

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) Purchase of COVID-19 tests for hospitals and licensed healthcare providers;

13 (b) Establishment of monoclonal antibody treatment centers, ensuring that
14 treatment centers are geographically diverse with at least one treatment location available
15 in each of the 15 area development districts;

16 (c) The recruitment and retention of nurses, nurse's aides, respiratory therapists,
17 emergency medical services personnel, and other critical medical personnel in acute care
18 hospitals and nursing homes; and

19 (d) "Test and Stay" COVID-19 testing at schools to ensure students are able to
20 continue attending school in person instead of entering quarantine when those students
21 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;

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; and

24 (4) The number of nurses, nurse's aides, respiratory therapists, and emergency
25 medical personnel in acute care that are recruited and retained by hospitals and nursing
26 homes.

27 ➔Section 4. Whereas the healthcare system is severely stressed by the COVID-19

1 pandemic and K-12 schools need additional COVID-19 testing supplies to avoid
2 extensive quarantines and to ensure in-person school participation, an emergency is
3 declared to exist, and this Act takes effect upon its passage and approval by the Governor
4 or upon its otherwise becoming a law.