

1 AN ACT amending the 2016-2018 executive branch biennial budget, making an  
2 appropriation therefor, and declaring an emergency.

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

4 ➔Section 1. 2016 Kentucky Acts Chapter 149, Part I, Operating Budget; C.  
5 Department of Education; 3. Learning and Results Services; (20) Use of Local District  
6 Capital Funds, at page 1064, is amended to read as follows:

7 **(20) Use of Local District Capital Funds:** Notwithstanding KRS 157.420(4) and  
8 (6), 157.440, and 157.621, a local board of education may submit a request to the  
9 Commissioner of Education to utilize any capital funds, regardless of the source, for  
10 general operating expenses in fiscal year 2016-2017 without forfeiting the district's  
11 eligibility to participate in the School Facilities Construction Commission Program. Prior  
12 to August 1, 2016, the Kentucky Board of Education shall approve guidelines to be  
13 followed in considering such requests from local boards of education for fiscal year  
14 2016-2017. Notwithstanding KRS 157.420(4) and (6), 157.440, and 157.621, a local  
15 board of education may submit a request to the Commissioner of Education to utilize  
16 any capital funds, regardless of the source, for general operating expenses in fiscal  
17 year 2017-2018 without forfeiting the district's eligibility to participate in the School  
18 Facilities Construction Commission Program, except that the Commissioner of  
19 Education shall not approve any capital funds request that exceeds 50% of a local  
20 board of education's current trailing three-year average. Prior to August 1, 2017, the  
21 Kentucky Board of Education shall approve guidelines to be followed in considering  
22 such requests from local boards of education for fiscal year 2017-2018. [Prior to  
23 December 15, 2016, the Kentucky Board of Education shall approve a recommendation to  
24 the General Assembly on the local school district use of capital funds in fiscal year 2017-  
25 2018, which shall be provided to the Interim Joint Committee on Appropriations and  
26 Revenue.]

27 ➔Section 2. 2016 Kentucky Acts Chapter 149, Part I, Operating Budget; E.

1 Energy and Environment Cabinet; 1. Secretary, at page 1067, is amended to read as  
 2 follows:

3 **1. SECRETARY**

	<b>2016-17</b>	<b>2017-18</b>
4 General Fund	3,029,300	3,059,400
5 Restricted Funds	2,021,000	1,967,900
6 Federal Funds	810,900	856,300
7 TOTAL	5,861,200	5,883,600

8  
 9 **(1) Administrative Support:** Notwithstanding KRS 224.60-130, 224.60-140,  
 10 and 224.60-145, the Secretary may use Restricted Funds to support the Environmental  
 11 Quality Commission. The use of these funds shall not exceed \$225,100 in fiscal year  
 12 2016-2017 and \$233,600 in fiscal year 2017-2018.

13 **(2) Volkswagen Mitigation Trust Agreement: All funds received from the**  
 14 **environmental mitigation trust established by Volkswagen pursuant to the partial**  
 15 **consent decree shall be held in a trust and agency account. These funds shall not be**  
 16 **expended or appropriated without the express authority of the General Assembly.**

17 ➔Section 3. 2016 Kentucky Acts Chapter 149, Part I, Operating Budget; H.  
 18 Justice and Public Safety Cabinet; 2. Criminal Justice Training, at pages 1079 to 1080, is  
 19 amended to read as follows:

20 **2. CRIMINAL JUSTICE TRAINING**

	<b>2015-16</b>	<b>2016-17</b>	<b>2017-18</b>
21 Restricted Funds	-0-	72,721,600	<u><b>69,499,600</b></u> <del>69,149,600</del>
22 Federal Funds	47,600	249,500	260,000
23 TOTAL	47,600	72,971,100	<u><b>69,759,600</b></u> <del>69,409,600</del>

24  
 25 **(1) Kentucky Law Enforcement Foundation Program Fund:** Included in the  
 26 above Restricted Funds appropriation is \$68,278,500 in fiscal year 2016-2017 and  
 27 **\$65,950,900**~~65,600,900~~ in fiscal year 2017-2018 for the Kentucky Law Enforcement

1 Foundation Program Fund.

2       **(2) Training Incentive Payments:** Notwithstanding KRS 15.460(1), included in  
3 the above Restricted Funds appropriation is \$4,000 in each fiscal year for each participant  
4 for training incentive payments.

