

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021**

**H**

**1**

**HOUSE BILL 192**

Short Title: COVID Response/Supplemental Spending 2020-21. (Public)

Sponsors: Representatives Reives, Adcock, Harris, and Lofton (Primary Sponsors).  
*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: Rules, Calendar, and Operations of the House

March 2, 2021

A BILL TO BE ENTITLED  
AN ACT PROVIDING ADDITIONAL FUNDING FOR THE CONTINUITY OF  
OPERATIONS, TO SUPPLEMENT COVID-19 RELIEF AND RESPONSE, AND FOR  
OTHER STATE NEEDS DURING THE 2020-2021 FISCAL YEAR.

The General Assembly of North Carolina enacts:

**GENERAL FUND AVAILABILITY**

**SECTION 1.1.** The General Fund availability statement set out in Section 2.1A of S.L. 2019-242, as amended by Section 5.1(b) of S.L. 2019-250, applies to the 2019-2020 fiscal year only. The General Fund availability used in adjusting the 2020-2021 budget is shown below:

	<b>FY 2020-2021</b>
Unappropriated Balance	2,356,704,283
Actual Reversion	344,851,507
Actual Under Collections	(1,130,475,379)
DOT Cash and Accountability (S.L. 2019-251)	(100,000,000)
<b>Beginning Unreserved Fund Balance</b>	<b>1,471,080,411</b>
<b>Net Tax Revenue, Revised 2/11/2021</b>	
Tax Revenues	26,830,300,000
Nontax Revenues	772,300,000
<b>Total, Net Revenue</b>	<b>27,602,600,000</b>
<b>Reservations and Adjustments</b>	
NC GREAT (S.L. 2019-230)	(15,000,000)
Savings Reserve	(575,190,555)
<b>Total, Reservations and Adjustments</b>	<b>(590,190,555)</b>
<b>Other Adjustments to Availability: 2020 Session</b>	
Funding for Workforce Housing Loan Program (S.L. 2020-28)	20,000,000
COVID Response/Supplemental Spending 2020-2021	(22,000,000)
<b>Subtotal, Other Adjustments to Availability</b>	<b>(2,000,000)</b>
<b>Revised Total General Fund Availability</b>	<b>28,481,489,856</b>
<b>Less Net General Fund Appropriations</b>	



\* H 1 9 2 - V - 1 \*

1	Enacted 2020-2021 General Fund Budget	(24,733,161,295)
2	Funding for Workforce House Loan Program (S.L. 2020-28)	(20,000,000)
3	Capital Projects-Elizabeth City State Univ. (S.L. 2020-57)	(6,000,000)
4	Coronavirus Relief Funds/Offsets (S.L. 2020-64)	645,400,000
5	Funds for UNC Enrollment Growth/FY 2020-2021 (S.L. 2020-67)	(16,673,653)
6	UNC Building Reserve/Certain Project/FY 2020-2021 (S.L. 2020-76)	(118,289)
7	Water/Wastewater Public Enterprise Reform (S.L. 2020-79)	(15,000,000)
8	Capital Appropriations/R&R/DIT Cybersecurity (S.L. 2020-81)	(104,000,000)
9	Medicaid Funding Act (S.L. 2020-88)	(235,554,480)
10	COVID Response/Supplemental Spending 2020-2021	(695,100,000)
11	<b>Subtotal, Net General Fund Appropriations</b>	<b>(25,180,207,717)</b>
12		
13	<b>Unappropriated Balance</b>	<b>3,301,282,139</b>
14		

## STATE AGENCY OPERATIONAL NEEDS

16           **SECTION 1.2.(a)** There is appropriated from the General Fund to the Office of State  
17 Budget and Management the sum of twenty million dollars (\$20,000,000) in nonrecurring funds  
18 for the 2020-2021 fiscal year to be allocated to provide additional funds for the continuity of  
19 State agency operations experiencing increased costs due to the COVID-19 pandemic. These  
20 funds may be used (i) for incurred COVID-19 related expenses, (ii) to purchase needed supplies  
21 and equipment to mitigate operational disruptions, (iii) to continue providing critical services,  
22 and (iv) to ensure the safety of State employees and the public.

