

House Finance, Ways, and Means Committee 2

Amendment No. 2 to HB2821

Lynn  
Signature of Sponsor

AMEND Senate Bill No. 2466\*

House Bill No. 2821

**ADMINISTRATION AMENDMENT**

by adding the following Sections between Sections 55 and 56 of the bill and by renumbering the Sections accordingly.

**ADDITIONAL 2020-2021 APPROPRIATIONS**

SECTION 56. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of this act, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Agriculture – Chronic Wasting Disease	\$ 304,900	\$ 599,300
2. Correction – Chattanooga Work Release Transitional Housing	453,700	0
3. Correction – South Central Correctional Facility Contract	3,560,000	0
4. General Services – Security Upgrades at the Residence	32,000	0
5. Health – Safety Net Increase	3,000,000	9,500,000
6. Mental Health & Substance Abuse Services – In-patient Cost Support	0	1,000,000
7. Miscellaneous Appropriations – Health and Safety Emergency and Contingency Funds	0	75,000,000
8. Miscellaneous Appropriations – Grants to Cities – Increase	0	50,000,000
9. Miscellaneous Appropriations – Grants to Counties – Increase	0	50,000,000
10. Economic and Community Development –	(100,000)	0

P-20 Position – To F&A (-1FT)		
11. Finance and Administration – P-20 Position – From ECD (1FT)	100,000	0
12. Higher Education – TN Colleges of Applied Technology – Correctional Education Investment – To TN Board of Regents	(4,436,000)	(984,600)
13. Higher Education – TN Board of Regents – Correctional Education Investment – From TN Colleges of Applied Technology	4,436,000	984,600
<b>Total</b>	<b>\$ 7,350,600</b>	<b>\$ 186,099,300</b>

Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Higher Education – TSAC – Contractor Conversion – From Lottery Revenues (5 FT)	\$ 0	\$ 0
<b>Total</b>	<b>\$ 0</b>	<b>\$ 0</b>

SECTION 57. Legislation. In addition to the appropriations in Sections 1 and 4 of this act, the following amounts hereby are appropriated for the purpose of implementing the cited bills, and such additional or lesser amounts indicated in the final fiscal note on the bills as enacted are hereby appropriated. The Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly. Federal and other departmental revenue adjustments may be made in reconciliation to said fiscal notes and to available federal aid and other departmental revenue. Adjustments to the number of authorized positions indicated in the line items as full-time (FT), part-time (PT), and seasonal shall be reconciled to the fiscal notes. The negative amounts in line-items of this section are appropriation reductions, and the positive amounts are appropriation increases. The appropriation in each item of this section is subject to the bill cited in that item becoming a law, except as otherwise provided.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 2467 / HB 2822 – Budget Implementation – General Law Changes – Estimated @ \$0	\$ 0	\$ 0
2. SB 561 / HB 1156 – 32 <sup>nd</sup> Judicial District – Fiscal Note Reconciliation (6 FT)	471,500	(1,331,500)
<b>Total</b>	<b>\$ 471,500</b>	<b>\$ (1,331,500)</b>

Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. SB 2467 / HB 2822 – Budget Implementation – General Law Changes – Estimated @ \$0	\$ 0	\$ 0
2. SB 2022 / HB 2170 – TennCare – Hospital Assessment – Fiscal Note Reconciliation	0	34,036,000
3. SB 2123 / HB 2138 – TennCare – Nursing Home Provider Assessment – Fiscal Note Reconciliation	0	6,434,300
4. SB 2078 / HB 2184 – TennCare – Ambulance Service Provider Assessment – Fiscal Note Reconciliation	0	(1,019,500)
<b>Total</b>	<b>\$ 0</b>	<b>\$ 39,450,800</b>

SECTION 58. Base and Cost Increase Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting base and cost increase appropriations and positions that had been recommended in the 2020-2021 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

