

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019**

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SENATE BILL 836

Short Title: State Operations/Increase Federal Funds Use. (Public)

Sponsors: Senators Brown, Harrington, and B. Jackson (Primary Sponsors).

Referred to: Rules and Operations of the Senate

May 27, 2020

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE AMOUNT OF CORONAVIRUS RELIEF FUNDS USED FOR
THE CONTINUITY OF OPERATION NEEDS ACROSS STATE GOVERNMENT.

The General Assembly of North Carolina enacts:

SECTION 1. Section 3.1 of S.L. 2020-4 reads as rewritten:

"**SECTION 3.1.** Transfer of Funds from Reserves to Relief Fund. – The State Controller shall transfer the sum of one billion ~~two~~five hundred seventy-five million nine hundred eighty-eight thousand twenty-nine dollars (~~\$1,275,988,029~~) (\$1,575,988,029) for the 2019-2020 fiscal year from the Reserve established in Section 2.1 of this act, and the sum of one hundred fifty million dollars (\$150,000,000) for the 2019-2020 fiscal year from the Local Government Coronavirus Relief Reserve established in Section 2.3 of this act, to the Fund established in Section 2.2 of this act."

SECTION 2. Section 3.2 of S.L. 2020-4 reads as rewritten:

"**SECTION 3.2.** Appropriation of Funds from Relief Fund to OSBM. – There is appropriated from the Fund to OSBM the sum of one billion ~~four~~seven hundred twenty-five million nine hundred eighty-eight thousand twenty-nine dollars (~~\$1,425,988,029~~) (\$1,725,988,029) in nonrecurring funds for the 2019-2020 fiscal year to be allocated and used as provided in Section 3.3 of this act. The funds appropriated in this section shall not revert at the end of the 2019-2020 fiscal year but shall remain available to expend until December 30, 2020."

SECTION 3. Subdivision (3) of Section 3.3 of S.L. 2020-4 reads as rewritten:

"(3) ~~\$70,000,000~~\$370,000,000 to OSBM to be used for the continuity of operation needs across State government. As referenced in Section 2.2 of this act, expenditures incurred during the period that begins on March 1, 2020, and ends on December 30, 2020, are eligible for funding under this subdivision. Expenditures eligible under this subdivision may include, but are not limited to, covering overtime costs at mental health institutions, prisons, community corrections, juvenile facilities, and veterans homes; covering costs of pay provided to employees of the Division of Adult Correction and Juvenile Justice at the Department of Public Safety in accordance with The Communicable Disease Emergency Policy established by the Office of State Human Resources; covering costs of in-home monitoring for all nonviolent juvenile offenders and nonviolent, elderly, health-compromised, and near-release adult offenders; covering costs of personal protective equipment, COVID-19 testing, and hygienic supplies for the Division of Adult Correction and Juvenile Justice at the Department of Public Safety; purchasing critical information technology equipment and software licenses; enhancing



1 telepresence services in public safety facilities and the court system; and
2 purchasing emergency sanitation and hygienic supplies. Provided that the
3 United States Department of Labor does not approve additional funding for
4 the Customer Call Center operated by the Division of Employment Security,
5 funds may also be used to hire additional time-limited staff in the Customer
6 Call Center to meet the unprecedented demand for services. Up to two million
7 dollars (\$2,000,000) of the funds allocated in this subdivision may be used to
8 establish a temporary North Carolina Pandemic Recovery Office in
9 accordance with Section 4.3 of this act. Up to five hundred thousand dollars
10 (\$500,000) of the funds allocated in this subdivision may be further allocated
11 to the Office of the State Auditor to perform the requirements set forth in
12 Section 1.8 of this act. OSBM shall provide a report to the Joint Legislative
13 Commission on Governmental Operations no later than August 15, 2020,
14 detailing the allocation of funds under this subdivision. The report shall
15 include which State agencies received allocations, the amounts disbursed, the
16 amount spent in the 2019-2020 fiscal year, and for what purposes the funds
17 were used by fund code and line-item detail."

18 **SECTION 4.** The Office of State Budget and Management shall work with State
19 agencies eligible to receive funding under Section 3.3(3) of S.L. 2020-4, as amended by this act,
20 to determine what expenditures may be offset with the funds received under Section 3.3(3) of
21 S.L. 2020-4. Notwithstanding any provision of law to the contrary, the net General Fund
22 appropriations saved pursuant to this section shall revert and remain unexpended until
23 appropriated by the General Assembly.

24 **SECTION 5.** This act is effective when it becomes law.