

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 998\*

Senate Appropriations Committee Substitute Adopted 9/28/98

Short Title: Federal Match Required-9/30/98.

(Public)

Sponsors:

Referred to:

April 17, 1997

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATE FUNDS TO MATCH FEDERAL FUNDS.

The General Assembly of North Carolina enacts:

**CURRENT OPERATIONS APPROPRIATION/GENERAL FUND**

Section 1. Appropriations from the General Fund of the State for the maintenance of the State departments, institutions, and agencies, and for other purposes as enumerated are made for the fiscal year ending June 30, 1999, according to the schedule that follows.

Current Operations - General Fund 1998-99

Department of Crime Control and Public  
Safety – Matching Funds for the National  
Guard Tarheel Challenge Program \$ 542,000 NR

Department of Natural Resources and  
Community Development  
01. Federal Wastewater Assistance –

1 Matching Funds 4,860,532 NR  
2 02. Federal Water Supply Assistance –  
3 Matching Funds 2,571,880 NR  
4 TOTAL – Department of Natural Resources  
5 and Community Development 7,432,412 NR  
6  
7 **TOTAL:** Current Operations - General Fund \$7,974,412 NR  
8

### 9 CAPITAL APPROPRIATIONS/GENERAL FUND

10 Section 2. Appropriations are made from the General Fund of the State for the  
11 1998-99 fiscal year for use by the State departments, institutions, and agencies to provide  
12 for capital improvement projects according to the following schedule:  
13

#### 14 Capital Improvements - General Fund

15 1998-99  
16 Department of Administration, Reserve for  
17 State Veterans Nursing Home – Salisbury  
18 Renovation of a 100-bed nursing care unit \$1,000,000  
19

#### 20 Department of Environment and Natural Resources

21 01. State Match-Water Resources Projects – Funds  
22 for the State share of federal civil works  
23 projects \$5,240,000  
24  
25 02. Channel Widening/Deepening-Wilmington Port –  
26 Funds to improve navigation for shipping terminals  
27 and industries \$4,800,000  
28  
29 03. B. Everett Jordan Lake Water Supply–match for  
30 federal funds for the project in prior fiscal years 110,000  
31

32 **TOTAL:** Capital Improvements - General Fund \$10,150,000  
33

### 34 AUTHORIZE TRANSFER TO MEET TANF MAINTENANCE OF EFFORT 35 REQUIREMENTS

36 Section 3. Notwithstanding any other provision of law to the contrary, to the  
37 extent necessary to meet federal maintenance of effort requirements for Temporary  
38 Assistance for Needy Families (TANF), the Department of Health and Human Services  
39 may, for the first quarter of the 1998-99 fiscal year only, use State funds for the TANF  
40 Work First Family Assistance.  
41

### 42 APPROVE WELFARE TO WORK FORMULA GRANT PLAN AND 43 APPROPRIATE FUNDS THEREFOR

1 Section 4. (a) Section 12.20A(b) of S.S. 1997-443, reads as rewritten:

2 "(b) The Department of Commerce, the Employment Security Commission,  
3 and the Department of Health and Human Services shall develop a plan to implement the  
4 Welfare-to-Work initiative in this State, develop performance goals and measures for this  
5 initiative, and estimate the cost impact on the State budget for the next five years of  
6 implementing the initiative. The Department of Commerce, the Employment Security  
7 Commission, and the Department of Health and Human Services shall report to the  
8 General Assembly its findings and recommendations by April 1, 1998. ~~The Department of  
9 Commerce shall not expend any State or federal funds for the Welfare-to-Work initiative until  
10 the amended State Plan is submitted to the General Assembly and the amended State Plan  
11 becomes law."~~

12 (b) There is appropriated to the Department of Commerce from federal Welfare to  
13 Work Block Grant funds for the fiscal year ending June 30, 1999 the sum of twenty-five  
14 million three hundred thirty-two thousand one hundred seventy-three dollars  
15 (\$25,332,173). The Office of State Budget and Management may identify potential  
16 sources of State and local funds that may be used as a match for the federal Welfare-to-  
17 Work Block Grant.

#### 18 19 **WATER RESOURCES DEVELOPMENT PROJECTS FUNDS**

20 Section 5. (a) The Department of Environment and Natural Resources shall  
21 allocate the funds appropriated in this act for water resources development projects to the  
22 following projects whose estimated costs are as indicated:

23

24 <u>Name of Project</u>	
25	
26 1.	Morehead City Harbor Turning Basin \$ 2,000,000
27	
28 2.	Wilmington Harbor Maintenance Dredging 200,000
29	
30 3.	Wilmington Harbor Long-Term Disposal 1,400,000
31	
32 4.	Beaufort Harbor Maintenance Dredging 80,000
33	
34 5.	Manteo Shallowbag Bay Maintenance Dredging 200,000
35	
36 6.	Rollinson Channel Maintenance Dredging
37	(Dare County) 400,000
38	
39 8.	Pine Knolls Shores Protection (Carteret Co.) 200,000
40	
41 9.	Tar River Road Streambank Protection 50,000
42	(City of Greenville)
43	