	<u>Recurring</u>	<u>Non-Recurring</u>
1. Agriculture – Tennessee Agricultural Enhancement Program (TAEP)	\$ (7,000,000)	\$ 0
2. Agriculture –Agricultural Enterprise Fund (AEF)	(1,000,000)	(1,000,000)
3. Attorney General – Matter and Document Management	(150,000)	(2,000,000)
4. Attorney General – Attorney Positions (-5 FT)	(700,000)	0
5. Board of Parole – Hearing Officer Positions (-2 FT)	(128,300)	(3,300)
6. Board of Parole – Board Member Training	(16,000)	0
7. Children's Services – Specialized Drug Teams (-23 FT)	(628,600)	0
8. Children's Services – Rapid Response Teams (-23 FT)	(610,000)	0
9. Children's Services – Simulation Labs (-6 FT)	(271,800)	0
10. Children's Services – Multi-Systemic Therapy (MST) for Juvenile Justice	(1,500,000)	0
11. Children's Services – Safe Baby Courts	(175,000)	0
12. Children's Services – Transportation Operations (-2 FT)	(100,000)	(100,000)
13. Commerce & Insurance – Basic Training for Volunteer Firefighters (-9 PT)	(110,500)	0
14. Commerce & Insurance – Insurance Consultant	0	(750,000)
15. Children & Youth – Grants Management System	(15,000)	(15,000)
16. Children & Youth – CASA Expansion	(72,000)	0
17. Comptroller – AGA National Conference	0	(100,000)
18. Correction – State Prosecutions	(22,289,000)	0
19. Correction – Sex Offender Treatment	(627,400)	0
20. Correction – Davidson County Drug Court	(180,000)	0
21. Correction – Correctional Education Investment	(1,108,900)	(2,468,500)
22. Correction – Day Reporting and Community Resource Centers (-52 FT)	(4,541,400)	(60,000)
23. Correction – Electronic Monitoring	(334,700)	0
24. Correction – Technology Replacement Fund	(442,000)	0
25. Correction – Offender Transportation for Community Supervision	(600,800)	0
26. Correction – Re-entry Preparedness Packets	(400,000)	0
27. Correction – Project Return	0	(500,000)
28. Correction – Mandatory Re-entry Supervision (-63 FT)	(4,644,000)	0
29. Court System – Indigent Representation Task Force	(5,000,000)	0
30. Court System – Board of Judicial Conduct	(195,900)	(27,000)

31. District Attorneys – Prosecution Staffing Resources (-9 FT)	(671,900)	(41,400)
32. District Attorneys – IT Operational Costs	(486,700)	0
33. Public Defenders – Public Defender Staffing Resources (-9 FT)	(616,300)	(59,400)
34. Public Defenders – Social Workers (-4 FT)	(260,700)	(28,000)
35. Public Defenders – IT Position (-1 FT)	(96,100)	0
36. Economic & Community Development – FastTrack	0	(50,000,000)
37. Economic & Community Development – Rural Development (-1 FT)	(10,568,200)	(10,000,000)
38. Economic & Community Development – Launch TN Grants	(3,000,000)	0
39. Economic & Community Development – Entertainment Commission	0	(2,000,000)
40. Economic & Community Development – Economic Development District Grants	(30,000)	0
41. Economic & Community Development – City of Jackson IDB Grant	0	(20,000,000)
42. Education – BEP - Reduce	(15,600,000)	0
43. Education – BEP Salary – Reduce to 2%	(58,680,000)	0
44. Education – Charter Schools Facility Fund	(12,000,000)	(12,000,000)
45. Education – ASD Oversight	(25,000,000)	0
46. Education – Governor's Fellowship Initiative (-2 FT)	(8,500,000)	0
47. Education – School Leaders Professional Development (-2 FT)	(3,000,000)	0
48. Education – Teacher and Leader Institute (-1 FT)	(5,000,000)	(20,000,000)
49. Education – Educator and Leader Preparation Program (-2 FT)	0	(3,000,000)
50. Education – Teacher Articulated Pathways (-1 FT)	(200,000)	(1,000,000)
51. Education – AP Course for Teaching	(150,000)	0
52. Education – Statewide Literacy Initiative (-3 FT)	(11,250,000)	(37,500,000)
53. Education – Local Teacher Development (Grow Your Own) (-3 FT)	(319,200)	(5,000,000)
54. Education – High Quality Materials	0	(20,000,000)
55. Education – Assessment Support to Districts (-7 FT)	(2,762,000)	0
56. Education – Office of General Counsel (-2 FT)	(222,000)	0
57. Education – CORE (-16 FT)	(1,932,800)	0
58. Education – State Board Legal Positions (-5 FT)	(413,900)	0
59. Education – Citizenship Education (-1 FT)	(200,000)	(1,000,000)
60. Education – State Board Salary Equity	(130,000)	0
61. Education – Governor's Civics Seal Initiative	0	(500,000)