23           **SECTION 1.2.(b)** There is appropriated from the General Fund to the Office of State  
24 Budget and Management the sum of ten million dollars (\$10,000,000) in nonrecurring funds for  
25 the 2021-2022 fiscal year to be allocated to the Department of Agriculture and Consumer  
26 Services, the Department of Environmental Quality, and the Department of Natural and Cultural  
27 Resources to provide support for fee-supported activities and programs at each agency that has  
28 experienced substantial declines in revenue due to the COVID-19 pandemic. These funds will  
29 support continued delivery of current services at a minimal level and may also be used to continue  
30 planning for post-pandemic resumption of normal service levels.

## LOCAL GOVERNMENT COMMISSION FINANCIAL ASSISTANCE

33           **SECTION 1.3.** Local Government Commission Financial Assistance. – There is  
34 appropriated from the General Fund to the Office of the State Treasurer, Local Government  
35 Commission, the sum of one million dollars (\$1,000,000) in nonrecurring funds for the  
36 2020-2021 fiscal year for the purpose of supporting essential services provided by units of local  
37 government whose control of financial affairs is fully assumed by the Local Government  
38 Commission under Article 11 of Subchapter IV of Chapter 159 of the General Statutes.

## FOOD BANKS

41           **SECTION 2.1.** There is appropriated from the General Fund to the Department of  
42 Agriculture and Consumer Services the sum of ten million dollars (\$10,000,000) in nonrecurring  
43 funds for the 2021-2022 fiscal year to provide grants to food banks that are experiencing  
44 increased demand due to the COVID-19 pandemic.

## ENHANCE HIGH-SPEED INTERNET ACCESS

47           **SECTION 2.2.** There is appropriated from the General Fund to the Office of State  
48 Budget and Management the sum of thirty million dollars (\$30,000,000) in nonrecurring funds  
49 for the 2020-2021 fiscal year to be allocated to enhance high-speed internet access across the  
50 State through a multipronged approach. These funds may be used for projects and purposes in  
51 accordance with the following:

- 1 (1) \$12,000,000 to the Community Colleges System Office to expand the Office's  
2 rural broadband project. Funds will be used for information technology  
3 infrastructure and network security improvements for at least 20 community  
4 colleges. Funds shall be used to provide Wi-Fi to outdoor campus locations,  
5 install advanced cybersecurity protection, protect networks, conduct firewall  
6 checks, connect buildings and classrooms across campus, prepare  
7 infrastructure for disaster recovery, provide security training for updated  
8 software tools, and migrate applications to public clouds to ensure continuity  
9 of operations.
- 10 (2) \$6,300,000 to the Office of the Governor to replace certain existing hotspot  
11 devices for K-12 school students due to a provider merger and data limitations.
- 12 (3) \$2,500,000 to the Department of Natural and Cultural Resources to provide  
13 grants for aid to the State's local libraries to support a range of library services  
14 such as early literacy programs, summer reading programs, crucial digital  
15 education programs, and access to free Wi-Fi in the library and in the  
16 community.
- 17 (4) \$9,200,000 to the Office of the Governor to be used as follows:
  - 18 a. \$3,200,000 to continue build-out of innovative connectivity hubs and  
19 to provide training.
  - 20 b. \$4,000,000 to erect new towers in unserved areas.
  - 21 c. \$2,000,000 to prepare towers for internet service provider attachment  
22 in exchange for no-cost service to indigent households within the  
23 service area.

#### 24 25 **SMALL BUSINESS COUNSELING**

26 **SECTION 2.3.** There is appropriated from the General Fund to the Office of State  
27 Budget and Management (OSBM) the sum of three million dollars (\$3,000,000) in nonrecurring  
28 funds to be used for counseling services to support small businesses. OSBM shall allocate the  
29 funds for this purpose as follows:

- 30 (1) \$1,000,000 to the Board of Governors of The University of North Carolina for  
31 the Small Business and Technology Development Center.
- 32 (2) \$1,000,000 to the Community Colleges System Office for the Small Business  
33 Centers at community college campuses.
- 34 (3) \$1,000,000 to the North Carolina nonprofit corporation with which the  
35 Department of Commerce contracts pursuant to G.S. 143B-431.01(b).

