

1 AN ACT amending the 2018-2020 state/executive branch budget bill, 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. The provisions of 2018 Regular Session HB 200/EN are amended to
5 read as follows:

6 On page 8, line 12, delete "23,379,700" and insert in lieu thereof "26,257,600", and
7 delete "24,682,800" and insert in lieu thereof "22,825,700";

8 Adjust subsequent subtotals and totals accordingly;

9 On page 8, line 14, delete "\$808,200" and insert in lieu thereof "\$3,686,100", and
10 delete "\$2,500,000" and insert in lieu thereof "\$642,900";

11 On page 8, after line 20, insert the following:

12 **"(3) Coal Haul Road System:** Notwithstanding KRS 42.455(2) and (7), no funds
13 appropriated to the Local Government Economic Assistance Fund are required to be
14 spent on the coal haul road system.

15 **(4) Excess Coal Severance Tax Receipts:** Notwithstanding KRS 42.450 to
16 42.495, 100 percent of the severance and processing taxes on coal collected annually in
17 excess of the official estimate presented by the Office of State Budget Director shall be
18 transferred in each fiscal year from the General Fund to the Local Government Economic
19 Assistance Fund on a quarterly basis and appropriated for allocation in accordance with
20 KRS 42.470(1).";

21 On page 8, line 23, delete "3,150,000" and insert in lieu thereof "17,923,300", and
22 delete "4,150,000" and insert in lieu thereof "13,570,500";

23 Adjust subsequent subtotals and totals accordingly;

24 On page 10, delete lines 6 through 8 and insert in lieu thereof the following:

25 "(a) No funds shall be transferred to the Kentucky Coal Fields Endowment
26 Authority;"

27 On page 10, line 17, after "Program;", insert "and";

1 On page 10, delete lines 18 through 20 in their entirety;

2 On page 10, line 21, delete "(f)" and insert in lieu thereof "(e)", and delete
3 "\$808,200" and insert in lieu thereof "\$3,686,100";

4 On page 10, line 22, delete "\$2,500,000" and insert in lieu thereof "\$642,900";

5 On page 10, after line 23, insert the following:

6 **"(3) Additional Transfer to Single-County Accounts:** Notwithstanding KRS
7 42.450 to 42.495, an amount equal to \$7,563,400 in each fiscal year shall be transferred
8 from the Kentucky Coal Field Endowment Fund to the Local Government Economic
9 Development Fund Single-County Accounts and appropriated for allocation to projects.

10 **(4) Allocation of Single-County Accounts:** Notwithstanding KRS 42.450 to
11 42.495, all funds appropriated to Local Government Economic Fund Single-County
12 Accounts shall be allocated to projects with the concurrence of the respective county
13 judge/executive, state senator(s), and state representative(s) of each county. If
14 concurrence is not achieved, the fiscal court of each county may apply for grants through
15 the Department for Local Government pursuant to KRS 42.4588.";

16 On page 27, delete lines 10 through 13 in their entirety and insert in lieu thereof the
17 following:

18 **"(3) Dependent Subsidy for Retirees under age 65:** Notwithstanding KRS
19 161.675(4)(a) and (b), from July 1, 2018, through June 30, 2020, for all retirees under the
20 age of 65 who participate in the Kentucky Group Health Insurance Program through the
21 Kentucky Teachers' Retirement System, the Kentucky Teachers' Retirement System
22 Board of Trustees may pay from the Medical Insurance Fund the same dependent subsidy
23 that Executive Branch agencies pay for their active employees who have similar
24 coverage. No General Fund appropriation may be expended to pay the dependent subsidy.
25 The dependent subsidy is not subject to KRS 161.714. If the Board of Trustees provides
26 the dependent subsidy, the Board shall submit a report to the Interim Joint Committee on
27 Appropriations and Revenue stating the cost of such action and providing the effect on

1 the actuarial unfunded liability of the system by December 1 of the year preceding the
2 Plan Year in which the dependent subsidy is provided.";

3 On page 30, line 10, delete "20,704,000" and insert in lieu thereof "25,496,800",
4 and delete "20,813,500" and insert in lieu thereof "25,606,300";

5 Adjust subsequent subtotals and totals accordingly;

6 On page 31, after line 1, insert the following:

7 **"(3) Science and Technology Program:** Notwithstanding KRS 164.6017,
8 164.6021(1), 164.6023(8), 164.6029(1), 164.6031(3), 164.6037(1), and 164.6039(3) and
9 (7), the Cabinet for Economic Development shall have the authority to carry out the
10 provisions of KRS 164.6019 to 164.6041. Included in the above General Fund
11 appropriation is \$4,792,800 in each fiscal year to support the Science and Technology
12 Program.

