

1-1 By: Nelson S.B. No. 8
 1-2 (In the Senate - Filed October 1, 2021; October 1, 2021,
 1-3 read first time and referred to Committee on Finance;
 1-4 October 8, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 11, Nays 0;
 1-6 October 8, 2021, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 Nelson	X			
1-9 Lucio	X			
1-10 Bettencourt			X	
1-11 Buckingham			X	
1-12 Campbell			X	
1-13 Creighton	X			
1-14 Hancock	X			
1-15 Huffman	X			
1-16 Kolthorst	X			
1-17 Nichols	X			
1-18 Perry	X			
1-19 Schwertner	X			
1-20 Taylor	X			
1-21 West	X			
1-22 Whitmire			X	

1-24 COMMITTEE SUBSTITUTE FOR S.B. No. 8 By: Nelson

1-25 A BILL TO BE ENTITLED
 1-26 AN ACT

1-27 relating to making appropriations of certain federal coronavirus
 1-28 relief money.

1-29 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-30 SECTION 1. COMPTROLLER OF PUBLIC ACCOUNTS: UNEMPLOYMENT
 1-31 COMPENSATION FUND. The amount of \$7,245,419,946 is appropriated to
 1-32 the comptroller of public accounts from money received by this
 1-33 state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C.
 1-34 Section 802) established under the American Rescue Plan Act of 2021
 1-35 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus
 1-36 Relief Fund No. 325 for use during the state fiscal year beginning
 1-37 September 1, 2021, for the purpose of immediately depositing that
 1-38 amount to the credit of the unemployment compensation fund under
 1-39 Section 203.021, Labor Code, to pay back outstanding advances
 1-40 received by this state under Section 1201, Social Security Act (42
 1-41 U.S.C. Section 1321), and to return the unemployment compensation
 1-42 fund to the statutory floor computed under Section 204.061, Labor
 1-43 Code, on October 1, 2021, as reimbursement for payments made as a
 1-44 result of the coronavirus disease pandemic.

1-45 SECTION 2. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE
 1-46 GOVERNOR: TOURISM, TRAVEL, AND HOSPITALITY RECOVERY GRANTS. (a)
 1-47 The amount of \$180,000,000 is appropriated to the Trusteed Programs
 1-48 within the Office of the Governor from money received by this state
 1-49 from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section
 1-50 802) established under the American Rescue Plan Act of 2021 (Pub. L.
 1-51 No. 117-2) and deposited to the credit of the Coronavirus Relief
 1-52 Fund No. 325 for the purpose of providing funding for grants during
 1-53 the two-year period beginning on the effective date of this Act for
 1-54 tourism, travel, and hospitality industry recovery, to the extent
 1-55 the grants are authorized by other law.

1-56 (b) It is the intent of the legislature that the governor
 1-57 give priority to potential grantees that have not received direct
 1-58 federal aid and that the amount of each authorized grant awarded
 1-59 does not exceed \$20,000.

1-60 SECTION 3. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE

2-1 GOVERNOR: CHILDREN'S ADVOCACY. The amount of \$1,200,000 is
 2-2 appropriated to the Truusted Programs within the Office of the
 2-3 Governor from money received by this state from the Coronavirus
 2-4 State Fiscal Recovery Fund (42 U.S.C. Section 802) established
 2-5 under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and
 2-6 deposited to the credit of the Coronavirus Relief Fund No. 325 for
 2-7 the purpose of providing funding for information technology case
 2-8 management system improvements for children's advocacy centers
 2-9 during the two-year period beginning on the effective date of this
 2-10 Act.

