

Rider Comparison Packet

Conference Committee on Senate Bill 1

2010-11 General Appropriations Bill

Article XII - American Recovery and Reinvestment Act

ARTICLE XII - AMERICAN RECOVERY AND REINVESTMENT ACT
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Sec. 1. Informational Item: Fiscal Year 2009 Allocations. In addition to the amounts appropriated above, it is estimated that the following amounts will be distributed in fiscal year 2009 under provisions of the American Recovery and Reinvestment Act for the following purposes:

Health and Human Services Commission: Enhanced Federal Medical Assistance Percentage	\$1,640,000,000
Texas Education Agency: State Fiscal Stabilization Funds	979,000,000
Office of the Attorney General: Child Support Enforcement	27,300,000
Texas Department of Transportation: Highway & Bridge Construction	662,200,000
Total, Fiscal Year 2009 Allocation	\$3,308,500,000

Sec. 2. Unexpended Balances. Any unexpended balances as of August 31, 2010, out of appropriations made above in this Article are hereby appropriated for the fiscal year beginning September 1, 2010, for the same purposes.

Sec. 2. Informational Item: Fiscal Year 2009 Allocations. In addition to the amounts appropriated above, it is estimated that the following amounts will be distributed in fiscal year 2009 under provisions of the American Recovery and Reinvestment Act for the following purposes:

Health and Human Services Commission: Enhanced Federal Medical Assistance Percentage	\$ 1,640,000,000
Texas Education Agency: State Fiscal Stabilization Funds	\$ 979,000,000
Office of Attorney General: Child Support Enforcement	\$ 27,300,000
Texas Department of Transportation: Highway & Bridge Construction	\$ 662,200,000
Total, Fiscal Year 2009 Allocation	\$ 3,308,500,000

Sec. 4. Unexpended Balances. Any unexpended balances as of August 31, 2010, out of appropriations made above in this Article are hereby appropriated for the fiscal year beginning September 1, 2010, for the same purposes.

Sec. 3. Informational Item: American Recovery and Reinvestment Act funding not included in this Act. In addition to the amounts appropriated in this Article, it is estimated that the following amounts will not be appropriated to state agencies but available for distribution to local entities.

Urban and Rural Transit Funds	\$ 325,000,000
Byrne Justice Assistance Grants	\$ 57,000,000

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Medicaid Disproportionate Share Hospital Funds		
Allocated to Hospitals	\$	71,000,000
Homeless Prevention Funds Allocated to Locals	\$	63,000,000
Clean Water State Revolving Fund	\$	181,000,000
Safe Drinking Water State Revolving Fund	\$	161,000,000
 Total	 \$	 858,000,000

Sec. 3. Reporting Requirements.

(a) Each state agency and institution of higher education receiving appropriations under this article shall develop and submit a plan to the Legislative Budget Board and the Governor providing details on the entity's intended use of their appropriations from the American Recovery and Reinvestment Act (ARRA). The plan shall include a summary of any ARRA funds spent, allocated or encumbered prior to August 31, 2009. The report shall be delivered by September 30, 2009.

(b) Each of the agencies and institutions receiving appropriations under this Article shall submit quarterly reports, in a form determined by the Legislative Budget Board, on expenditure of funds appropriated from the American Recovery and Reinvestment Act Fund. The reports shall include information delineating expenditures on one-time and recurring expenses. Reports shall be submitted no later than the following dates each year: December 31, March 31, June 30, and September 30. The reports shall be submitted to the Governor, Legislative Budget Board, State Auditor's Office, and Comptroller of Public Accounts.

Sec. 5. Reporting Requirements.

(a) Each state agency or institution of higher education receiving funds as a result of the American Recovery and Reinvestment Act (ARRA) shall develop and submit a plan to the Legislative Budget Board and the Governor providing details on the entity's intended use of these appropriations. The plan shall include a detailed accounting of all ARRA funds spent, allocated or encumbered prior to August 31, 2009. The report shall be delivered by September 30, 2009. For definitional purposes in this Article only, the phrase "funds as a result of the American Recovery and Reinvestment Act" means any federal funds received as a result of the ARRA and any General Revenue received for exceptional items or General Revenue received above the amount found in any strategy in the General Appropriations Act for the 2008-2009 biennium. The Legislative Budget Board may adopt rules related to the definition for a specific agency or institution as necessary.