5       **(3) Training Incentive Stipends Expansion to Other Peace Officers:**  
6 Notwithstanding KRS 15.410, 15.420(2), 15.460(1), and 15.470(2) and (4), included in  
7 the above Restricted Funds appropriation is sufficient funding for a \$4,000 annual  
8 training incentive stipend and associated fringe benefit costs for Kentucky state troopers,  
9 Kentucky State Police arson investigators, Kentucky State Police hazardous device  
10 investigators, Kentucky State Police legislative security specialists, Kentucky vehicle  
11 enforcement officers, Horse Park mounted patrol officers, Parks rangers, Agriculture  
12 investigators, Charitable Gaming investigators, Alcoholic Beverage Control investigators,  
13 Insurance Fraud investigators, School Resource Officers, and Attorney General  
14 investigators from the Kentucky Law Enforcement Foundation Program Fund.

15       **(4) Support for Statewide Law Enforcement Purposes:** Notwithstanding KRS  
16 15.470, included in the above Restricted Funds appropriation is \$2,000,000 in fiscal year  
17 2016-2017 and \$2,350,000 in fiscal year 2017-2018 to be transferred to law enforcement  
18 capital projects for the State Police as set forth in Part II, Capital Projects Budget, of this  
19 Act. Notwithstanding KRS 15.470, included in the above Restricted Funds appropriation  
20 is \$3,039,900 in fiscal year 2016-2017 and \$3,039,800 in fiscal year 2017-2018 to be  
21 transferred to the State Police for law enforcement purposes.

22       **(5) Establishment of a Post Critical Incident Seminar Program:**  
23 **Notwithstanding any statute to the contrary, the Department of Criminal Justice**  
24 **Training shall receive \$350,000 in fiscal year 2017-2018 which shall be paid from the**  
25 **Kentucky Law Enforcement Foundation Program Fund established in KRS 15.430 in**  
26 **order to create a Post Critical Incident Seminar program designed to serve all law**  
27 **enforcement officers operating throughout the Commonwealth of Kentucky. The Post**

1 *Critical Incident Seminar program established by this appropriation shall assist all*  
2 *Kentucky law enforcement officers and their immediate family members by providing*  
3 *focused support and counseling to officers and their immediate family members in*  
4 *order to properly process and recover from any critical incident which could lead to the*  
5 *development of negative mental or physical health outcomes for either the officers or*  
6 *their immediate family members. The Post Critical Incident Seminar program*  
7 *established by this subsection shall be modeled after the same type of program that is*  
8 *utilized by the Federal Bureau of Investigation and the state of South Carolina.*

9       ➔Section 4. There is hereby appropriated to the Council on Postsecondary  
10 Education supplemental General Fund moneys in the amount of \$298,000 in fiscal year  
11 2017-2018 to fully fund 164 veterinary medicine and 44 optometry slots in the Contract  
12 Spaces Program.

13       ➔Section 5. 2016 Kentucky Acts Chapter 149, Part II, Capital Projects Budget;  
14 J. Postsecondary Education; 8. University of Kentucky, at page 1122, is amended by  
15 inserting the following after project 192.:

16 **193. Lease - Warren County - College of Medicine 1**

17       ➔Section 6. 2016 Kentucky Acts Chapter 149, Part II, Capital Projects Budget; J.  
18 Postsecondary Education; 9. University of Louisville, at page 1124, is amended by  
19 inserting the following after project 055.:

20 **056. Jefferson County - Student Housing 1 - Lease**

21       ➔Section 7. Whereas the provisions of this Act provide ongoing support for  
22 programs funded in the 2016-2018 executive branch biennial budget, an emergency is  
23 declared to exist, and this Act takes effect upon its passage and approval by the Governor  
24 or upon its otherwise becoming law.