2-11 SECTION 4. DEPARTMENT OF STATE HEALTH SERVICES: COVID-19
 2-12 SERVICES. (a) The amount of \$2,462,085,730 is appropriated to the
 2-13 Department of State Health Services from money received by this
 2-14 state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C.
 2-15 Section 802) established under the American Rescue Plan Act of 2021
 2-16 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus
 2-17 Relief Fund No. 325 for the following purposes related to the
 2-18 coronavirus disease pandemic during the period beginning on the
 2-19 effective date of this Act and ending December 31, 2021:

2-20 (1) providing funding for state and local hospitals,
 2-21 long-term care facilities, psychiatric hospitals, and nursing
 2-22 facilities;

2-23 (2) purchasing therapeutic drugs; and

2-24 (3) providing funding for the operation of regional
 2-25 infusion centers.

2-26 (b) It is the intent of the legislature that any
 2-27 reimbursement received by the Department of State Health Services
 2-28 from the Federal Emergency Management Agency related to
 2-29 expenditures paid from money appropriated under Subsection (a) of
 2-30 this section be deposited to the general revenue fund and not
 2-31 expended until appropriated by the 88th Legislature.
 2-32 Appropriations made under Subsection (a) of this section that
 2-33 remain unobligated on January 1, 2022, lapse to the credit of the
 2-34 Coronavirus Relief Fund No. 325 and may not be expended until
 2-35 appropriated by the legislature.

2-36 SECTION 5. FISCAL PROGRAMS - COMPTROLLER OF PUBLIC
 2-37 ACCOUNTS: BROADBAND INFRASTRUCTURE. (a) The amount of
 2-38 \$500,475,163 is appropriated to Fiscal Programs - Comptroller of
 2-39 Public Accounts from money received by this state from the
 2-40 Coronavirus Capital Projects Fund (42 U.S.C. Section 804)
 2-41 established under the American Rescue Plan Act of 2021 (Pub. L.
 2-42 No. 117-2) and deposited to the credit of the Coronavirus Relief
 2-43 Fund No. 325 for the purpose of providing funding for broadband
 2-44 infrastructure in accordance with Section [490I.0108](#), Government
 2-45 Code, and other applicable state or federal law during the two-year
 2-46 period beginning on the effective date of this Act.

2-47 (b) Out of money appropriated by Subsection (a) of this
 2-48 section, \$75,000,000 may be used only for the Texas broadband pole
 2-49 replacement program.

2-50 SECTION 6. TRUSTEED PROGRAMS WITHIN THE OFFICE OF THE
 2-51 GOVERNOR: VICTIMS OF CRIME. (a) The amount of \$160,000,000 is
 2-52 appropriated to the Truusted Programs within the Office of the
 2-53 Governor from money received by this state from the Coronavirus
 2-54 State Fiscal Recovery Fund (42 U.S.C. Section 802) established
 2-55 under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and
 2-56 deposited to the credit of the Coronavirus Relief Fund No. 325 for
 2-57 the purpose of providing funding for grants for victims of crime
 2-58 during the two-year period beginning on the effective date of this
 2-59 Act.

2-60 (b) It is the intent of the legislature that grants made for
 2-61 victims of crime during the state fiscal year beginning September
 2-62 1, 2021, and the state fiscal year beginning September 1, 2022,
 2-63 equal grants made during the state fiscal year beginning September
 2-64 1, 2020.

2-65 SECTION 7. PUBLIC SAFETY AGENCIES: COMPENSATION.
 2-66 (a) From money received by this state from the Coronavirus State
 2-67 Fiscal Recovery Fund (42 U.S.C. Section 802) established under the
 2-68 American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited
 2-69 to the credit of the Coronavirus Relief Fund No. 325, the following

3-1 agencies are appropriated the following amounts for the purpose of
3-2 providing compensation for agency employees for the state fiscal
3-3 biennium beginning September 1, 2021:

3-4 (1) Department of Criminal Justice: \$2,729,912,000;
3-5 and

3-6 (2) Department of Public Safety: \$806,836,021.

3-7 (b) The agencies listed in Subsection (a) of this section
3-8 shall:

3-9 (1) in consultation with the comptroller of public
3-10 accounts and the Legislative Budget Board, determine the proper
3-11 allocation of benefits included in the appropriations made under
3-12 Subsection (a) of this section; and

3-13 (2) identify the strategies and objectives for which
3-14 the appropriations made under Subsection (a) of this section are
3-15 directed.