#### 36 37 **STATEWIDE MARKETING TO AID IN PANDEMIC RECOVERY**

38 **SECTION 2.4.** There is appropriated from the General Fund the sum of three million  
39 dollars (\$3,000,000) in nonrecurring funds for the 2021-2022 fiscal year to be used as a stimulus  
40 investment in the marketing budget for the State to assist in recovering from the effects of the  
41 COVID-19 pandemic. The sum appropriated in this section shall be as follows:

- 42 (1) \$500,000 to the Department of Agriculture and Consumer Services for the  
43 marketing of North Carolina agricultural products.
- 44 (2) \$500,000 to the Department of Natural and Cultural Resources for the  
45 marketing of North Carolina attractions.
- 46 (3) \$2,000,000 to the Department of Commerce to be allocated to the North  
47 Carolina nonprofit corporation with which the Department contracts pursuant  
48 to G.S. 143B-431.01(b), to be used equally for marketing North Carolina as a  
49 business and tourism destination.

#### 50 51 **GOLDEN LEAF/RURAL CENTER BUSINESS ASSISTANCE PROGRAM**

1           **SECTION 2.5.** There is appropriated from the General Fund to the Office of State  
2 Budget and Management the sum of eleven million one hundred thousand dollars (\$11,100,000)  
3 in nonrecurring funds for the 2021-2022 fiscal year to be allocated to The Golden L.E.A.F. (Long  
4 Term Economic Advancement Foundation), Inc., for the Rapid Loan Recovery Program  
5 established in Section 4.2 of S.L. 2020-4.  
6

#### 7 **FUNDS FOR HISTORICALLY UNDERUTILIZED BUSINESSES**

8           **SECTION 2.6.** There is appropriated from the General Fund to the Department of  
9 Administration, Office of Historically Underutilized Businesses, the sum of twenty million  
10 dollars (\$20,000,000) in nonrecurring funds for the 2020-2021 fiscal year for the RETOOLNC  
11 grant program to provide additional funds to assist State certified minority-owned and  
12 women-owned businesses in their recovery from the economic impacts of the COVID-19  
13 pandemic.  
14

#### 15 **HOUSING ASSISTANCE**

16           **SECTION 3.1.(a)** There is appropriated from the General Fund to the Office of State  
17 Budget and Management the sum of four million dollars (\$4,000,000) in nonrecurring funds for  
18 the 2020-2021 fiscal year for the North Carolina Pandemic Recovery Office to provide grants to  
19 nonprofit organizations for the purpose of providing housing-related legal services to renters and  
20 homeowners who are experiencing hardship or facing eviction or foreclosure due to the  
21 COVID-19 pandemic.

22           **SECTION 3.1.(b)** Office of Administrative Hearings. – There is appropriated from  
23 the General Fund to the Office of Administrative Hearings the sum of five hundred thousand  
24 dollars (\$500,000) in nonrecurring funds for the 2020-2021 fiscal year to fund temporary  
25 positions needed to assist in handling fair housing discrimination case filings that have increased  
26 as a result of the COVID-19 pandemic.  
27

#### 28 **TEMPORARY WAIVER OF ALCOHOL BEVERAGE CONTROL PERMIT** 29 **RENEWAL FEES**

30           **SECTION 4.1.** Waive ABC Renewal Fees. – Notwithstanding G.S. 18B-903, the  
31 ABC Commission shall not impose a fee for any of the following:

- 32           (1) For permits that are active as of April 30, 2021, to renew any permit subject  
33 to renewal under G.S. 18B-903(a)(5) for the period from May 1, 2021,  
34 through April 30, 2022.
- 35           (2) To renew any permit subject to renewal under subdivisions (2) through (4) of  
36 subsection (a) of G.S. 18B-903 during the period from May 1, 2021, through  
37 April 30, 2022.
- 38           (3) For permits that are active as of April 30, 2021, to register any permit under  
39 G.S. 18B-903(b1) that is due on May 1, 2021.