62.	Education – Teach for America	0	(2,250,000)
63.	Education – You Science	(543,900)	0
64.	Environment & Conservation – Preservation Specialist (-1 FT)	(69,300)	0
65.	Environment & Conservation – WTRBA Maintenance	0	(250,000)
66.	Environment & Conservation – IT Systems Modernization	0	(15,000,000)
67.	Finance & Administration – Office of Evidence & Impact (-5 FT)	(825,000)	0
68.	Finance & Administration – Enterprise Data Analytics	(1,100,000)	(1,000,000)
69.	Finance & Administration – Cloud Enablement and Management	(918,400)	(1,750,000)
70.	Finance & Administration – Education and Workforce Development Grants	0	(5,000,000)
71.	Finance & Administration – Services Integration System	0	(250,000)
72.	General Services – State Facilities Pre- Planning	(913,800)	0
73.	General Services – Facilities Maintenance	0	(2,000,000)
74.	Health – Tobacco Prevention	(4,000,000)	0
75.	Health – TN State Loan Repayment Program	(928,800)	0
76.	Health – Dental Pilot Program	(637,000)	(100,000)
77.	Health – Smile TN Grant	0	(1,280,000)
78.	Health – Office of Informatics Integrated Data System	(250,000)	0
79.	Health – TN Birth Defects Surveillance System	(395,500)	(20,000)
80.	Health – EPI Future Phase	0	(15,000,000)
81.	Higher Education – Formula Units – Salary Pool - Reduce	(11,345,900)	0
82.	Higher Education – Non-Formula Units – Salary Pool – Reduce	(4,381,300)	0
83.	Higher Education – Non-Formula Units – Operational Increase	(6,514,000)	0
84.	Higher Education – UT Extension Agents	(2,190,000)	0
85.	Higher Education – University of Memphis Carnegie Designation	0	(5,000,000)
86.	Higher Education – TSU Ag Extension	(2,000,000)	0
87.	Higher Education – Competency Based Education Capacity	(400,000)	(350,000)
88.	Higher Education – System-Wide TCAT Security	(5,000,000)	0
89.	Higher Education – TSAA Grants	(9,600,000)	0
90.	Higher Education – Training Alignment Grant	0	(250,000)
91.	Higher Education – So. College of Optometry	(363,000)	0
92.	Higher Education – HBCU Summer	(400,000)	0

Bridge			
93.	Human Rights – Position (-1 FT)	(44,600)	0
94.	Mental Health – Substance Abuse Treatment Services	(6,000,000)	0
95.	Mental Health – Mobile Crisis Services	(354,300)	0
96.	Mental Health – Creating Jobs Initiative	(900,000)	0
97.	Mental Health – Addiction Recovery Program	(4,000,000)	0
98.	Mental Health – Criminal Justice Liaisons	(625,000)	0
99.	Mental Health – SOCAT (-3 FT)	(330,700)	0
100.	Mental Health – Statewide Residential Recovery Court (-2 FT)	(2,687,500)	(2,000,000)
101.	Mental Health – Creating Homes Initiative (-2 FT)	(3,583,400)	0
102.	Mental Health – School Engagement (-1 FT)	(119,000)	0
103.	Mental Health – Office of Housing & Homeless Services (-1 FT)	(83,200)	0
104.	Mental Health – Suicide Prevention (-1 FT)	(101,300)	0
105.	Mental Health – Major Maintenance at RMHIs	(250,000)	0
106.	Revenue – New License Plates	0	(7,000,000)
107.	Safety – Helicopter	0	(6,262,900)
108.	Secretary of State – Metro Library Grant	(1,500,000)	(1,500,000)
109.	State Museum – Artifact Relocation	0	(3,600,000)
110.	Tennessee Bureau of Investigation – Administrative Positions (-6 FT)	(411,000)	(34,200)
111.	TennCare – ECF CHOICES – Reduce to 1,000 slots	(15,000,000)	0
112.	TennCare – Data Informatics (-2 FT)	(109,200)	0
113.	TennCare for Children's Services – Drug Teams	(241,300)	0
114.	TennCare for Children's Services – Rapid Response	(234,200)	0
115.	TennCare for Children's Services – Sim Labs	(84,900)	0
116.	Tourism – Marketing Initiatives	(5,500,000)	(2,500,000)
117.	Tourism – Rural Tourism (-2 FT)	(2,376,300)	0
118.	Treasury – College Stars 529	0	(500,000)
119.	Veterans Services – West TN Cemetery (-1 FT)	(45,400)	0
120.	Veterans Services – Board of Appeals (-1 FT)	(116,600)	(6,000)
121.	Miscellaneous Appropriations – Group Health Insurance – State Employees – Reduce to 4%	(2,710,000)	0
122.	Miscellaneous Appropriations – Group Health Insurance – Higher Education – Reduce to 4%	(2,572,200)	0
123.	Miscellaneous Appropriations – Group Health Insurance – BEP – Reduce to 5%	(4,246,600)	0