13 **(4) Carry Forward of General Fund Appropriation Balance:** Notwithstanding
14 KRS 45.229, any unexpended balance from the fiscal year 2017-2018 General Fund
15 appropriation in the Council on Postsecondary Education, Science and Technology
16 Program, shall not lapse and shall be appropriated to the Cabinet for Economic
17 Development. The General Fund appropriation in fiscal year 2018-2019 to the Cabinet for
18 Economic Development, Science and Technology Program, shall not lapse and shall carry
19 forward in the Cabinet for Economic Development.";

20 On page 31, line 6, delete "3,066,588,600" and insert in lieu thereof
21 "3,056,500,800";

22 Adjust subsequent subtotals and totals accordingly;

23 Beginning on page 36, line 4, through page 38, line 4, delete language in its entirety
24 and insert in lieu thereof the following:

25 **"(20) Unmined Minerals Assessment Offset:** From the General Fund
26 appropriation set forth in 2016 Ky. Acts ch. 149, Part I, C., 1., \$7,000,000 is appropriated
27 in fiscal year 2017-2018 to help offset the loss of revenue to the below named local

- 1 school districts from a change in the assessed value of unmined minerals:
- 2 (a) \$140,000 for Bell County Schools;
 - 3 (b) \$900 for Boyd County Schools;
 - 4 (c) \$254,800 for Breathitt County Schools;
 - 5 (d) \$100 for Carter County Schools;
 - 6 (e) \$7,900 for Clay County Schools;
 - 7 (f) \$6,200 for Daviess County Schools;
 - 8 (g) \$100 for Elliott County Schools;
 - 9 (h) \$586,500 for Floyd County Schools;
 - 10 (i) \$504,600 for Harlan County Schools;
 - 11 (j) \$78,200 for Henderson County Schools;
 - 12 (k) \$133,400 for Hopkins County Schools;
 - 13 (l) \$1,000 for Jenkins Independent Schools;
 - 14 (m) \$47,500 for Johnson County Schools;
 - 15 (n) \$1,219,500 for Knott County Schools;
 - 16 (o) \$12,400 for Knox County Schools;
 - 17 (p) \$37,000 for Lawrence County Schools;
 - 18 (q) \$508,500 for Leslie County Schools;
 - 19 (r) \$695,900 for Letcher County Schools;
 - 20 (s) \$41,400 for Magoffin County Schools;
 - 21 (t) \$298,100 for Martin County Schools;
 - 22 (u) \$700 for McCreary County Schools;
 - 23 (v) \$4,100 for McLean County Schools;
 - 24 (w) \$1,800 for Morgan County Schools;
 - 25 (x) \$90,000 for Muhlenberg County Schools;
 - 26 (y) \$89,400 for Ohio County Schools;
 - 27 (z) \$400 for Owsley County Schools;

- 1 (aa) \$792,900 for Perry County Schools;
2 (ab) \$1,149,000 for Pike County Schools;
3 (ac) \$263,200 for Union County Schools;
4 (ad) \$19,200 for Webster County Schools; and
5 (ae) \$15,300 for Whitley County Schools.";

6 On page 65, after line 15, insert the following:

7 "Notwithstanding any other provision of this Act or KRS 61.565 or 61.702 to the
8 contrary, the employer contribution rate for Mental Health/Mental Retardation Boards
9 participating in the Kentucky Employees Retirement System from July 1, 2018, through
10 June 30, 2019, shall be 49.47 percent, consisting of 41.06 percent for pension and 8.41
11 percent for health insurance for the board's nonhazardous duty employees. The rates
12 above apply to wages and salaries earned for work performed during the described period
13 regardless of when the employee is paid for the time worked.";

14 On page 66, after line 25, insert the following:

15 "Notwithstanding any other provision of this Act or KRS 61.565 or 61.702 to the
16 contrary, the employer contribution rate for Local and District Health Departments
17 participating in the Kentucky Employees Retirement System from July 1, 2018, through
18 June 30, 2019, shall be 49.47 percent, consisting of 41.06 percent for pension and 8.41
19 percent for health insurance for the department's nonhazardous duty employees. The rates
20 above apply to wages and salaries earned for work performed during the described period
21 regardless of when the employee is paid for the time worked.";

22 On page 68, after line 25, insert the following:

23 "Notwithstanding any other provision of this Act or KRS 61.565 or 61.702 to the
24 contrary, the employer contribution rate for domestic violence shelters, rape crisis centers,
25 and child advocacy centers participating in the Kentucky Employees Retirement System
26 from July 1, 2018, through June 30, 2019, shall be 49.47 percent, consisting of 41.06
27 percent for pension and 8.41 percent for health insurance for the contracted entity's

1 nonhazardous duty employees. The rates above apply to wages and salaries earned for
2 work performed during the described period regardless of when the employee is paid for
3 the time worked.";

4 On page 80, line 14, delete "2018" and insert in lieu thereof "2019";

5 On page 80, line 16, delete "2018-2020" and insert in lieu thereof "2020-2022";

6 On page 80, line 24, delete "2018" and insert in lieu thereof "2019";

7 On page 85, line 12, delete "40,430,300" and insert in lieu thereof "35,637,500",
8 and delete "40,496,500" and insert in lieu thereof "35,703,700";

9 Adjust subsequent subtotals and totals accordingly;

10 On page 85, line 20, delete "and fiscal year 2018-2019";

11 On page 85, line 21, after "forward", insert "and be appropriated to the Cabinet for
12 Economic Development";

13 On page 97, after line 7, insert the following:

14 **"(1) Tourism Grants:** Included in the above Restricted Funds appropriation is
15 \$350,000 in each fiscal year to support the Local Theater Grant Program. The Kentucky
16 Department of Tourism shall develop and administer the Local Theater Grant Program
17 for the purpose of supporting local theater programs which complement the statewide
18 tourism marketing efforts. The department shall set program guidelines, timelines,
19 funding cycles, reporting requirements, reimbursement procedures, and all other logistics
20 and programmatic details necessary to manage and effectuate the grant program. The
21 Local Theater Grant Program shall be open to all eligible local theater programs in
22 Kentucky, and the department shall provide grant program information on the
23 department's industry Web site page and send notifications for applying for funding
24 through the local tourism offices or the designated tourism representative from each
25 county and/or city which is named and submitted to the Kentucky Department of Tourism
26 by the applicable county judge/executive or mayor. Any funds that are not fully expended
27 through the corresponding annual grant cycle by approved recipients shall lapse to the

1 credit of the Tourism, Meeting, and Convention Marketing Fund.";

2 On page 100, line 15, delete "87,414,100" and insert in lieu thereof "33,455,100",
3 and delete "208,761,200" and insert in lieu thereof "195,064,500";

4 Adjust subsequent subtotals and totals accordingly;

5 On page 101, line 20, after "areas:", insert "Agricultural Development Board
6 projects;"

7 On page 122, after line 13, insert the following:

8 "**029.** Acquire Land/Master Plan 2010-2012 - Reauthorization (\$17,500,000 Agency
9 Bonds, \$4,000,000 Restricted Funds, \$4,000,000 Other Funds)

10 **(1) Authorization:** The above authorization is approved pursuant to KRS
11 45.763.";

12 On page 162, line 3, delete "the Kentucky Housing Corporation,";

13 On page 166, after line 17, insert the following:

14 "**38. Salary Exemptions:** Notwithstanding KRS 64.640 and any other statute to
15 the contrary, the Secretary of the Cabinet for Health and Family Services and the Chief
16 Information Officer for the Commonwealth Office of Technology shall be exempt from
17 state employee salary limitations.";

18 On page 167, line 15, after "Retirement", delete "Systems" and insert in lieu thereof
19 "System";

20 On page 167, line 16, after "June 30, 2020,", insert "and except as otherwise
21 provided in this Act,"; and

22 On page 167, line 21, after "insurance.", insert "Notwithstanding any other
23 provision of this Act or KRS 61.565 or 61.702 to the contrary, the employer contribution
24 rate from July 1, 2018, through June 30, 2019, shall be 49.47 percent, consisting of 41.06
25 percent for pension and 8.41 percent for health insurance for nonhazardous duty
26 employees participating in the Kentucky Employees Retirement System who are
27 employed by Mental Health/Mental Retardation Boards, Local and District Health

1 Departments, domestic violence shelters, rape crisis centers, child advocacy centers, state
2 supported universities and community colleges, and any other agency eligible to
3 voluntarily cease participating in the Kentucky Employees Retirement System pursuant to
4 KRS 61.522."

5 ➔Section 2. Whereas the provisions of this Act provide ongoing support for
6 programs funded in the 2018-2020 state/executive branch budget bill, an emergency is
7 declared to exist, and this Act takes effect upon its passage and approval by the Governor
8 or upon its otherwise becoming law.