-2021 for the Early
 20 Childhood Development Program.

21 **(2) Early Childhood Adoption and Foster Care Supports:** Included in the
 22 above General Fund (Tobacco) appropriation is \$2,500,000 in fiscal year 2020-2021 for
 23 the Early Childhood Adoption and Foster Care Supports Program.

24	2020-21	2021-22
25 b. Public Health	9,873,100	-0-

26 **(1) HANDS Program, Healthy Start, Early Childhood Mental Health, and**
 27 **Early Childhood Oral Health:** Included in the above General Fund (Tobacco)

1 appropriation is \$7,000,000 in fiscal year 2020-2021 for the Health Access Nurturing
 2 Development Services (HANDS) Program, \$942,000 in fiscal year 2020-2021 for
 3 Healthy Start initiatives, \$942,000 in fiscal year 2020-2021 for Early Childhood Mental
 4 Health, and \$989,100 in fiscal year 2020-2021 for Early Childhood Oral Health.

5 **(2) Folic Acid Program:** General Fund (Tobacco) continuing appropriation
 6 reserves allotted to the Folic Acid Program shall be utilized by the Department for Public
 7 Health during fiscal year 2020-2021 to continue the Folic Acid Program.

8	c. Behavioral Health, Developmental and	2020-21	2021-22
9	Intellectual Disabilities Services	1,916,000	-0-

10 **(1) Substance Abuse Prevention and Treatment:** Included in the above General
 11 Fund (Tobacco) appropriation is \$1,416,000 in fiscal year 2020-2021 for substance abuse
 12 prevention and treatment for pregnant women with a history of substance abuse problems.

13 **(2) Kentucky Rural Mental Health and Suicide Prevention Pilot Program:**
 14 Included in the above General Fund (Tobacco) appropriation is \$500,000 in fiscal year
 15 2020-2021 to support the Kentucky Rural Mental Health and Suicide Prevention pilot
 16 program. The Department for Behavioral Health, Developmental and Intellectual
 17 Disabilities shall coordinate with the Kentucky Department of Agriculture, the University
 18 of Kentucky Southeast Center for Agricultural Health and Injury Prevention, and other
 19 entities to enhance awareness of the National Suicide Prevention Lifeline (988) in rural
 20 communities in Kentucky and to improve access to information on mental health issues
 21 and available treatment services. The Department for Behavioral Health, Developmental
 22 and Intellectual Disabilities shall provide cultural competency training to staff to address
 23 the unique mental health challenges affecting the state's rural communities. The
 24 Department for Behavioral Health, Developmental and Intellectual Disabilities shall also
 25 provide outreach, treatment, and other necessary services to improve the mental health
 26 outcomes for rural communities in Kentucky. The Department for Behavioral Health,
 27 Developmental and Intellectual Disabilities, in conjunction with the Kentucky

Department of Agriculture and the University of Kentucky Southeast Center for Agricultural Health and Injury Prevention, shall apply for federal funds as provided by the Agriculture Improvement Act of 2018, 7 U.S.C. sec. 5936, to supplement the General Fund (Tobacco) appropriation provided above. The Cabinet for Health and Family Services shall submit a report on the results of the pilot program, including but not limited to the number of participants, the mental health issues addressed, and the funding used to the Interim Joint Committee on Appropriations and Revenue and the Interim Joint Committee on Agriculture by June 30, 2022.

TOTAL - EARLY CHILDHOOD	25,439,100	-0-
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APPROPRIATIONS

E. HEALTH CARE IMPROVEMENT APPROPRIATIONS

GENERAL FUND - PHASE I TOBACCO SETTLEMENT FUNDS

Notwithstanding KRS 164.476, 248.654 and 304.17B-003(5), appropriations for health care improvement shall be as follows:

1. CABINET FOR HEALTH AND FAMILY SERVICES

Budget Unit	2020-21	2021-22
a. Public Health	2,000,000	-0-

(1) **Smoking Cessation Program:** Included in the above General Fund (Tobacco) appropriation is \$2,000,000 in fiscal year 2020-2021 for Smoking Cessation.

2. JUSTICE AND PUBLIC SAFETY CABINET

Budget Unit	2020-21	2021-22
a. Justice Administration	3,516,600	-0-

(1) **Office of Drug Control Policy:** Included in the above General Fund (Tobacco) appropriation is \$3,166,600 in fiscal year 2020-2021 for the Office of Drug Control Policy.

(2) **Restorative Justice:** Included in the above General Fund (Tobacco) appropriation is \$350,000 in fiscal year 2020-2021 to support the Restorative Justice

1 Program administered by the Volunteers of America.

2 **3. POSTSECONDARY EDUCATION**

3 **Budget Unit** **2020-21** **2021-22**

4 a. Council on Postsecondary Education 7,526,100 -0-

5 **(1) Cancer Research and Screening:** Included in the above General Fund
6 (Tobacco) appropriation is \$6,876,100 in fiscal year 2020-2021 for cancer research and
7 screening. The appropriation in fiscal year 2020-2021 shall be equally shared between the
8 University of Kentucky and the University of Louisville.

9 **(2) Spinal Cord and Head Injury Research:** Included in the above General
10 Fund (Tobacco) appropriation is \$650,000 in fiscal year 2020-2021 for spinal cord and
11 head injury research. In accordance with KRS 211.500 to 211.504, the appropriation in
12 fiscal year 2020-2021 shall be shared between the University of Kentucky and the
13 University of Louisville.

14 TOTAL - HEALTH CARE 13,042,700 -0-

15 TOTAL - PHASE I TOBACCO SETTLEMENT

16 FUNDING PROGRAM 108,226,600 -

17 0-

18 **PART XI**

19 **STATE/EXECUTIVE BRANCH BUDGET SUMMARY**

20 **OPERATING BUDGET**

	2019-20	2020-21	2021-22
22 General Fund (Tobacco)	-0-	108,226,600	-0-
23 General Fund	45,749,300	11,295,086,000	-0-
24 Restricted Funds	-0-	9,371,521,500	-0-
25 Federal Funds	-0-	13,364,399,600	-0-
26 Road Fund	-0-	113,613,900	-0-
27 SUBTOTAL	45,749,300	34,252,847,600	-0-

1	CAPITAL PROJECTS BUDGET			
2		2019-20	2020-21	2021-22
3	General Fund	-0-	700,000	-0-
4	Restricted Funds	10,000,000	5,895,416,200	-0-
5	Federal Funds	-0-	135,451,000	-0-
6	Bond Funds	3,000,000	313,672,300	-0-
7	Agency Bonds	-0-	422,138,000	-0-
8	Investment Income	-0-	9,470,000	-0-
9	Other Funds	3,000,000	1,771,918,000	-0-
10	SUBTOTAL	16,000,000	8,548,765,500	-0-
11	TOTAL - STATE/EXECUTIVE BUDGET			
12		2019-20	2020-21	2021-22
13	General Fund (Tobacco)	-0-	108,226,600	-0-
14	General Fund	45,749,300	11,295,786,000	-0-
15	Restricted Funds	10,000,000	15,266,937,700	-0-
16	Federal Funds	-0-	13,499,850,600	-0-
17	Road Fund	-0-	113,613,900	-0-
18	Bond Funds	3,000,000	313,672,300	-0-
19	Agency Bonds	-0-	422,138,000	-0-
20	Investment Income	-0-	9,470,000	-0-
21	Other Funds	3,000,000	1,771,918,000	-0-
22	TOTAL FUNDS	61,749,300	42,801,613,100	-0-