(b) Each agency or institution receiving funds as a result of the ARRA shall submit quarterly reports, in a form determined by the Legislative Budget Board, on expenditure of funds appropriated from the American Recovery and Reinvestment Act Fund. Reports shall be submitted no later than the following dates each year: December 31, March 31, June 30, and September 30. The reports shall be submitted to the Governor, each Member of the Legislature, Legislative Budget Board, State Auditor's Office, and Comptroller of Public Accounts.

(c) Each state agency and institution of higher education receiving appropriations under this article

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shall include in the reports required by Subsection (b) the country of origin from which any purchases of goods, services and capitol or infrastructure materials were purchased.

Sec. 4. Limitation on Use of Funds.

(a) None of the funds appropriated in this Article may be expended for any purpose other than those identified above without prior written approval of the Governor and Legislative Budget Board.

(b) Prior to the expenditure of any funds appropriated in this Article, each agency shall report to the Legislative Budget Board, the Governor, and Comptroller of Public Accounts any changes in federal law, rules, or regulations in programs that receive appropriations under this Article that could create a future fiscal obligation beyond fiscal year 2011 to the state. If after the tenth business day after notification from the agency neither the Legislative Budget Board nor the Governor issues a written disapproval, the Comptroller of Public Accounts shall release the funds.

Sec. 5. Priority of Funding. To the extent allowed under the American Recovery and Reinvestment Act, from funds appropriated in this Article, agencies shall give priority to expenditures that do not recur beyond the 2010-11 fiscal biennium.

Sec. 6. Informational Rider: Reduction in General Revenue. The amounts of general revenue reductions shown above in certain agency appropriations in this Article are in accordance with Title V of the American Recovery and Reinvestment Act. All of the general revenue reductions identified above are offset by an equal or greater amount of funds made available in the American Recovery and Reinvestment Act.

Sec. 6. Informational Rider: Reduction in General Revenue. The amounts of general revenue reductions shown above in certain agency appropriations in this Article are in accordance with Title V, of the American Recovery and Reinvestment Act. All of the General Revenue reductions identified above are offset by an equal or greater amount of funds made available in the American Recovery and Reinvestment Act.

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Sec. 7. FMAP Allocations. Appropriations above to the Health and Human Services Commission for Medicaid Enhanced FMAP shall be allocated by the Commission to affected agencies. The Commission shall submit a plan for that allocation to the Legislative Budget Board and the Governor by September 30, 2009.

Sec. 8. State Energy Projects Funding. To the extent allowed by federal law and regulations, out of the funds appropriated above in Item 1, State Energy Program, to the Fiscal Programs Office of the Comptroller, priority shall be given to the energy projects at the Texas Facilities Commission and to the Texas Energy Efficiency Resource Center at the Texas Engineering Experiment Station.

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Sec. 7. FMAP Allocations. Appropriations above to the Health and Human Services Commission for Medicaid Enhanced FMAP shall be allocated by the Commission to affected agencies. The Commission shall submit a plan for that allocation to the Legislative Budget Board and the Governor by September 30, 2009.

Sec. 13. State Energy Projects Funding. From funds appropriated to the Comptroller of Public Accounts in this Article for the State Energy Program, the Comptroller of Public Accounts shall grant to the Texas Facilities Commission in fiscal year 2010 funds to the fullest extent allowed by federal law and regulations for energy efficiency upgrades on the following state-owned buildings: Disaster Recovery Operations Computer Center, James E. Rudder, Lyndon B. Johnson, Sam Houston, E. O. Thompson, Brown Heatly, John H. Winters, William P. Clements, Robert E. Johnson, State Records Center, Insurance Annex, Thomas J. Rusk, Department of Assistive Rehabilitation Services, and Price Daniels.