40 Any ABC permittee who has prepaid a fee that is waived under this section may request a refund  
41 for the total amount of the prepaid fee. No later than 30 days from the date it receives a request  
42 authorized under this section, the ABC Commission, in collaboration with the Department of  
43 Public Safety, shall refund the total amount of the prepaid fee to the ABC permittee.  
44

#### 45 **HAZARD PAY FOR COVID-19 FRONT-LINE STATE EMPLOYEES CONTINUED**

46           **SECTION 5.1.** Hazard Pay/Emergency Compensation. – There is appropriated from  
47 the General Fund to the Department of Public Safety the sum of fifty million dollars  
48 (\$50,000,000) in nonrecurring funds for the 2020-2021 fiscal year to be used to continue  
49 communicable disease emergency pay for employees such as correctional officers and law  
50 enforcement officers who work in conditions that put them at increased risk of exposure to

1 COVID-19. The funds shall only be used to fund hazard pay for work performed during the  
2 2020-2021 fiscal year.

3  
4 **COMPENSATION BONUSES FOR TEACHERS, INSTRUCTIONAL SUPPORT**  
5 **PERSONNEL, PRINCIPALS, ASSISTANT PRINCIPALS, AND NONCERTIFIED**  
6 **PERSONNEL**

7 **SECTION 5.2.(a)** No later than April 30, 2021, the Department of Public Instruction  
8 shall administer bonuses at the following amounts to each of the following employees whose  
9 salaries are supported from State funds and who, as of April 1, 2021, are employed in their  
10 positions:

- 11 (1) For every qualifying public school employee of a qualifying public school, a  
12 one-time, lump sum bonus in the amount of two thousand five hundred dollars  
13 (\$2,500).
- 14 (2) For every noncertified public school employee of a public school unit who is  
15 a permanent, full-time employee on a 12-month contract, a one-time, lump  
16 sum bonus in the amount of one thousand five hundred dollars (\$1,500).
- 17 (3) For every noncertified public school employee of a public school unit who is  
18 one of the following, a one-time, lump sum bonus of a prorated and equitable  
19 amount based on the amount provided in subdivision (2) of this subsection:
  - 20 a. A permanent, full-time employee on a contract for fewer than 12  
21 months.
  - 22 b. A permanent, part-time employee.
  - 23 c. A temporary and permanent hourly employee.

24 **SECTION 5.2.(b)** The following definitions apply in this section:

- 25 (1) Public school unit. – As defined in G.S. 115C-5(7a).
- 26 (2) Qualifying public school. – Any of the following:
  - 27 a. A school in a local school administrative unit.
  - 28 b. A charter school.
  - 29 c. A regional school.
  - 30 d. A school providing elementary or secondary instruction operated by  
31 one of the following:
    - 32 1. The State Board of Education under Article 7A or Article 9C  
33 of Chapter 115C of the General Statutes.
    - 34 2. The University of North Carolina under Articles 4, 29, and 29A  
35 of Chapter 116 of the General Statutes.
    - 36 3. The Department of Health and Human Services.
    - 37 4. The Division of Adult Correction and Juvenile Justice of the  
38 Department of Justice and Public Safety.
- 39 (3) Qualifying public school employee. – Any of the following:
  - 40 a. Teachers.
  - 41 b. Instructional support personnel.
  - 42 c. Principals.
  - 43 d. Assistant principals.

44 **SECTION 5.2.(c)** The bonuses awarded pursuant to this section shall be in addition  
45 to any regular wage or other bonus the public school employee receives or is scheduled to receive.

46 **SECTION 5.2.(d)** Notwithstanding G.S. 135-1(7a), the bonuses awarded pursuant  
47 to this section are not compensation under Article 1 of Chapter 135 of the General Statutes,  
48 Retirement System for Teachers and State Employees.