3-16 (c) It is the intent of the legislature that the agencies
3-17 receiving appropriations under Subsection (a) of this section
3-18 consider the appropriations as a change in the method of finance of
3-19 the compensation to be paid to agency employees and not as an
3-20 increase in total appropriations to the agencies.

3-21 SECTION 8. TEACHER RETIREMENT SYSTEM: TRS-CARE AND
3-22 TRS-ACTIVECARE. (a) The amount of \$286,337,761 is appropriated to
3-23 the Teacher Retirement System from money received by this state
3-24 from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section
3-25 802) established under the American Rescue Plan Act of 2021 (Pub. L.
3-26 No. 117-2) and deposited to the credit of the Coronavirus Relief
3-27 Fund No. 325 for the purpose of providing funding for
3-28 coronavirus-related claims in TRS-Care and TRS-ActiveCare incurred
3-29 before September 1, 2021, during the two-year period beginning on
3-30 the effective date of this Act.

3-31 (b) It is the intent of the legislature that premiums for
3-32 TRS-Care and TRS-ActiveCare insurance policies not increase as a
3-33 result of coronavirus-related claims incurred before September 1,
3-34 2021.

3-35 SECTION 9. DEPARTMENT OF AGRICULTURE: FOOD BANKS. The
3-36 amount of \$95,000,000 is appropriated to the Department of
3-37 Agriculture from money received by this state from the Coronavirus
3-38 State Fiscal Recovery Fund (42 U.S.C. Section 802) established
3-39 under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and
3-40 deposited to the credit of the Coronavirus Relief Fund No. 325 for
3-41 the purpose of providing supplemental funding to food banks in
3-42 response to the coronavirus pandemic during the two-year period
3-43 beginning on the effective date of this Act.

3-44 SECTION 10. HIGHER EDUCATION COORDINATING BOARD: TEXAS
3-45 CHILD MENTAL HEALTH CARE CONSORTIUM. (a) The amount of
3-46 \$113,082,887 is appropriated to the Higher Education Coordinating
3-47 Board from money received by this state from the Coronavirus State
3-48 Fiscal Recovery Fund (42 U.S.C. Section 802) established under the
3-49 American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited
3-50 to the credit of the Coronavirus Relief Fund No. 325 for the purpose
3-51 of supporting the operations and expansion of the Texas Child
3-52 Mental Health Care Consortium to expand mental health initiatives
3-53 for children during the two-year period beginning on the effective
3-54 date of this Act. At the direction of the Texas Child Mental Health
3-55 Care Consortium, the Higher Education Coordinating Board shall
3-56 transfer appropriations through interagency contracts with
3-57 health-related institutions of higher education for the following
3-58 purposes:

3-59 (1) \$20,578,442 for enhancements and expansion of the
3-60 Child Psychiatry Access Network;

3-61 (2) \$56,218,976 for enhancements and expansion of the
3-62 Texas Child Access Through Telemedicine program;

3-63 (3) \$32,991,791 for expansion of the child and
3-64 adolescent mental health workforce; and

3-65 (4) \$3,293,676 for administrative expenses.

3-66 (b) Not later than December 1, 2021, out of money
3-67 appropriated by Subsection (a) of this section, the Higher
3-68 Education Coordinating Board shall transfer \$3,293,676 to an
3-69 institution of higher education designated by the Texas Child

4-1 Mental Health Care Consortium for oversight and evaluation of the
 4-2 outlined initiatives by means of interagency agreements or any
 4-3 other necessary contracts.

4-4 (c) The Texas Child Mental Health Care Consortium may
 4-5 transfer up to 10 percent of money appropriated for the purposes
 4-6 described by Subsection (a)(1), (2), or (3) of this section to any
 4-7 of the other purposes described by those provisions. The Texas
 4-8 Child Mental Health Care Consortium may transfer more than 10
 4-9 percent of funds for those purposes only with the prior approval for
 4-10 the transfer and expenditure from the Legislative Budget Board. A
 4-11 request for approval of the transfer and expenditure by the
 4-12 consortium is considered approved unless the Legislative Budget
 4-13 Board issues a written disapproval within 10 business days of the
 4-14 receipt and review of the request by the Legislative Budget Board.

4-15 SECTION 11. TEXAS DIVISION OF EMERGENCY MANAGEMENT: STATE
 4-16 OPERATIONS CENTER. (a) The amount of \$300,000,000 is appropriated
 4-17 to the Texas Division of Emergency Management from money received
 4-18 by this state from the Coronavirus State Fiscal Recovery Fund (42
 4-19 U.S.C. Section 802) established under the American Rescue Plan Act
 4-20 of 2021 (Pub. L. No. 117-2) and deposited to the credit of the
 4-21 Coronavirus Relief Fund No. 325 for the purpose of the acquisition
 4-22 of land for, and construction of, a state operations center during
 4-23 the two-year period beginning on the effective date of this Act.

4-24 (b) The capital budget authority of the Texas Division of
 4-25 Emergency Management in Chapter 1053 (S.B. 1), Acts of the 87th
 4-26 Legislature, Regular Session, 2021 (the General Appropriations
 4-27 Act), is increased by \$300,000,000 for the appropriation made under
 4-28 Subsection (a) of this section.

4-29 SECTION 12. DEPARTMENT OF INFORMATION RESOURCES:
 4-30 CYBERSECURITY PROJECTS. (a) The amount of \$200,000,000 is
 4-31 appropriated to the Department of Information Resources for deposit
 4-32 into the Technology Improvement and Modernization Fund No. 187 and
 4-33 for use during the two-year period beginning on the effective date
 4-34 of this Act for the purpose of cybersecurity projects from money
 4-35 received by this state from the Coronavirus State Fiscal Recovery
 4-36 Fund (42 U.S.C. Section 802) established under the American Rescue
 4-37 Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of
 4-38 the Coronavirus Relief Fund No. 325.

4-39 (b) The capital budget authority of the Department of
 4-40 Information Resources in Chapter 1053 (S.B. 1), Acts of the 87th
 4-41 Legislature, Regular Session, 2021 (the General Appropriations
 4-42 Act), is increased by \$200,000,000 for the appropriation made under
 4-43 Subsection (a) of this section.

4-44 SECTION 13. HIGHER EDUCATION COORDINATING BOARD:
 4-45 UNIVERSITY CONSTRUCTION. Contingent on legislation by the 87th
 4-46 Legislature, 3rd Called Session, 2021, relating to the issuance of
 4-47 tuition revenue bonds, becoming law, the amount of \$325,000,000 is
 4-48 appropriated to the Higher Education Coordinating Board from money
 4-49 received by this state from the Coronavirus State Fiscal Recovery
 4-50 Fund (42 U.S.C. Section 802) established under the American Rescue
 4-51 Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of
 4-52 the Coronavirus Relief Fund No. 325 for the purpose of university
 4-53 construction during the two-year period beginning on the effective
 4-54 date of this Act.

4-55 SECTION 14. HEALTH AND HUMAN SERVICES COMMISSION: DALLAS
 4-56 STATE HOSPITAL. (a) The amount of \$237,800,000 is appropriated to
 4-57 the Health and Human Services Commission from money received by
 4-58 this state from the Coronavirus State Fiscal Recovery Fund (42
 4-59 U.S.C. Section 802) established under the American Rescue Plan Act
 4-60 of 2021 (Pub. L. No. 117-2) and deposited to the credit of the
 4-61 Coronavirus Relief Fund No. 325 for the purpose of completing
 4-62 construction of a state hospital in Dallas during the two-year
 4-63 period beginning on the effective date of this Act.