Sec. 9. Prohibition of Expansion of State Government. It is the intent of the legislature that to the extent allowed by federal and state law in regard to American Recovery and Reinvestment Act funding an agency or institution not adopt a plan, policy, procedure, strategy, or rule to facilitate expenditure of funds received as a result of the American Recovery and Reinvestment Act during this or future biennia for expansion of a program, strategy, policy, expenses, or employment which:

- (1) cannot be reasonably and proportionately reduced or eliminated after American Recovery and Reinvestment Act funding is reduced or eliminated; or
- (2) creates liability on behalf of the State of Texas to make:
 - (A) repayment to the United States treasury (i.e. "clawback") in the event of a future discontinuation of payments to the direct or indirect beneficiaries from those American Recovery and Reinvestment Act funds already expended; or
 - (B) payments to direct or indirect beneficiaries of a program or strategy in excess of those funds actually received by the State of Texas from the United States treasury.

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Sec. 10. Discontinued Funding Plan.

- (a) Each agency or institution receiving funds as a result of the American Recovery and Reinvestment Act shall prepare a written Discontinued Funding Plan ("plan") which addresses the fact that funds received as a result of the American Recovery and Reinvestment Act are temporary in nature and that programs authorized and federal funds provided by the American Recovery and Reinvestment Act will be eliminated or reduced or might reasonably be viewed as likely to be eliminated or reduced during this or future biennia. The plan shall be in the format prescribed by the Legislative Budget Board and must:
- (1) identify funds received as a result of American Recovery and Reinvestment Act;
 - (2) forecast the amount of reduction of American Recovery and Reinvestment Act funds in future budgets compared to the current budget of the agency or institution;
 - (3) be filed initially with the Legislative Budget Board no later than September 30, 2009;
 - (4) be updated quarterly;
 - (5) be supplemented as requested by the Legislative Budget Board;
 - (6) indicate how services or benefits will be provided by the agency or institution after elimination or reduction of American Recovery and Reinvestment Act funding;
 - (7) state how a reduction in force employed by the agency or institution will be executed;
 - (8) state whether staff hired by an agency or institution as a result of American Recovery and Reinvestment Act was notified that the positions of employment are temporarily because they are funded by American Recovery and Reinvestment Act;
 - (9) state the manner in which the agency or institution will reduce services and benefits when American Recovery and Reinvestment Act funding are eliminated or reduced;
 - (10) provide such other information as may be required for an agency or institution by the Legislative Budget Board;
 - (11) provide for avoidance of liability or any commitment by the State of Texas to future financial obligations or responsibilities not approved by this Legislature; and
 - (12) be available for public inspection and review.

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- (b) The plan, including any revisions, shall also be submitted to each Member of the Legislature, the State Auditor, the Comptroller of Public Accounts, and the Governor.
- (c) The Governor may request that an agency supplement its plan under this section or provide such other information as the Governor may require. The Governor shall provide the supplements or information to the Legislative Budget Board for distribution to other persons entitled to receive the plan filed with the board.

Sec. 9. Government Services Stabilization. Funds appropriated above to the Texas Education Agency and to the Higher Education Coordinating Board are from Title XIV (b), Other Government Services, of the American Recovery and Reinvestment Act and are a one-time expenditure for the 2010-11 biennium.

Sec. 8. Government Services Stabilization. Funds appropriated above to the Texas Education Agency and to the Higher Education Coordinating Board are from Title XIV (b), Other Government Services of the American Recovery and Reinvestment Act and are a one-time expenditure for the 2010-11 biennium.

Sec. 10. Informational Item: Border Security Appropriations. It is the intent of the legislature that the Byrne Justice Grants appropriated above shall be allocated as follows:

- (1) \$3,600,000 to the Department of Public Safety for overtime and operational costs for increased patrol and investigative capacity for certified peace officers (DPS and local);
- (2) \$6,500,000 to the Department of Public Safety for border-wide crime mapping and surveillance capability to support resource deployment and assessments;
- (3) \$1,500,000 to the Department of Public Safety to establish a multi-agency gang intelligence section in the Texas Fusion Center;
- (4) \$1,200,000 to the Texas Parks and Wildlife Department for 2 deep water patrol boats, 6 jet-drive flat bottom river patrol boats, and 5 lake patrol boats and related capital budget authority;

Sec. 14. Border Security Projects Funding. Out of the amounts appropriated above to the Trusteed Programs Within the Office of the Governor related to federal funding received pursuant to the American Recovery and Reinvestment Act and contingent upon allowances within federal law, the Trusteed Programs Within the Office of the Governor shall give priority to Border Security-related projects when awarding Byrne Justice Assistance Grants.