124.	Miscellaneous Appropriations – Group Health Insurance – Retirees OPEB	(15,000,000)	0
125.	Miscellaneous Appropriations – TEAM Act Salaries – Reduce to 1.5%	(15,304,000)	7,652,000
126.	Miscellaneous Appropriations – Non-TEAM Act Salaries – Reduce to 1.5%	(3,572,800)	0
127.	Miscellaneous Appropriations – Salaries – Market Rate Adjustment	(20,000,000)	0
128.	Salaries – Trooper Survey – Reduce	(646,200)	0
129.	Salaries – TLETA Survey – Reduce	(9,300)	0
130.	Miscellaneous Appropriations – Administration Amendment	(15,000,000)	(15,000,000)
131.	Miscellaneous Appropriations – Legislative Initiatives	(10,000,000)	(10,000,000)
132.	Miscellaneous Appropriations – Application and Project Portfolio Management	(506,600)	0
133.	Miscellaneous Appropriations – Statewide E-filing System	0	(1,500,000)
134.	Miscellaneous Appropriations – Cloud Enablement and Management	(1,175,100)	0
135.	Miscellaneous Appropriations – DOHR State Cost of Cost Increases	(475,000)	0
136.	Miscellaneous Appropriations – TBI AFIS	0	(6,000,000)
137.	Miscellaneous Appropriations – Juvenile Justice Case Management System	(1,500,000)	0
138.	Miscellaneous Appropriations – Governor's Efficiency Initiatives	0	(3,000,000)
139.	Miscellaneous Appropriations – UT Oak Ridge Institute	0	(10,000,000)
140.	Miscellaneous Appropriations – Johnson City Courthouse Renovation - Grant	0	(5,000,000)
141.	Miscellaneous Appropriations – Rural Hospital Services Center	0	(2,500,000)
142.	Miscellaneous Appropriations – TN Serves – Move to NR	(500,000)	250,000
143.	Miscellaneous Appropriations – State Legislative Conference	0	(1,000,000)
144.	Miscellaneous Appropriations – Wine and Grape Board	0	(150,000)
145.	Miscellaneous Appropriations – TN CAPS	0	(700,000)
146.	Miscellaneous Appropriations – Niswonger Foundation	0	(700,000)
147.	Miscellaneous Appropriations – Carroll Academy	0	(414,300)
148.	Miscellaneous Appropriations – Families Free	0	(150,000)
149.	Miscellaneous Appropriations – YWCA of Knoxville	0	(250,000)
150.	Miscellaneous Appropriations – Men of Valor	0	(200,000)
151.	Miscellaneous Appropriations – Beck	0	(325,500)

	Cultural Exchange Center		
152.	Miscellaneous Appropriations – National Foundation of Women Legislators Conference	0	(150,000)
153.	Miscellaneous Appropriations – Tennessee Wildlife Federation	0	(100,000)
154.	Miscellaneous Appropriations – Center for Employment Opportunities	0	(150,000)
155.	Miscellaneous Appropriations – Girl Scouts of Middle Tennessee	0	(186,400)
156.	Miscellaneous Appropriations – Gospel Music Association	0	(1,000,000)
157.	Miscellaneous Appropriations – Helen Ross McNabb Veteran's Center	0	(150,000)
158.	Miscellaneous Appropriations – Smile 180 Foundation	0	(750,000)
	<b>Total</b>	<b>\$ (404,622,700)</b>	<b>\$ (313,529,900)</b>

Item 2. The appropriation in Section 1, Title III-6, Wildlife Resources Agency, hereby is reduced in the amount of \$386,100 recurring from dedicated funds.

Item 3. The appropriation in Section 1, Title III-17, Item 2.3, Temporary Cash Assistance, hereby is reduced in the amount of \$10,000,000 non-recurring.

Item 4. The appropriation in Section 1, Title III-17, Item 2.2, Family Assistance Services, hereby is reduced in the amount of \$10,000,000 non-recurring.

Item 5. The appropriation in Section 1, Title III-26, Item 2, TennCare Medical Services, hereby is reduced in the amount of \$57,183,200 recurring.

