

By: Nelson

S.R. No. 94

SENATE RESOLUTION

BE IT RESOLVED, BY THE Senate of the State of Texas, That Senate Rule 12.03 and 12.04, be suspended in part as provided by Senate Rule 12.08 to enable consideration of, and action on, the following specific matters which may be contained in the Conference Committee Report on Senate Bill 8.

A. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 4. DEPARTMENT OF STATE HEALTH SERVICES: COVID-19 SERVICES. (a) The amount of \$2,000,000,000 is appropriated to the Department of State Health Services from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 during the period beginning on the effective date of this Act and ending January 1, 2023, for the following purposes related to costs incurred during the period beginning March 3, 2021, and ending January 1, 2023, due to the coronavirus disease pandemic:

(1) providing funding for surge staffing at state and local hospitals, long-term care facilities, psychiatric hospitals, and nursing facilities;

(2) purchasing therapeutic drugs, including drugs

for monoclonal antibody treatments; and

(3) providing funding for the operation of regional infusion centers.

(b) Notwithstanding Section 13.05, page IX-64, Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the Department of State Health Services shall expend any Coronavirus State Fiscal Recovery Funds freed-up as a result of reimbursements received by the Department of State Health Services from the Federal Emergency Management Agency related to expenditures paid from money appropriated under Subsection (a) of this section only after prior approval of the Legislative Budget Board.

B. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 6. DEPARTMENT OF CRIMINAL JUSTICE: COMPENSATION. (a) The amount of \$359,673,191 is appropriated to the Department of Criminal Justice from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing compensation for agency employees for the state fiscal year beginning September 1, 2021.

(b) The Department of Criminal Justice shall:

(1) in consultation with the comptroller of public accounts and the Legislative Budget Board, determine the proper

allocation of benefits included in the appropriations made under Subsection (a) of this section; and

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

(c) It is the intent of the legislature that the Department of Criminal Justice consider the appropriations as a change in the method of finance of the compensation to be paid to agency employees and not as an increase in total appropriations to the agency.

C. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 8. HIGHER EDUCATION COORDINATING BOARD: TEXAS CHILD MENTAL HEALTH CARE CONSORTIUM. (a) The amount of \$113,082,887 is appropriated to the Higher Education Coordinating Board from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of supporting the operations and expansion of the Texas Child Mental Health Care Consortium to expand mental health initiatives for children, pregnant women, and women who are up to one year postpartum during the two-year period beginning on the effective date of this Act. At the direction of the Texas Child Mental Health Care Consortium, the Higher Education Coordinating Board shall transfer

appropriations through interagency contracts with health-related institutions of higher education for the following purposes:

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

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

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

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

(b) Not later than December 1, 2021, out of money appropriated by Subsection (a) of this section, the Higher Education Coordinating Board shall transfer \$3,293,676 to an institution of higher education designated by the Texas Child Mental Health Care Consortium for oversight and evaluation of the outlined initiatives by means of interagency agreements or any other necessary contracts.

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

business days of the receipt and review of the request by the Legislative Budget Board.

(d) Out of money appropriated by Subsection (a) of this section, the Texas Child Mental Health Care Consortium may enhance the Child Psychiatry Access Network to improve perinatal mental health services.

D. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 10. HIGHER EDUCATION COORDINATING BOARD: UNIVERSITY CONSTRUCTION. (a) Contingent on legislation by the 87th Legislature, 3rd Called Session, 2021, relating to the issuance of tuition revenue bonds, becoming law, the amount of \$325,000,000 is appropriated to the Higher Education Coordinating Board from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of university construction during the two-year period beginning on the effective date of this Act.

(b) If an appropriation made under Subsection (a) of this section for any reason is determined by the United States Department of the Treasury or any other qualified state or federal authority to have been made for an improper use:

(1) the appropriated money may not be spent and shall be retained in the treasury and available for later legislative appropriation; and

(2) an amount equal to the amount of the appropriation that was determined to have been made for an improper use is appropriated from the general revenue fund to the Higher Education Coordinating Board for the purpose and period described by Subsection (a) of this section.

E. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 16. DEPARTMENT OF STATE HEALTH SERVICES: RIO GRANDE VALLEY. The amount of \$16,700,000 is appropriated to the Department of State Health Services from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of upgrading existing laboratory facilities associated with a level 1 trauma facility in Hidalgo County and new laboratory infrastructure in Starr County during the two-year period beginning on the effective date of this Act.

F. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 25. DEPARTMENT OF INFORMATION RESOURCES: CYBERSECURITY PROJECTS. (a) The amount of \$200,000,000 is appropriated to the Department of Information Resources for deposit into the Technology Improvement and Modernization Fund No. 187 and for use during the two-year period beginning on the

effective date of this Act for the purpose of cybersecurity projects from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325. Before spending money appropriated under this subsection, the department must receive approval for the proposed cybersecurity projects from the Joint Oversight Committee on Investment in Information Technology Improvement and Modernization Projects established under Section 2054.578, Government Code.

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

G. Suspend Senate Rule 12.04 (4) to allow the Conference Committee to exceed the amount of an item of appropriation contained in one version of the bill to read as follows:

SECTION 31. DEPARTMENT OF TRANSPORTATION: PRESIDIO CUSTOMS INSPECTION STATION. The amount of \$15,500,000 is appropriated to the Department of Transportation from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding for a customs inspection station on the South

Orient Rail Line in Presidio, Texas, during the two-year period beginning on the effective date of this Act.

H. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 32. TEACHER RETIREMENT SYSTEM: TRS-CARE AND TRS-ACTIVECARE. (a) The amount of \$286,337,761 is appropriated to the Teacher Retirement System from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding during the two-year period beginning on the effective date of this Act for coronavirus-related claims in TRS-Care and TRS-ActiveCare.

(b) It is the intent of the legislature that premiums for TRS-Care and TRS-ActiveCare insurance policies not increase as a result of coronavirus-related claims.

(c) Notwithstanding Subsection (b) of this section, it is the intent of the legislature that the premiums for TRS-Care and TRS-ActiveCare programs be calculated and adjusted taking into consideration the money appropriated under this section.

I. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 33. HEALTH AND HUMAN SERVICES COMMISSION: STAFFING NEEDS. (a) The amount of \$378,300,000 is appropriated



to the Health and Human Services Commission from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding during the two-year period beginning on the effective date of this Act for the Health and Human Services Commission to administer one-time grants related to providing critical staffing needs resulting from frontline health care workers affected by COVID-19, including recruitment and retention bonuses for staff:

(1) of nursing facilities, assisted living facilities, home health agencies, and facilities that serve persons with intellectual or developmental disabilities in an intermediate care facility for individuals with intellectual disabilities or related conditions (ICF/IID); or

(2) who provide community attendant services.

(b) It is the intent of the legislature that the Health and Human Services Commission prioritize grants to grantees that comply with the reporting requirements prescribed by Rider 143 (Health and Human Services Commission), Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), the reporting requirements established by Chapter 588 (S.B. 809), Acts of the 87th Legislature, Regular Session, 2021, or equivalent reporting requirements established by the Health and Human Services Commission.

(c) Annually, the Health and Human Services Commission

shall report to the Legislative Budget Board the grants awarded under this section. The report must include, for the year covered by the report, the amount of grants awarded, the award recipients, and the total amount of each grant used by the recipient. The report must be submitted to the Legislative Budget Board not later than December 1 of the year in which the report is due.

(d) Of the amount appropriated under Subsection (a) of this section:

(1) \$200,000,000 shall be used only for grants for nursing facilities; and

(2) \$178,300,000 shall be used only for grants for assisted living facilities, home health agencies, community attendants, and facilities that serve persons with intellectual or developmental disabilities in an intermediate care facility for individuals with intellectual disabilities or related conditions (ICF/IID).

(e) It is the intent of the legislature that the Health and Human Services Commission consider federal COVID-19 relief money received by providers when allocating the money described by Subsection (d)(2) of this section.

J. Suspend Senate Rule 12.04 (4) to allow the Conference Committee to exceed the amount of an item of appropriation contained in one version of the bill to read as follows:

SECTION 34. DEPARTMENT OF STATE HEALTH SERVICES: FEDERALLY QUALIFIED HEALTH CENTER INCUBATOR PROGRAM. The amount of \$20,000,000 is appropriated to the Department of State Health

Services from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for use during the two-year period beginning on the effective date of this Act for the Federally Qualified Health Center Incubator Program.

K. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 35. DEPARTMENT OF STATE HEALTH SERVICES: EMERGENCY MEDICAL SERVICES. (a) The amount of \$21,700,000 is appropriated to the Department of State Health Services from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding for emergency medical response service staffing, including:

(1) funding for programs to incentivize and increase the number of Emergency Medical Technicians (EMTs) and paramedics that provide care on an ambulance, including funding for emergency medical services workforce development initiatives at regional advisory councils; and

(2) funding for Emergency Medical Services (EMS) education programs, including distance learning programs, to increase the number of EMTs and paramedics graduating from EMS education programs.

(b) It is the intent of the legislature that, consistent with state law, the Department of State Health Services prioritize funding appropriated under Subsection (a) of this section for rural and underserved areas.

L. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 36. PARKS AND WILDLIFE DEPARTMENT: EDUCATION AND OUTREACH GRANTS. The amount of \$40,000,000 is appropriated to the Parks and Wildlife Department from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 to be used during the two-year period beginning on the effective date of this Act for the purpose of providing funding for grants throughout this state as authorized by other law and consistent with Strategy C.2.1., Outreach and Education, as listed in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act).

M. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03

(4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 39. TEXAS A&M UNIVERSITY: INSTITUTE FOR A DISASTER RESILIENT TEXAS. (a) The amount of \$1,150,000 is appropriated to Texas A&M University - Galveston from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding to the Institute for a Disaster Resilient Texas.

(b) Out of amounts appropriated by Subsection (a) of this section:

(1) \$1,000,000 may be used only for Digital Flood Risk Infrastructure for Underserved Communities; and

(2) \$150,000 may be used only for office space in Houston.

N. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 40. TEXAS TECH UNIVERSITY AND UNIVERSITY OF HOUSTON: INSTITUTIONAL ENHANCEMENTS. The amount of \$100,000,000 is appropriated from money received by this state from the

Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for institutional enhancement during the two-year period beginning on the effective date of this Act to the following entities and in the following amounts:

- (1) \$50,000,000 to Texas Tech University; and
- (2) \$50,000,000 to the University of Houston.

O. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 41. COMPTROLLER OF PUBLIC ACCOUNTS: TEXAS SAFE KEEPING TRUST FUND. (a) The amount of \$100,000,000 is appropriated to the comptroller of public accounts from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for immediate deposit to an account or fund to be managed by the Texas Treasury Safekeeping Trust Company as trustee for the benefit of the State Preservation Board to maintain the Bob Bullock State History Museum.

(b) If an appropriation made under Subsection (a) of this section for any reason is determined by the United States

Department of the Treasury or any other qualified state or federal authority to have been made for an improper use:

(1) the appropriated money may not be spent and shall be retained in the treasury and available for later legislative appropriation; and

(2) an amount equal to the amount of the appropriation that was determined to have been made for an improper use is appropriated from the general revenue fund to the comptroller of public accounts for the purpose described by Subsection (a) of this section.

P. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 42. PARKS AND WILDLIFE DEPARTMENT: TEXAS STATE AQUARIUM CENTER. The amount of \$3,000,000 is appropriated to the Parks and Wildlife Department from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding to the Texas State Aquarium Center for wildlife research during the two-year period beginning on the effective date of this Act.

Q. Suspend Senate Rule 12.04 (5) to allow the Conference

Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 43. UNIVERSITY OF TEXAS AT AUSTIN: MARINE SCIENCE INSTITUTE HOUSING REPLACEMENT. The amount of \$3,000,000 is appropriated to the University of Texas at Austin from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding for the Marine Science Institute student housing replacement for the two-year period beginning on the effective date of this Act.

R. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 44. TEXAS EDUCATION AGENCY: PROGRAM ENHANCEMENTS. The amount of \$3,000,000 is appropriated to the Texas Education Agency from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief



Fund No. 325 for the purpose of providing funding for the big brothers and big sisters program technological staff enhancements for the two-year period beginning on the effective date of this Act.

S. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 45. UNIVERSITY OF TEXAS AT AUSTIN: BRISCOE GARNER MUSEUM. The amount of \$235,000 is appropriated to the University of Texas at Austin from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 to the University of Texas at Austin for the Briscoe Garner Museum for the two-year period beginning on the effective date of this Act.

T. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 46. HIGHER EDUCATION COORDINATING BOARD: RURAL VETERINARIANS GRANT PROGRAM. The amount of \$1,000,000 is

appropriated to the Higher Education Coordinating Board from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of providing funding for the rural veterinarians grant program for the two-year period beginning on the effective date of this Act.