Eligible activities for overtime, per diem and related travel expenses are limited to criminal investigations, arrests and prosecutions of the following activities:

- (1) Drug transportation or smuggling;
- (2) Stolen vehicles used for arms smuggling, drug transportation or smuggling;
- (3) Currency seizures connected to organized crime arrests;
- (4) Drug interdictions in drug trafficking quantities;
- (5) Alien smuggling;
- (6) Kidnapping or extortion.

Allocations for Byrne Justice Assistance Grants related to border security projects must be made using

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- (5) \$500,000 to the Texas Parks and Wildlife Department for overtime and operational costs for increased patrol and investigative capacity;
- (6) \$4,000,000 to the Trusteed Programs within the Office of the Governor for expanding radio communications and night vision capabilities;
- (7) \$2,000,000 to the Trusteed Programs within the Office of the Governor to provide funding for equipment and training to support patrol operations;
- (8) \$2,500,000 to the Trusteed Programs within the Office of the Governor to fund overtime to expand gang enforcement patrols; and
- (9) \$1,750,000 to the Trusteed Programs within the Office of the Governor to fund overtime to expand multi-jurisdictional gang investigations.

a funding formula that fully considers the needs of the communities or other entities applying for the grants and that gives emphasis to:

- (1)the quality of homeland security or border security information collected by the applicants;
- (2)the number of suspects with authority in a criminal enterprise apprehended by the applicants; and
- (3)the amount of illegal substances, contraband currency, firearms, ammunition, and stolen vehicles seized by the applicants.

Sec. 11. Discontinuance of position associated with American Recovery and Reinvestment Act. It is the intent of the legislature that a position of employment created as a result of the receipt of funds received as a result of the American Recovery and Reinvestment Act shall be eliminated by an agency or institution upon exhaustion or discontinued availability of funds received as a result of the American Recovery and Reinvestment Act for that position.

Sec. 12. Maximization of American Recovery and Reinvestment Act funds. In order to maximize the amount of American Recovery and Reinvestment Act federal funds that might become available to the State of Texas, state funds from any source used by a state agency or institution to provide services or benefits may be counted in any manner consistent with then existing law towards any required state matching contribution for such American Recovery and Reinvestment Act funds.

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Sec. 15. Reporting of Federal Economic Stabilization Funding under the American Recovery and Reinvestment Act of 2009. Each state agency or institution that receives funds as a result of the American Recovery and Reinvestment Act and that provides reports to the Legislative Budget Board and federal agencies regarding funding received under ARRA shall post on the agency's or institution's internet website, the agency's or institution's ARRA report and provide a link to the State Auditor's Office fraud hotline.

Sec. 16. Filing and Posting of Recovery Act Documents.

- (a) Each state agency and institution of higher education shall file with the Legislative Reference Library all documents and information pertaining to the receipt and expenditure of money received under the American Recovery and Reinvestment Act and any subsequent Federal economic stimulus legislation, including but not limited to correspondence, notice of availability of funding and awarding of grants or contracts, signed contracts, project description, progress toward project completion, and audit reports. The library shall make all documents and information filed with it available for public inspection and use and shall post the documents and information on the Library's website.
- (b) Each state agency and institution of higher education shall post in a prominent position on the home page of the agency's or institution's website all information pertaining to Federal economic stimulus funding received or disbursed by the agency or institution, including but not limited to notices of the availability of stimulus funding, the process for applying for or obtaining a grant or contract, and a contact address and phone number to receive more information, and information on how to file a complaint with the agency or institution about the use of that funding.

Sec. 17. Cooperation of Agency Audit and Investigation Personnel with State Auditor. All inspectors general, internal auditors, external contracted auditors, and all other personnel at state agencies and institutions of higher education shall cooperate with any and all requests by the State Auditor's Office related to funds received under the American Recovery and Reinvestment Act or any

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subsequent Federal economic stimulus legislation.

Sec. 18. Designation of Lead Agencies. The Governor shall designate specific state agencies to serve as the lead agency to coordinate and maximize the state's efforts to apply for and obtain funding in areas where states and/or other entities must apply for and/or compete for funding, including broadband expansion and mapping, renewable energy, and health information technology.