**ADDITIONAL 2019-2020 SUPPLEMENTAL APPROPRIATIONS**

SECTION 59. Other 2019-2020 Supplemental Appropriations. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided under Chapter 405, Public Acts of 2019, and in Section 38 of this act.

Item 1. To Miscellaneous Appropriations, the amount of \$75,000,000 for the Health and Safety Emergency and Contingency Funds.

Item 2. To the Department of Military, TEMA Disaster Relief Grants, the amount of \$30,000,000 for disaster relief grants.

## CAPITAL OUTLAY – ADDITIONAL PROVISIONS

SECTION 60. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided in Chapter 405, Public Acts of 2019.

(a) Department of General Services – Emergency and Contingency

Funds, in the amount of \$40,000,000.

Item 2. In addition to the capital maintenance projects listed on pages A-131 through A-138 of the 2020-2021 Budget Document and in Section 1, Title III-33 of this act, the following hereby are funded.

(a) Department of General Services – The Residence Security Upgrades,

in the amount of \$970,000.

Item 3. Of the capital outlay projects listed on pages A-131 through A-136 of the 2020-2021 Budget Document and in Section 1, Title III-33 of this act, the following hereby are reduced.

(a) Department of Agriculture – Standing Stone State Forest Work

Center, in the amount of \$3,770,000.

(b) Department of Children's Services – New John S. Wilder YDC Full

Design, in the amount of \$5,490,000.

(c) Department of Correction – SCCF New Water Treatment Plant Grant,

in the amount of \$2,000,000.

(d) Department of Education – TSB Building and Site Improvements, in

the amount of \$3,920,000.

(e) Department of Education – WTSD SAVE Act Compliance Upgrades, in the amount of \$1,440,000.

(f) Department of Military – Ft. Campbell National Guard Readiness Center, in the amount of \$1,105,000 federal funds.

(g) Department of Military – Force Protection Upgrades, in the amount of \$3,900,000.

(h) Historical Commission – Rock Castle New Event Center and Site Improvements, in the amount of \$6,950,000.

(i) Austin Peay State University – Health Professions Building, in the amount of \$60,961,500.

(j) Tennessee Technological University – Engineering Building, in the amount of \$43,500,000.

(k) University of Memphis – STEM Research and Classroom Building, in the amount of \$32,911,000.

(l) Tennessee Board of Regents – TCAT Chattanooga Advanced Manufacturing Building, in the amount of \$21,700,000.

#### **HEALTH AND SAFETY EMERGENCY AND CONTINGENCY FUND**

SECTION 61. Health and Safety Emergency and Contingency Fund. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. The General Assembly recognizes that the state's response to health and safety emergencies will require extraordinary actions by the Commissioner of Finance and Administration to manage the state budget within available resources and without detrimental effect on state finances.

Item 1. Accordingly, the Commissioner of Finance and Administration shall allot, in consultation with the Commissioner of Health and the Executive Director of the Tennessee Emergency Management Agency, the funds appropriated in Section 59, Item 1 and Section 56, Item 1.7, to increase laboratory capacity, containment efforts, disease

surveillance and tracking, mitigation efforts at schools and institutions of higher education, and education and prevention programs. Further, the Commissioner of Finance and Administration is authorized to adjust federal aid and other departmental revenues, accordingly.

Item 2. The commissioner is further authorized to take action to maintain the health and safety of state employees and visitors to state offices. Such actions may include: revising travel policies for state employees, cancelling state conferences and events, re-locating state employees, implementing virtual meetings, restricting outside visitors to state offices, authorizing sanitation of state offices, authorizing state employees to work from home, and increasing self-service service delivery options to reduce the need to visit state office buildings. Provided further, the commissioner is authorized to adjust visitation hours and policies at state facilities such as mental health regional hospitals, group homes, special schools, and correctional institutions.

Item 3. The commissioner is further authorized, in consultation with the Commissioner of Health and the Executive Director of the Tennessee Emergency Management Agency, to increase the number of authorized positions to effectuate the provisions of this section. Such increased position authorizations shall expire with the expiration of any federal aid or other departmental revenues allotted for health and safety emergency response.

Item 4. In the fiscal year ending June 30, 2020, any unexpended balance of appropriations made in Section 59, Item 1, of this act are hereby reappropriated to be expended in the 2020-2021 fiscal year, and such appropriations shall be carried forward in a reserve into the fiscal year beginning July 1, 2020.

Item 5. The Commissioner of Finance and Administration, by December 31, 2020, shall report to the Senate and House Finance, Ways and Means committees, Senate Health and Welfare committee, House Health committee, and the directors of the

Office of Legislative Budget Analysis on the allotment of state appropriations, unexpended balances, federal aid and other departmental revenues, positions established, and a general summary of the purposes for which expenditures were made in the state's response to any health and safety emergency. After the report date, the commissioner shall provide any updated information in a fiscal year-end report encompassing the same categories of information, if the program expenditures have changed from the earlier report.

### **BUDGET MANAGEMENT AUTHORITY – COMMISSIONER OF F&A**

SECTION 62. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. Other provisions of this act to the contrary notwithstanding, the General Assembly recognizes that extraordinary actions by the Commissioner of Finance and Administration may be required to achieve the over-appropriation level provided herein, to manage the base budget reductions reflected in this act, and to fulfill the constitutional duty of state government to orderly close fiscal years 2019-2020 and 2020-2021. It, therefore, is the legislative intent that the Commissioner of Finance and Administration be authorized to defer and reduce expenditures and otherwise effect savings of funds appropriated herein; provided, however, that the authority granted by this section shall be exercised only insofar as permitted by law and in accordance with applicable law and in accordance with the provisions of Section 24 and provided, further, that the authority granted by this section shall not extend to appropriations made under Section 1, Titles I and II herein.

### **SECTION 1 – STATE APPROPRIATIONS**

AND FURTHER AMEND in Section 1, Title III-22 by deleting the language ", and public safety" and inserting "public safety, and COVID-19 response."

### **SECTION 2 – CAPITAL OUTLAY AND MAJOR MAINTENANCE**

AND FURTHER AMEND in Section 2, Item 8 by deleting the item in its entirety and substituting instead the following new item:

Item 8. There is hereby appropriated to the Department of Mental Health and Substance Abuse Services the proceeds from the sale of any real property and facilities deposited in the mental health trust fund created by Tennessee Code Annotated, Section 12-2-117. The appropriation shall be available for the uses provided in Section 12-2-117.

AND FURTHER AMEND in Section 2, Item 10 by deleting the item in its entirety and substituting instead the following new item:

Item 10. There is hereby appropriated to the Department of Intellectual and Developmental Disabilities the proceeds from the sale of any real property and facilities deposited in the intellectual and developmental disabilities trust fund created by Tennessee Code Annotated, Section 12-2-117. The appropriation shall be available for the uses provided in Section 12-2-117.

AND FURTHER AMEND in Section 2, Item 19(a) by deleting the language "\$42,191,100 (\$2,000,000 being non-recurring)" and inserting instead "\$40,191,100".

#### **SECTION 7 – EARMARKED APPROPRIATIONS**

AND FURTHER AMEND in Section 7 by deleting Item 33 in its entirety and re-numbering the subsequent items accordingly.

#### **SECTION 8 – SUM SUFFICIENT APPROPRIATIONS FROM STATE REVENUES AND RESERVES**

AND FURTHER AMEND in Section 8, Item 33, by adding a sub-item (r) at the end of the item:

(r) Natural Areas, from donations to the program.

#### **SECTION 9 – SUM SUFFICIENT APPROPRIATIONS FROM DEPARTMENTAL REVENUES AND RESERVES**

AND FURTHER AMEND in Section 9 by deleting Item 42(c) in its entirety and re-designating the subsequent sub-items accordingly.

AND FURTHER AMEND in Section 9 by inserting the following new items at the end of the Section:

Item \_\_\_. To the Attorney General and Reporter for the Consumer Affairs program from departmental revenues and reserves of the program.

Item \_\_\_. To the Department of Correction for revenues and reserves from the fees collected by inmate telephone calls.

### **SECTION 11 – K-12 EDUCATION PROVISIONS**

AND FURTHER AMEND in Section 11, Item 1(b) by deleting the language "fifty thousand two hundred sixty-three dollars (\$50,263)" and substituting instead "forty-nine thousand two hundred ninety-six dollars (\$49,296)".

### **SECTION 29 – HIGHER EDUCATION PROVISIONS**

AND FURTHER AMEND in Section 29 by deleting Item 21 in its entirety and substituting instead the following:

Item 21. From the appropriation to UT Martin in Section 1, Title III-10, the following sums are for the purpose of supporting the operations of higher education centers: \$200,000 recurring at Parsons; \$250,000 recurring at Selmer; \$250,000 recurring at Somerville; and \$250,000 recurring at Ripley. It is the legislative intent that such funds shall not be distributed by means of the higher education formula.