49 **SECTION 5.2.(e)** For charter schools, regional schools, innovative schools, and  
50 laboratory schools, the Department of Public Instruction shall allocate funds for the bonuses

1 provided pursuant to this section on the basis of the funded average daily membership of each  
2 school.

3 **SECTION 5.2.(f)** The bonuses awarded pursuant to this section do not apply to any  
4 public school employee no longer employed in that public school employee's position due to  
5 resignation, dismissal, reduction in force, death, or retirement or whose last workday is prior to  
6 April 1, 2021.

7 **SECTION 5.2.(g)** Funds provided pursuant to this section shall supplement the  
8 compensation of a public school employee and not supplant local funds.

9 **SECTION 5.2.(h)** There is appropriated from the General Fund to the Office of State  
10 Budget and Management for the 2020-2021 fiscal year the following amounts to be allocated to  
11 the Department of Public Instruction, the Board of Governors of The University of North  
12 Carolina, the Department of Health and Human Services, and the Department of Public Safety,  
13 as appropriate, for the following bonuses:

- 14 (1) \$280,000,000 in nonrecurring funds to provide bonuses for qualifying public  
15 school employees.
- 16 (2) \$77,000,000 in nonrecurring funds to provide bonuses for noncertified public  
17 school employees.

## 18 19 **COMPENSATION BONUSES FOR EMPLOYEES OF COMMUNITY COLLEGES AND** 20 **THE UNIVERSITY OF NORTH CAROLINA**

21 **SECTION 5.3.** There is appropriated from the General Fund to the Office of State  
22 Budget and Management the sum of one hundred eleven million dollars (\$111,000,000) for the  
23 2020-2021 fiscal year to be allocated to the Community College System Board and to the Board  
24 of Governors of The University of North Carolina to fund one-time compensation bonuses for  
25 their respective State-funded employees in the amount of two thousand dollars (\$2,000), as  
26 follows:

- 27 (1) By April 30, 2021, the bonuses authorized by this section shall be awarded  
28 across-the-board to employees employed in a State-funded position on April  
29 1, 2021. These bonuses shall not be awarded to any employee who is no longer  
30 employed in a State-funded position due to resignation, dismissal, reduction  
31 in force, death, or retirement or whose last workday is prior to April 1, 2021.
- 32 (2) Notwithstanding G.S. 135-1(7a), the compensation bonus awarded by this  
33 section is not compensation under Article 1 of Chapter 135 of the General  
34 Statutes, the Teachers' and State Employees' Retirement System.
- 35 (3) The compensation bonus shall be adjusted pro rata for part-time employees.
- 36 (4) The compensation bonus shall be awarded to eligible permanent employees  
37 without regard to an employee's placement within the salary range, including  
38 employees at the top of the salary range.
- 39 (5) Recipients of disability benefits under Article 6 of Chapter 135 of the General  
40 Statutes who have not terminated their employment and who otherwise meet  
41 the conditions of this section are eligible to receive the bonus. The bonus shall  
42 be paid by the employing agency. The Disability Income Plan shall not pay  
43 the bonus or reimburse the employer for payment.

## 44 45 **STATE HEALTH PLAN COVID-19 RELATED EXPENSES**

46 **SECTION 5.4.** State Health Plan/COVID-19 Related Expenses. – There is  
47 appropriated from the General Fund to the Department of State Treasurer the sum of sixty-four  
48 million five hundred thousand dollars (\$64,500,000) in nonrecurring funds for the 2020-2021  
49 fiscal year to be used for COVID-19 related expenses incurred by the North Carolina State Health  
50 Plan for Teachers and State Employees.