4-64 (b) The capital budget authority of the Health and Human
 4-65 Services Commission in Chapter 1053 (S.B. 1), Acts of the 87th
 4-66 Legislature, Regular Session, 2021 (the General Appropriations
 4-67 Act), is increased by \$237,800,000 for the appropriation made under
 4-68 Subsection (a) of this section.

4-69 SECTION 15. HEALTH AND HUMAN SERVICES COMMISSION: STAFFING

5-1 NEEDS. (a) The amount of \$400,000,000 is appropriated to the
 5-2 Health and Human Services Commission from money received by this
 5-3 state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C.
 5-4 Section 802) established under the American Rescue Plan Act of 2021
 5-5 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus
 5-6 Relief Fund No. 325 for the purpose of providing funding for the
 5-7 Health and Human Services Commission to administer one-time grants
 5-8 related to critical staffing needs of frontline health care workers
 5-9 affected by COVID-19, including recruitment and retention bonuses
 5-10 for nursing facilities, assisted living facilities, home health
 5-11 facilities, community attendants, and emergency medical services
 5-12 providers, during the two-year period beginning on the effective
 5-13 date of this Act.

5-14 (b) It is the intent of the legislature that the Health and
 5-15 Human Services Commission prioritize grantees that comply with the
 5-16 reporting requirements prescribed by Rider 143, Chapter 1053 (S.B.
 5-17 1), Acts of the 87th Legislature, Regular Session, 2021 (the
 5-18 General Appropriations Act), the reporting requirements
 5-19 established by Chapter 588 (S.B. 809), Acts of the 87th
 5-20 Legislature, Regular Session, 2021, or equivalent reporting
 5-21 requirements established by the Health and Human Services
 5-22 Commission.

5-23 (c) Annually, the Health and Human Services Commission
 5-24 shall report to the Legislative Budget Board the grants awarded
 5-25 under this section. The report must include, for the year covered
 5-26 by the report, the amount of grants awarded, the award recipients,
 5-27 and the total amount of each grant used by the recipient. The
 5-28 report must be submitted to the Legislative Budget Board not later
 5-29 than December 1 of the year in which the report is due.

5-30 (d) Of the amount appropriated under Subsection (a) of this
 5-31 section:

5-32 (1) \$200,000,000 may be used only for grants for
 5-33 nursing facilities; and

5-34 (2) \$200,000,000 may be used only for grants for
 5-35 assisted living facilities, home health facilities, community
 5-36 attendants, and emergency medical services providers.

5-37 SECTION 16. HEALTH AND HUMAN SERVICES COMMISSION: RURAL
 5-38 HOSPITALS. The amount of \$75,000,000 is appropriated to the Health
 5-39 and Human Services Commission from money received by this state
 5-40 from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section
 5-41 802) established under the American Rescue Plan Act of 2021 (Pub. L.
 5-42 No. 117-2) and deposited to the credit of the Coronavirus Relief
 5-43 Fund No. 325 for the purpose of providing funding for grants to
 5-44 support rural hospitals that have been affected by the COVID-19
 5-45 pandemic during the two-year period beginning on the effective date
 5-46 of this Act.

5-47 SECTION 17. HEALTH AND HUMAN SERVICES COMMISSION: INTERNET
 5-48 PORTAL. The amount of \$20,000,000 is appropriated to the Health and
 5-49 Human Services Commission from money received by this state from
 5-50 the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802)
 5-51 established under the American Rescue Plan Act of 2021 (Pub. L.
 5-52 No. 117-2) and deposited to the credit of the Coronavirus Relief
 5-53 Fund No. 325 for the purpose of providing funding for the creation
 5-54 of a consolidated Internet portal for Medicaid and the Children's
 5-55 Health Insurance Program medical services provider data during the
 5-56 two-year period beginning on the effective date of this Act.

5-57 SECTION 18. HEALTH AND HUMAN SERVICES COMMISSION:
 5-58 TECHNOLOGY UPDATES. The amount of \$5,000,000 is appropriated to
 5-59 the Health and Human Services Commission from money received by
 5-60 this state from the Coronavirus State Fiscal Recovery Fund (42
 5-61 U.S.C. Section 802) established under the American Rescue Plan Act
 5-62 of 2021 (Pub. L. No. 117-2) and deposited to the credit of the
 5-63 Coronavirus Relief Fund No. 325 for the purpose of providing
 5-64 funding for technology updates to the Medicaid eligibility computer
 5-65 system during the two-year period beginning on the effective date
 5-66 of this Act.

5-67 SECTION 19. HEALTH AND HUMAN SERVICES COMMISSION: TEXAS
 5-68 CIVIL COMMITMENT OFFICE. The amount of \$14,250 is appropriated to
 5-69 the Health and Human Services Commission for the Texas Civil

6-1 Commitment Office from money received by this state from the
 6-2 Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802)
 6-3 established under the American Rescue Plan Act of 2021 (Pub. L.
 6-4 No. 117-2) and deposited to the credit of the Coronavirus Relief
 6-5 Fund No. 325 for the purpose of providing funding for COVID-19
 6-6 related expenses incurred by the Texas Civil Commitment Office
 6-7 related to consumable supplies and travel during the two-year
 6-8 period beginning on the effective date of this Act.

6-9 SECTION 20. DEPARTMENT OF STATE HEALTH SERVICES: FEDERALLY
 6-10 QUALIFIED HEALTH CENTER INCUBATOR PROGRAM. The amount of
 6-11 \$5,000,000 is appropriated to the Department of State Health
 6-12 Services from money received by this state from the Coronavirus
 6-13 State Fiscal Recovery Fund (42 U.S.C. Section 802) established
 6-14 under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and
 6-15 deposited to the credit of the Coronavirus Relief Fund No. 325 for
 6-16 use during the two-year period beginning on the effective date of
 6-17 this Act for the Federally Qualified Health Center Incubator
 6-18 Program.

6-19 SECTION 21. DEPARTMENT OF STATE HEALTH SERVICES: RIO
 6-20 GRANDE VALLEY. The amount of \$16,700,000 is appropriated to the
 6-21 Department of State Health Services from money received by this
 6-22 state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C.
 6-23 Section 802) established under the American Rescue Plan Act of 2021
 6-24 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus
 6-25 Relief Fund No. 325 for the purpose of upgrading existing
 6-26 laboratory facilities in Starr County during the two-year period
 6-27 beginning on the effective date of this Act.

6-28 SECTION 22. THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER
 6-29 AT HOUSTON: TEXAS EPIDEMIC PUBLIC HEALTH INSTITUTE. The amount of
 6-30 \$40,000,000 is appropriated to The University of Texas Health
 6-31 Science Center at Houston from money received by this state from the
 6-32 Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802)
 6-33 established under the American Rescue Plan Act of 2021 (Pub. L.
 6-34 No. 117-2) and deposited to the credit of the Coronavirus Relief
 6-35 Fund No. 325 for the purpose of operating the Texas Epidemic Public
 6-36 Health Institute during the two-year period beginning on the
 6-37 effective date of this Act.

6-38 SECTION 23. HIGHER EDUCATION COORDINATING BOARD: TEXAS
 6-39 RESKILLING AND UPSKILLING THROUGH EDUCATION (TRUE) PROGRAM. (a)
 6-40 The amount of \$15,000,000 is appropriated to the Higher Education
 6-41 Coordinating Board from money received by this state from the
 6-42 Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802)
 6-43 established under the American Rescue Plan Act of 2021 (Pub. L.
 6-44 No. 117-2) and deposited to the credit of the Coronavirus Relief
 6-45 Fund No. 325 for the purpose of operating the Texas Reskilling and
 6-46 Upskilling through Education (TRUE) Program during the two-year
 6-47 period beginning on the effective date of this Act.

6-48 (b) The Higher Education Coordinating Board shall
 6-49 distribute the money appropriated by Subsection (a) of this section
 6-50 in a manner consistent with Subchapter T-2, Chapter 61, Education
 6-51 Code, as added by Section 1, Chapter 601 (S.B. 1102), Acts of the
 6-52 87th Legislature, Regular Session, 2021. The board may not place
 6-53 additional eligibility requirements on eligible entities beyond
 6-54 the statutory limitations of Subchapter T-2, Chapter 61, Education
 6-55 Code, as added by Section 1, Chapter 601 (S.B. 1102), Acts of the
 6-56 87th Legislature, Regular Session, 2021, including matching fund
 6-57 requirements by recipients of money appropriated by this section.

6-58 SECTION 24. HIGHER EDUCATION COORDINATING BOARD:
 6-59 PERFORMANCE-BASED FUNDING FOR AT-RISK STUDENTS AT COMPREHENSIVE
 6-60 REGIONAL UNIVERSITIES. (a) The amount of \$20,000,000 is
 6-61 appropriated to the Higher Education Coordinating Board from money
 6-62 received by this state from the Coronavirus State Fiscal Recovery
 6-63 Fund (42 U.S.C. Section 802) established under the American Rescue
 6-64 Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of
 6-65 the Coronavirus Relief Fund No. 325 for the purpose of allocating
 6-66 and distributing the money in a manner that is consistent with
 6-67 Subsection (b) of this section and Section 62.183(b), Education
 6-68 Code, as added by Section 2, Chapter 186 (S.B. 1295), Acts of the
 6-69 87th Legislature, Regular Session, 2021, during the state fiscal

7-1 year beginning September 1, 2021.

7-2 (b) After consultation with the Legislative Budget Board,
7-3 the Higher Education Coordinating Board shall allocate and
7-4 distribute the money appropriated by Subsection (a) of this section
7-5 to each eligible institution, as defined by Section 62.181,
7-6 Education Code, as added by Section 2, Chapter 186 (S.B. 1295), Acts
7-7 of the 87th Legislature, Regular Session, 2021, in an amount equal
7-8 to the sum of the following:

- 7-9 (1) \$250,000; and
7-10 (2) the product of:
7-11 (A) an amount of money (estimated to be \$400);
7-12 and
7-13 (B) the average number of at-risk students
7-14 awarded a degree by the eligible institution each year during the
7-15 three state fiscal years preceding the first year of the state
7-16 fiscal biennium beginning September 1, 2021.

7-17 SECTION 25. DEPARTMENT OF AGRICULTURE: HOME-DELIVERED
7-18 MEALS. The amount of \$5,000,000 is appropriated to the Department
7-19 of Agriculture from money received by this state from the
7-20 Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802)
7-21 established under the American Rescue Plan Act of 2021 (Pub. L.
7-22 No. 117-2) and deposited to the credit of the Coronavirus Relief
7-23 Fund No. 325 for the purpose of providing funding for
7-24 home-delivered meals during the two-year period beginning on the
7-25 effective date of this Act.

7-26 SECTION 26. GENERAL LAND OFFICE AND VETERANS LAND BOARD:
7-27 TEXAS STATE VETERANS HOMES. The amount of \$35,000,000 is
7-28 appropriated to the General Land Office and the Veterans Land Board
7-29 from money received by this state from the Coronavirus State Fiscal
7-30 Recovery Fund (42 U.S.C. Section 802) established under the
7-31 American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited
7-32 to the credit of the Coronavirus Relief Fund No. 325 for the purpose
7-33 of providing funding for HVAC upgrades, negative pressure COVID-19
7-34 wards, and mobile HEPA air filtration units for Texas state
7-35 veterans homes during the two-year period beginning on the
7-36 effective date of this Act.