1	10. Battery Island Bird Habitat Restoration	140,000
2	(Brunswick County)	
3		
4	11. Dare County Beaches Feasibility Study	70,000
5		
6	12. Deep Creek Watershed Project (Yadkin Co.)	500,000
7		
8	Total	\$ 5,240,000

9 (b) Where the actual costs are different from the estimated costs under subsection  
10 (a) of this section, the Department may adjust the allocations among projects as needed.  
11 If any projects listed in subsection (a) of this section are delayed and the budgeted State  
12 funds cannot be used during the 1998-99 fiscal year, or if the projects listed in subsection  
13 (a) of this section are accomplished at a lower cost, the Department may use the resulting  
14 fund availability to fund any of the following:

- 15 (1) Corps of Engineers project feasibility studies.
- 16 (2) Corps of Engineers projects whose schedules have advanced and require  
17 State matching funds in fiscal year 1998-99.
- 18 (3) State-local water resources development projects.

19 Funds not expended or encumbered for these purposes shall revert to the  
20 General Fund at the end of the 1999-2000 fiscal year.

21 (c) The Department shall make quarterly reports on the use of these funds to the  
22 Joint Legislative Commission on Governmental Operations, the Fiscal Research  
23 Division, and the Office of State Budget and Management. Each report shall include all  
24 of the following:

- 25 (1) All projects listed in this section.
- 26 (2) The estimated cost of each project.
- 27 (3) The date that work on each project began or is expected to begin.
- 28 (4) The date that work on each project was completed or is expected to be  
29 completed.
- 30 (5) The actual cost of each project.

31 The quarterly reports shall also show those projects advanced in schedule,  
32 those projects delayed in schedule, and an estimate of the amount of funds expected to  
33 revert to the General Fund.

34

### 35 CARING PROGRAM FOR CHILDREN

36 Section 6. G.S. 108A-70.18(8), as enacted by Section 1 of S.L. 1998-1 Extra  
37 Session, reads as rewritten:

- 38 "(8) "Uninsured" means the applicant for Program benefits was not covered  
39 under any private or employer-sponsored comprehensive health  
40 insurance plan for the six-month period immediately preceding the date  
41 ~~the Program becomes effective. —of application for Program benefits.~~  
42 ~~Effective six months from date the Program becomes effective, April 1,~~  
43 1999. "uninsured" means the applicant is and was not covered under any

1 private or employer-sponsored comprehensive health insurance plan for  
2 60 days immediately preceding the date of application. The waiting  
3 periods required under this subdivision shall be waived if the child has  
4 been enrolled in Medicaid and has lost Medicaid eligibility due to a  
5 change in family income eligibility, has lost health care benefits due to  
6 cessation of a nonprofit organization program that provides health care  
7 benefits to low-income children, or has lost employer-sponsored  
8 comprehensive health care coverage due to termination of employment,  
9 cessation by the employer of employer-sponsored health coverage, or  
10 cessation of the employer's business."

### 11 12 **MOST TEXT APPLIES ONLY TO 1998-99**

13 Section 7. Except for statutory changes or other provisions that clearly  
14 indicate an intention to have effects beyond the 1998-99 fiscal year, the textual provisions  
15 of this act apply only to funds appropriated for, and activities occurring during, the 1998-  
16 99 fiscal year.

17  
18 Requested by: Senators Plyler, Perdue, Odom

### 19 **1997-98 APPROPRIATIONS LIMITATIONS AND DIRECTIONS APPLY**

20 Section 8. (a) Except where expressly repealed or amended by this act, the  
21 provisions of S.L. 1997-443, S.L. 1998-1 Extra Session, S.L. 1998-9 and S.L. 1998-23  
22 remain in effect.

23 (b) Notwithstanding any modifications by this act in the amounts appropriated,  
24 except where expressly repealed or amended, the limitations and directions for the 1998-  
25 99 fiscal year in S.L. 1997-443, S.L. 1998-1 Extra Session, S.L. 1998-9, and S.L. 1998-  
26 23 that applied to appropriations to particular agencies or for particular purposes apply to  
27 the newly enacted appropriations of this act for those same particular purposes.

### 28 29 **EFFECT OF HEADINGS**

30 Section 9. The headings to the sections of this act are a convenience to the  
31 reader and are for reference only. The headings do not expand, limit, or define the text of  
32 this act,

### 33 **SEVERABILITY CLAUSE**

34 Section 10. If any section or provision of this act is declared unconstitutional  
35 or invalid by the courts, it does not affect the validity of this act as a whole or any part  
36 other than the part so declared to be unconstitutional or invalid.

### 37 38 **EFFECTIVE DATE**

39 Section 11. Except as otherwise provided, this act becomes effective July 1,  
40 1998.