### **HIGHER EDUCATION DISCLOSED CAPITAL OUTLAY FROM SCHOOL BONDS AND INSTITUTIONAL SOURCES**

AND FURTHER AMEND in Section 29 by deleting Item 29 and substituting instead the following:

Item 29. The capital outlay projects listed in the 2020-2021 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2020-2021," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the higher education institutions and their governing boards, the Tennessee Higher Education Commission, Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board, and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on pages A-137 and A-138 in the 2020-2021 Budget Document:

**State University and Community College System  
(Locally Governed Institutions):**

**Austin Peay State University:**

Browning Plaza Exterior Improvements	\$	1,200,000
Welcome Center Renovation		550,000
C.E. Harvill Food Venue Renovation		3,800,000
Fourth and College Building Renovation		985,000
Total Austin Peay State University	\$	<u>6,535,000</u>

**East Tennessee State University**

Brown Hall Teaching Labs Upgrades	\$	2,200,000
New Clinical Education Building		30,100,000
Nicks Hall Nursing Renovation		1,000,000
Shelbridge Renovation and Addition		1,500,000
Bud Frank Theatre Renovation		520,000
Baseball Team Area and Hitting Facility Addition		3,000,000
Warf-Pickel and Memorial Center Renovations		525,000
Total East Tennessee State University	\$	<u>38,845,000</u>

**Middle Tennessee State University:**

New Flight School Academic Building	\$	5,000,000
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**University of Memphis:**

Wilson Hospitality Improvements	\$	4,000,000
Natatorium Facility Improvements		3,500,000
Field House Gym HVAC		300,000
Research Park Phase 2		45,000,000
Park Avenue Practice Field Artificial Turf Replacement		800,000
Administration Building Auditorium Renovation		7,000,000
South Hall Renovation		6,100,000
Jones Hall and UMRF Ventures Roof Replacements		1,250,000
Academic Support Facility Renovation		1,000,000
Business and Economics Building Renovation		20,000,000
Total UoM	\$	<u>88,950,000</u>

**Total State University and Community College  
System (Locally Governed Institutions)**

	\$	<u>139,330,000</u>
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**University of Tennessee:**



AND FURTHER AMEND by deleting Section 39 in its entirety and inserting the following as a new Section 39:

SECTION 39. Program Expansions from Federal and Other Departmental Revenue. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. At June 30, 2020, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2020.

There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	<u>2019-2020</u>	<u>2020-2021</u>
TennCare		
1. Maternal Opioid Misuse Grant	\$ 373,000	\$ 746,300
Mental Health and Substance Abuse Services		
1. Tennessee Lives Count Program	<u>\$ 736,000</u>	<u>\$ 736,000</u>
<b>Total</b>	<b><u>\$ 1,109,000</u></b>	<b><u>\$ 1,482,300</u></b>

The Commissioner of Finance and Administration is authorized to establish two (2) full-time positions and to allocate them to the Bureau of TennCare (1 FT) and Department of Mental Health and Substance Abuse Services (1 FT).

**SECTION 41 – PROVISIONS CONCERNING CERTAIN APPROPRIATIONS**

AND FURTHER AMEND in Section 41 by inserting the following new items to the end of the section:

Item \_\_\_. In addition to the funds appropriated in Chapter 405, Public Acts of 2019, there is hereby appropriated a sum sufficient to the Attorney General and Reporter for the Consumer Affairs program from departmental revenues and reserves of the program.

Item \_\_\_. In addition to the funds appropriated in Chapter 405, Public Acts of 2019, there is hereby appropriated a sum sufficient to the Department of Correction for revenues and reserves from the fees collected by inmate telephone calls.

**SECTION 43 – RESERVE DESIGNATIONS AND FUND TRANSFERS**

AND FURTHER AMEND in Section 43 by deleting Item 9.

AND FURTHER AMEND in Section 43 by deleting Item 10.

**SECTION 47 – REVENUE FLUCTUATION RESERVE**

AND FURTHER AMEND in Section 47, Item 1 by deleting the language "\$1,100,000,000" and inserting "\$1,200,000,000";

AND FURTHER AMEND in Section 47, Item 2 by deleting the language "\$1,150,000,000" and inserting "\$1,450,000,000";

**SECTION 50 – LOTTERY PROGRAM PROVISIONS**

AND FURTHER AMEND in Section 50, Item 2 by inserting a new sub-item (i):

(i) The award amount for an eligible student under the Tennessee Promise scholarship shall be determined pursuant to the provisions of Tennessee Code Annotated, Section 49-4-708

**SECTION 54 – HOSPITAL COVERAGE ASSESSMENT**

AND FURTHER AMEND in Section 54 by deleting the section in its entirety and substituting instead the following:

SECTION 54. From the appropriations in Section 1, Title III-26 of this act, the following non-recurring amounts are appropriated to the TennCare Program.