**EXTEND THE MEDICAID RATE INCREASES RELATED TO THE PUBLIC HEALTH EMERGENCY TO JUNE 30, 2021**

**SECTION 6.1.** Section 4.6 of S.L. 2020-4 reads as rewritten:

**"SECTION 4.6.** In addition to the five percent (5%) rate increases already requested by the Department of Health and Human Services (DHHS) in the 1135 Medicaid disaster State Plan amendment (SPA) submitted to the Centers for Medicare and Medicaid Services on April 8, 2020, for certain provider types, DHHS shall increase the fee-for-service Medicaid rates paid directly by the Division of Health Benefits for all remaining provider types by five percent (5%). The rate increases authorized under this section shall be effective March 1, 2020. Any rate increases authorized under this section shall expire on the earlier of the following dates:

- (1) The date the declared nationwide public health emergency as a result of the 2019 novel coronavirus expires.
- (2) The date Executive Order No. 116, Declaration of a State of Emergency to Coordinate Response and Protective Actions to Prevent the Spread of COVID-19 expires or is rescinded.
- (3) ~~March 31, 2021.~~ June 30, 2021."

**UNEMPLOYMENT INSURANCE/MAXIMUM WEEKLY BENEFIT/FIVE HUNDRED DOLLARS**

**SECTION 7.1.** G.S. 96-14.2 reads as rewritten:

**"§ 96-14.2. Weekly benefit amount.**

(a) Weekly Benefit Amount. – The weekly benefit amount for an individual who is totally unemployed is an amount equal to the wages paid to the individual in the last two completed quarters of the individual's base period divided by 52 and rounded to the next lower whole dollar. If this amount is less than fifteen dollars (\$15.00), the individual is not eligible for benefits. The weekly benefit amount may not exceed three hundred fifty dollars (\$350.00).

(a1) Increased Weekly Benefit Amount. – Effective for new claims filed after February 20, 2021, the weekly benefit amount for an individual who is totally unemployed is an amount equal to the wages paid to the individual in the last two completed quarters of the individual's base period divided by 52 and rounded to the next lower whole dollar. If this amount is less than fifteen dollars (\$15.00), the individual is not eligible for benefits. The weekly benefit amount may not exceed five hundred dollars (\$500.00).

...."

**UNEMPLOYMENT INSURANCE/DURATION/TWENTY-SIX WEEKS**

**SECTION 7.2.** G.S. 96-14.3 reads as rewritten:

**"§ 96-14.3. Duration of benefits.**

(a) Duration. – ~~The~~ Except as provided by subsection (a1) of this section, the number of weeks an individual is allowed to receive unemployment benefits depends on the seasonal adjusted statewide unemployment rate that applies to the six-month base period in which the claim is filed. One six-month base period begins on January 1 and one six-month base period begins on July 1. For the base period that begins January 1, the average of the seasonal adjusted unemployment rates for the State for the preceding months of July, August, and September applies. For the base period that begins July 1, the average of the seasonal adjusted unemployment rates for the State for the preceding months of January, February, and March applies. The Division must use the most recent seasonal adjusted unemployment rate determined by the U.S. Department of Labor, Bureau of Labor Statistics, and not the rate as revised in the annual benchmark.

<b>Seasonal Adjusted Unemployment Rate</b>	<b>Number of Weeks</b>
Less than or equal to 5.5%	12

1	Greater than 5.5% up to 6%	13
2	Greater than 6% up to 6.5%	14
3	Greater than 6.5% up to 7%	15
4	Greater than 7% up to 7.5%	16
5	Greater than 7.5% up to 8%	17
6	Greater than 8% up to 8.5%	18
7	Greater than 8.5% up to 9%	19
8	Greater than 9%	20

9 (a1) Extended Maximum Duration. – An eligible individual is entitled to receive  
 10 unemployment benefits for a maximum period of 26 weeks for new unemployment insurance  
 11 claims filed for any period beginning after November 28, 2020.

12 (b) Total Benefits. – The total benefits paid to an individual equals either (i) the  
 13 individual's weekly benefit amount allowed under ~~G.S. 96-14.2~~ G.S. 96-14.2(a) multiplied by the  
 14 number of weeks allowed under subsection (a) of this ~~section~~ section or (ii) 26 weeks under  
 15 subsection (a1) of this section."

16  
 17 **UNEMPLOYMENT INSURANCE/CONTRIBUTION RATE**

18 **SECTION 7.3.(a)** G.S. 96-9.2(c) reads as rewritten:

19 "(c) Contribution Rate for Experience-Rated Employer. – The contribution rate for an  
 20 experience-rated employer who does not qualify as a beginning employer under subsection (b)  
 21 of this section is determined in accordance with the table set out below and then rounded to the  
 22 nearest one-hundredth percent (0.01%), subject to the minimum and maximum contribution  
 23 rates. The minimum contribution rate is six-hundredths of one percent (0.06%). The maximum  
 24 contribution rate is five and seventy-six hundredths percent (5.76%). "Total insured wages" are  
 25 the total wages reported by ~~all insured~~ employers taxable under this section for the 12-month  
 26 period ending on June 30 preceding the computation date. The calculations in the table set out  
 27 below are applied as of September 1 following the computation date. An employer's experience  
 28 rating is computed as a reserve ratio in accordance with G.S. 96-9.4. An employer's reserve ratio  
 29 percentage (ERRP) is the employer's reserve ratio multiplied by sixty-eight hundredths. A  
 30 positive ERRP produces a lower contribution rate, and a negative ERRP produces a higher  
 31 contribution rate.

32 **UI Trust Fund Balance**

33 **as Percentage of Total**

**Contribution Rate**

34 **Insured Wages**

35 Less than or equal to 1% 2.9% minus ERRP

36 Greater than 1% but less

37 than or equal to 1.25% 2.4% minus ERRP

38 Greater than 1.25% 1.9% minus ERRP"

39 **SECTION 7.3.(b)** This section is effective for taxable years beginning on or after  
 40 January 1, 2022.

41  
 42 **RETAIN PANDEMIC RECOVERY OFFICE/ADJUST REPORTING DATE**

43 **SECTION 8.1.(a)** Section 4.3 of S.L. 2020-4 reads as rewritten:

44 "**SECTION 4.3.** OSBM shall establish a temporary North Carolina Pandemic Recovery  
 45 Office (Office) to oversee and coordinate funds made available under COVID-19 Recovery  
 46 Legislation. This Office shall also provide technical assistance and ensure coordination of federal  
 47 funds received by State agencies and local governments and ensure proper reporting and  
 48 accounting of all funds. The authorization set forth in this section ~~expires 12 months from the~~  
 49 ~~effective date of this act, and the Office shall cease to operate upon expiration of the~~  
 50 authorization continues through the later of the date when (i) the Governor signs an executive  
 51 order rescinding Executive Order No. 116 or (ii) all funds appropriated from COVID-19



1 Recovery Legislation and subsequent COVID-related federal funding, including, but not limited  
 2 to, the Consolidated Appropriations Act, 2021 (Public Law 116-260), have been expended."

3 **SECTION 8.1.(b)** Section 1.7 of S.L. 2020-4, as amended by Section 2.1(a) of S.L.  
 4 2020-80, reads as rewritten:

5 "SECTION 1.7. In addition to any report required under this act or any other law, OSBM  
 6 shall provide a report to the Joint Legislative Commission on Governmental Operations and the  
 7 Fiscal Research Division by ~~April 1, 2021~~, April 1, 2022, detailing the use of funds allocated  
 8 under Section 3.3 of this act. Additionally, each State agency or department that receives federal  
 9 grant funds under Section 4.1 of this act shall provide a report to the Joint Legislative  
 10 Commission on Governmental Operations and the Fiscal Research Division no later than 90 days  
 11 from the day the grant period ends detailing the use of funds. The report required from OSBM  
 12 under this section shall include the amount of funds allocated to each State agency, State  
 13 department, and nonprofit organization; how the funds were used by each State agency, State  
 14 department, and nonprofit organization; and the amount of funds allocated to each State agency,  
 15 State department, and nonprofit organization that remained unspent as of December 30, 2020.  
 16 The report required from each State agency or department that receives federal grant funds under  
 17 Section 4.1 of this act shall include the amount of funds granted, the source of the funds, how the  
 18 funds were used, and the amount of funds that remained unspent at the end of the grant period."  
 19