U. Suspend Senate Rule 12.04 (5) to allow the Conference Committee to add an item of appropriation that is not in either version of the bill to read as follows; Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 47. STATE PRESERVATION BOARD: MAINTENANCE AND CAPITAL IMPROVEMENT PROJECTS. (a) The amount of \$25,000,000 is appropriated to the State Preservation Board from money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 for the purpose of maintenance and capital improvement projects during the state fiscal biennium beginning September 1, 2021.

(b) The capital budget authority of the State Preservation Board in Chapter 1053 (S.B. 1), Acts of the 87th Legislature, Regular Session, 2021 (the General Appropriations Act), is increased by \$25,000,000 for the appropriation made

under Subsection (a) of this section.

V. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 48. DEPARTMENT OF STATE HEALTH SERVICES AND HEALTH AND HUMAN SERVICES COMMISSION: FEDERAL FUNDS FOR HOSPITALS. It is the intent of the Legislature that the Department of State Health Services and the Health and Human Services Commission, in distributing any money received from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) and deposited to the credit of the Coronavirus Relief Fund No. 325 distribute the money appropriated by this Act to entities that are subject to the hospital price transparency public disclosure requirements required by 45 C.F.R. Sections 180.10 - 180.60 and, on implementation of rules adopted under the chapter, by Chapter [327](#), Health and Safety Code.

W. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 49. REPORT ON FEDERAL FUNDS BY LEGISLATIVE BUDGET BOARD. (a) The Legislative Budget Board, in consultation with the comptroller of public accounts, shall report on the board's Internet website:

(1) for each political subdivision in this state, an informational listing of any money appropriated by this Act and received by the subdivision; and

(2) for each state agency and each institution of higher education that receives money appropriated by this Act, an informational listing of the following:

(A) the amount of money received by the agency or institution;

(B) the federal legislation that authorized distribution of the money to the state, agency, or institution and the state legislation, if applicable, that appropriated the money to the agency or institution;

(C) the amount of money spent by the agency or institution;

(D) the allowable uses for which the agency or institution may spend money received by the agency or institution and the purposes for which the agency or institution has spent the money;

(E) the amount of money received by the agency or institution:

(i) that the agency or institution has not spent; and

(ii) that the agency or institution may spend without further appropriation; and

(F) the time during which money received by the agency or institution was spent by the agency or institution, including the remaining time in which the agency or institution may spend the money without further appropriation.

(b) This section does not apply to a hospital licensed under Chapter 241, Health and Safety Code, or a hospital owned

and operated by this state.

(c) It is the intent of the legislature that information required to be provided in a report on the Legislative Budget Board's Internet website under Subsection (a) of this section must be updated not less than once during each fiscal quarter and once on the first day of each fiscal quarter that occurs on or after December 1, 2021, until at least December 1, 2028.

X. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 50. LEGISLATIVE INTENT REGARDING APPROPRIATIONS. (a) It is the intent of the legislature that the appropriations made by this Act:

(1) are one-time appropriations made for the purpose of addressing the needs of this state for the two-year period beginning on the effective date of this Act; and

(2) be used:

(A) only for purposes authorized by state and federal law, including guidance issued by the United States Department of the Treasury in 86 Fed. Reg. 26786 (May 17, 2021); and

(B) before all other methods of finance, if more than one method of finance is available for the applicable purpose.

(b) Except as specifically provided otherwise by this Act, it is the intent of the legislature that, if the United States Department of the Treasury or any other qualified state or

federal authority determines that an appropriation made by this Act has been made for an improper use, the appropriated money not be spent and shall be retained in the treasury and available for later legislative appropriation.

Y. Suspend Senate Rule 12.03 (4) to allow the Conference Committee to add text on any matter which is not included in either the House or Senate version of the bill to read as follows:

SECTION 51. APPROPRIATION AUTHORITY UNDER FEDERAL LAW. The appropriations made under Sections 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, and 47 of this Act using money received by this state from the Coronavirus State Fiscal Recovery Fund (42 U.S.C. Section 802) established under the American Rescue Plan Act of 2021 (Pub. L. No. 117-2) are made in accordance with 42 U.S.C. Section 802(c)(1)(C), which allows money from the Coronavirus State Fiscal Recovery Fund to be used to provide government services to the extent of a reduction in the revenue of a state government caused by the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the state government that ended before that emergency.

S.R. No. 94

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President of the Senate

I hereby certify that the above Resolution was adopted by the Senate on October 18, 2021, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate