

1 AN ACT relating to the COVID-19 pandemic, making an appropriation therefor,
2 and declaring an emergency.

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

4 ➔Section 1. (1) There is hereby appropriated federal funds from the
5 Coronavirus State Fiscal Recovery Fund of the American Rescue Plan Act in the amount
6 of \$69,268,300 in fiscal year 2021-2022 to the General Administration and Program
7 Support budget unit within the Health and Family Services Cabinet to address the
8 continuing COVID-19 pandemic and the resulting pressures that have been experienced
9 in the healthcare, long-term care, and school systems. The use of funds shall be
10 prioritized in the following areas, but may be used in other critical health care need areas
11 related to the COVID-19 as they arise:

12 (a) Testing for COVID-19, including assisting hospitals, licensed health care
13 providers, jails, prisons, homeless shelters, local health departments and other entities in
14 acquiring and distributing sufficient COVID-19 tests;

15 (b) Assisting providers of established monoclonal antibody treatment and
16 assisting additional providers in establishing monoclonal treatment centers, with the goal
17 of having at least one qualified treatment center available in each of the 15 area
18 development districts; and

19 (c) Providing for "Test and Stay" COVID-19 testing at schools to ensure students
20 are able to continue attending school in person instead of entering quarantine when those
21 students have no symptoms and continue to have a negative COVID-19 test.

22 (2) (a) If any other sources of federal COVID-19 pandemic funding are
23 available for any of the uses listed under subsection (1) of this section, and those uses are
24 acceptable under federal requirements and guidelines, those sources should be used prior
25 to the funding appropriated under subsection (1) of this section. Other sources may
26 include but are not limited to currently existing funding for COVID-19 screening and
27 testing programs to ensure in-person learning in schools, testing, or the purchase of tests,

1 and remaining Coronavirus Relief Funds.

2 (b) Funds shall be used in accordance with American Rescue Plan Act and United
3 States Treasury requirements and guidance.

4 (c) Funds shall not be used for any increase in administration fees or salaries for
5 administrative personnel.

6 (d) Funds shall not be used to supplant funding from other state or federal
7 programs.

8 ➔Section 2. 2021 Ky. Acts ch. 196, sec. 6 is amended to read as follows:

9 "There is hereby appropriated Federal Funds from the Coronavirus State Fiscal
10 Recovery Fund of the American Rescue Plan Act in the amount of
11 \$505,731,700~~[\$575,000,000]~~ in fiscal year 2021-2022 to the Employment Services
12 budget unit for payment of interest and principal, in that order, for advances under Title
13 XII of the Social Security Act during calendar year 2021."

14 ➔Section 3. The Cabinet for Health and Family Services shall submit to the
15 Legislative Research Commission and the Interim Joint Committee on Health, Welfare,
16 & Family Services by December 15, 2021, a report of all expenditures used, including a
17 breakdown of expenditures that includes but is not limited to the following:

18 (1) The number of COVID-19 tests purchased and provided by each entity
19 assisted;

20 (2) The number of monoclonal antibody treatment providers and centers and
21 treatments purchased and provided by each treatment provider and center; and

22 (3) The number of "Test and Stay" COVID-19 testing purchased and provided to
23 schools and the number of student quarantine days by school district.

24 ➔Section 4. Whereas the healthcare system is severely stressed by the COVID-19
25 pandemic and K-12 schools need additional COVID-19 testing supplies to avoid
26 extensive quarantines and to ensure in-person school participation, an emergency is
27 declared to exist, and this Act takes effect upon its passage and approval by the Governor

1 or upon its otherwise becoming a law.