20 **APPROPRIATION OF COVID-19 FEDERAL FUNDS**

21 **SECTION 9.1.(a)** Federal funds received by the State as authorized under the  
 22 Consolidated Appropriations Act, 2021 (P.L. 116-260), are appropriated in the amounts provided  
 23 in the notification of award from the federal government or any entity acting on behalf of the  
 24 federal government to administer the federal funds. State agencies may, with approval of the  
 25 Director of the Budget, spend these funds received from federal receipts and federal grants. The  
 26 programs and grant amounts in the schedule set forth in this subsection are estimates of North  
 27 Carolina's allocations to be deposited in the State's Treasury and administered by State agencies.  
 28 This schedule is meant to be illustrative of federal grants that have been, or will be, received by  
 29 the State from the Consolidated Appropriations Act, 2021 (P.L. 116-260).

<u>Program</u>	<u>Amount</u>
31 Governor's Emergency Education Relief Fund (GEER II)	\$42,920,546
32 Governor's Emergency Education Relief Fund - Emergency Assistance to	
33 Nonpublic Schools (EANS)	\$84,824,393
34 Higher Education Emergency Relief Fund (HEER II)	\$287,509,335
35 Highway Infrastructure	\$258,995,900
36 FTA Enhanced Mobility for Seniors with Disabilities	\$781,861
37 FAA Grants-in-Aid	\$1,085,486
38 Farm Stress Program Block Grants	\$500,000
39 Fisheries Disaster Assistance	\$5,460,000
40 Emergency Food Assistance Program (TEFAP)	\$12,813,000
41 Older Americans Act - Congregate and Home-Delivered Meals	\$5,172,595
42 CDC - Testing, Tracing, and Prevention	\$603,677,156
43 Child Care and Development Block Grant	\$335,912,393
44 Head Start	\$6,164,684
45 Community Mental Health Services Block Grant	\$47,465,800
46 Substance Abuse Prevention and Treatment Block Grant	\$11,249,046

47 **SECTION 9.1.(b)** The final amount of federal funds awarded for the following  
 48 programs are not yet known but are hereby appropriated in the same manner as provided in  
 49 subsection (a) of this section: Specialty Crop Block Grants, Supplemental Nutrition Assistance  
 50 Program (SNAP), Commodity Supplemental Food Program, and School Nutrition and Child and  
 51 Adult Care Food Program.

**APPROPRIATION OF FUNDS RECEIVED FOR TRANSPORTATION PURPOSES**

**SECTION 10.1.(a)** Highway Infrastructure Programs. – Federal funds received pursuant to the Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (CRRSAA), for Highway Infrastructure Programs are appropriated to the Department of Transportation in the amounts set forth in the Federal Highway Administration (FHWA) "Apportionment of Highway Infrastructure Program Funds Pursuant to The Coronavirus Response and Relief Supplemental Appropriations Act, 2021," dated January 15, 2021 (FHWA Apportionment Notice), and any amendments, for use and allocation in accordance with FHWA regulations and guidance.

**SECTION 10.1.(b)** Transit Infrastructure Grants. – Federal funds received pursuant to the CRRSAA for the Enhanced Mobility of Seniors and People with Disabilities Program (49 U.S.C. § 5310) are appropriated to the Department of Transportation in the amounts set forth in the Federal Transit Administration (FTA) "Table 5: CRRSAA Apportionments for Enhanced Mobility for Seniors and Individuals with Disabilities (Section 5310)," dated January 11, 2021, and any amendments, for use and allocation by the Department in accordance with FTA regulations and guidance.

**SECTION 10.1.(c)** Grants-In-Aid for Airports. – Federal funds received pursuant to the CRRSAA for Grants-In-Aid for Airports are appropriated to the Department of Transportation (Department) in the amounts set forth in the Federal Aviation Administration (FAA) "Airports Coronavirus Recovery Grants Program Allocations," dated February 12, 2021, and any amendments, for use and allocation by the Department in accordance with the regulations and guidance issued by the FAA.

**EFFECTIVE DATE**

**SECTION 11.1.** Unless otherwise provided, this act is effective when it becomes law.