7-37 SECTION 27. HEALTH AND HUMAN SERVICES COMMISSION: SUNRISE
7-38 CANYON HOSPITAL. The amount of \$15,000,000 is appropriated to the
7-39 Health and Human Services Commission from money received by this
7-40 state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C.
7-41 Section 802) established under the American Rescue Plan Act of 2021
7-42 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus
7-43 Relief Fund No. 325 for the purpose of providing funding during the
7-44 two-year period beginning on the effective date of this Act for the
7-45 expansion of capacity of Sunrise Canyon Hospital.

7-46 SECTION 28. HISTORICAL COMMISSION:
7-47 WASHINGTON-ON-THE-BRAZOS CAPITAL PLAN PROJECT. The amount of
7-48 \$20,000,000 is appropriated to the Texas Historical Commission from
7-49 money received by this state from the Coronavirus State Fiscal
7-50 Recovery Fund (42 U.S.C. Section 802) established under the
7-51 American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited
7-52 to the credit of the Coronavirus Relief Fund No. 325 for the purpose
7-53 of providing funding during the two-year period beginning on the
7-54 effective date of this Act for the purposes of the commission's
7-55 capital plan project for the Washington-on-the-Brazos state
7-56 historic site.

7-57 SECTION 29. LEGISLATIVE INTENT REGARDING APPROPRIATIONS.
7-58 (a) It is the intent of the legislature that the appropriations
7-59 made by this Act are one-time appropriations made for the purpose of
7-60 addressing the needs of this state for the two-year period
7-61 beginning on the effective date of this Act.

7-62 (b) It is the intent of the legislature that the
7-63 appropriations made by this Act be used only for purposes
7-64 authorized by state and federal law, including guidance issued by
7-65 the United States Department of the Treasury as part of the interim
7-66 final rules published in 86 Fed. Reg. 26786 (May 17, 2021).

7-67 (c) It is the intent of the legislature that the
7-68 appropriations made by this Act be used before all other methods of
7-69 finance if more than one method of finance has been appropriated by

8-1 this and a prior act of the legislature for use during a state
8-2 fiscal year.

8-3 (d) It is the intent of the legislature that if the purpose
8-4 of an appropriation, for any reason, is determined by the United
8-5 States Department of the Treasury or any other qualified state or
8-6 federal authority to have been made for an improper use, the
8-7 appropriated money not be spent and instead be retained in the
8-8 treasury and available for later legislative appropriation.

8-9 SECTION 30. APPROPRIATION AUTHORITY UNDER FEDERAL LAW. The
8-10 appropriations made under Sections 2, 3, 6, 9, 10, 11, 12, 13, 14,
8-11 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, and 28 of this Act
8-12 using money received by this state from the Coronavirus State
8-13 Fiscal Recovery Fund (42 U.S.C. Section 802) established under the
8-14 American Rescue Plan Act of 2021 (Pub. L. No. 117-2) are made in
8-15 accordance with 42 U.S.C. Section 802(c)(1)(C), which allows money
8-16 from the Coronavirus State Fiscal Recovery Fund to be used to
8-17 provide government services to the extent of a reduction in the
8-18 revenue of a state government caused by the COVID-19 public health
8-19 emergency relative to revenues collected in the most recent full
8-20 fiscal year of the state government that ended before that
8-21 emergency.

8-22 SECTION 31. APPLICABILITY OF TRANSFER PROVISIONS OF OTHER
8-23 LAW. The transfer provisions of Part 14, Article IX, Chapter 1053
8-24 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the
8-25 General Appropriations Act), and the transfer provisions of Section
8-26 65, Chapter 995 (H.B. 2), Acts of the 87th Legislature, Regular
8-27 Session, 2021 (the Supplemental Appropriations Act), apply to the
8-28 appropriations made by this Act to allow appropriate transfer of
8-29 appropriations made by this Act as if the appropriations made by the
8-30 General Appropriations Act, the Supplemental Appropriations Act,
8-31 and this Act were all a part of the same Act, to the extent permitted
8-32 by federal law.

8-33 SECTION 32. EFFECTIVE DATE. This Act takes effect
8-34 immediately.

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