Item 1.

(a) If Senate Bill No. 2022 / House Bill No. 2170, the annual coverage assessment act, becomes a law, there hereby is appropriated from the appropriations in Section 1, Title III-26 and Section 57, of this act, the sum of \$602,636,800 (non-recurring) to the TennCare Program for the following

purposes, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the coverage assessment as a valid source to match federal Medicaid funds, the appropriations in this Item 1(a) shall be null and void, and the appropriations in Section 1, Title III-26 and Section 57 shall be reduced accordingly. If the cited bill does not become a law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$602,636,800.

<u>Description</u>	<u>Amount</u>
Uncompensated Charity and Self-Pay Sub Pool .....	\$ 49,176,300
Virtual Disproportionate Share Hospital Payments .....	66,914,400
Graduate Medical Education .....	17,061,000
Tennessee Center for Health Workforce Development .....	750,000
Medicare Part A Reimbursement .....	12,130,500
Provider Reimbursement and Co-Pay .....	71,375,900
Hospital Reimbursement Ceiling .....	21,313,200
In-Patient Services .....	49,707,000
Lab and X-Ray Procedures .....	14,658,900
Therapies .....	9,393,900
Out-Patient Services .....	44,190,700
Office Visits .....	17,828,700
Match for ADT Contract Payments .....	55,000
Charity Care Fund .....	8,871,700
Directed Hospital Payments .....	207,632,400
Non-Emergent Care at Hospitals .....	572,800
Loss of Certified Public Expenditures Match .....	8,957,100
340B Pricing Provision – MCO Contractor Agreement .....	<u>2,047,300</u>
 Total .....	 \$ <u>602,636,800</u>

(b) There is further appropriated to the TennCare Program, in addition to the appropriation, Directed Hospital Payments, a sum sufficient from any amount in excess of \$602,636,800 collected from the coverage assessment for the purpose of hospital payments for unreimbursed costs.

(c) To the extent that revenue collected from the coverage assessment is less than \$602,636,800, the appropriation, Directed Hospital Payments, hereby is reduced in the amount of the under-collection.

(d) From the funds available in TennCare maintenance of coverage trust fund at June 30, 2020, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

(e) In the fiscal year ending June 30, 2020, the Commissioner of Finance and Administration is hereby authorized to transfer from the maintenance of coverage trust fund to the TennCare reserve which equals the amount of TennCare funds that were used in fiscal year 2018-2019 to fund Annual Coverage Assessment expenditures due to the revenue collection cutoff date. Item 2.

(a) If Senate Bill No. 2123 / House Bill No. 2138, the annual nursing home assessment fee, becomes a law, there is hereby appropriated from the appropriations in Section 1, Title III-26 and Section 57 of this act, the sum of \$134,605,900 (non-recurring) to the TennCare Program for nursing home reimbursement. Further, the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. If the cited bill does not become law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$134,605,900.

(b) There is further appropriated to the TennCare Program, in addition to the appropriation for nursing home reimbursement, a sum sufficient from any amount in excess of \$134,605,900 collected from the coverage assessment for the purpose of nursing home reimbursement.

(c) From the funds available in TennCare nursing home assessment trust fund at June 30, 2020, there hereby is appropriated to the TennCare program a

sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

Item 3.

(a) If Senate Bill No. 2078 / House Bill No. 2184, the annual ambulance assessment fee, becomes a law, there is hereby appropriated from the appropriations in Section 1, Title III-26 and Section 57 of this act, the sum of \$10,690,200 (non-recurring) to the TennCare Program for ambulance provider reimbursement. Further, the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. If the cited bill does not become law, the appropriations in Section 1, Title III-26 and Section 57 of this act, are hereby reduced in the amount of \$10,690,200.

(b) There is further appropriated to the TennCare Program, in addition to the appropriation for ambulance provider reimbursement, a sum sufficient from any amount in excess of \$10,690,200 collected from the coverage assessment for the purpose of ambulance provider reimbursement.

(c) From the funds available in TennCare ambulance assessment trust fund at June 30, 2020, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.