Sec. 19. Contingency Related to Accountability Legislation. In the event that the Texas Government Accountability and Transparency Act of 2009 or similar legislation is not enacted, the following details, limitations, and restrictions apply to each state agency and institution of higher education receiving Federal economic stimulus funds:

- (1) Each agency and institution must provide 30-days written notice to each Member of the Legislature prior to obligating or expending Federal economic stimulus funds that exceed the amount appropriated in this Act.
- (2) The notice required under Subdivision (1) shall be posted on the agency's or institution's website and in the Texas Register.
- (3) The agency or institution must hold a public hearing on the intended use of the additional funds.
- (4) The Legislative Budget Board must consent in writing before any additional funds are obligated or expended.

Sec. 20. Performance Measures. The Legislative Budget Board shall prescribe performance measures for the use of Federal economic stimulus funds and shall publish those performance measures not later than September 30, 2009, and those performance measures shall have the same effect as performance measures contained in this Act.

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Sec. 21. Use of Funds.

- (a) None of the funds appropriated in the Article may be expended for any purpose other than those identified above.
- (b) Prior to the expenditure of any funds appropriated in this Article, each agency shall report to the Legislative Budget Board, the Governor, and Comptroller of Public Accounts any changes in federal law, rules, or regulations in programs that receive appropriations under this Article that could create a future fiscal obligation beyond fiscal year 2011 to the state. Upon such notification, the Legislative Budget Board may consult with the Governor. If after the tenth business day after notification from the agency, the Governor does not issue a written disapproval, the Comptroller of Public Accounts shall release the funds.
- (c) Prior to processing any voucher for the expenditure of funds appropriated by this Article, the Comptroller shall review each proposed expenditure for compliance with applicable state and federal law and shall note such compliance review on each voucher. At the request of the Legislative Budget Board, the State Auditor may also review vouchers for the expenditure of funds appropriated by the Article.

Sec. 22. Contingency Rider: No-Interest Energy Loan Program. Contingent upon the passage of House Bill 4261 and to the extent allowed by federal law and regulations, out of funds appropriated above in Item 1, State Energy Program, to the Fiscal Programs - Comptroller of Public Accounts, the State Energy Conservation Office shall allocate up to \$65,000,000 to a no-interest loan program to promote the use of energy efficiency measures and renewable energy technology in certain residential dwellings and commercial buildings.

Sec. 23. Legal Services Victim Assistance Grants. Out of the funds appropriated in Item 1, Byrne

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Justice Assistance Grants (JAG), to the Trusteed Programs within the Office of the Governor, \$6,500,000 in fiscal year 2010 and \$6,500,000 in fiscal year 2011 of those funds shall be directed for grants to nonprofit programs that provide basic civil legal services to assist indigent individuals that have been victims of domestic violence, sexual assault, or human trafficking. The Office of the Governor may enter into a Memorandum of Understanding with the Supreme Court of Texas for the administration and monitoring of Legal Services grants to assist crime victims.

Sec. 24. Health Information Technology and Veterans Care. To the extent allowed by federal law and regulations, if additional federal dollars are received, out of funds appropriated above in Item 1, the Texas Legislature will allocate \$75,000,000 to the Department of State Health Services (DSHS) to coordinate with the Veterans Administration, Federally Qualified Health Centers and the Texas Health Services Authority to coordinate a seamless health information exchange program for veterans. DSHS will facilitate the Health Information Technology/Exchange program statewide through Federally Qualified Health Centers. DSHS shall report to the Legislative Budget Board before September 30, 2009, regarding programs and recovery funding streams in other state and local agencies that could be part of the coordinated Health Information Technology/Exchange strategy including funds allocated for veterans programs, health information technology, and/or any other recovery funds.

Sec. 25. State Energy Projects Funding. Contingent on House Bill 3706 or similar legislation of the Eighty-first Legislature relating to the creation of a solar energy system rebate program being enacted and becoming law, from funds appropriated to the Comptroller of Public Accounts in this article for the State Energy Program and to the extent allowed by federal law and regulations, the Comptroller of Public Accounts shall allocate at least \$55,000,000 in fiscal year 2010 and \$50,000,000 in fiscal year 2011 for funding incentives for homeowners and businesses in this state to encourage the development of distributed solar energy technology. The funds are in addition to any funds collected under House Bill 3706 or similar legislation.

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Sec. 26. Green Jobs Training Program. To the extent allowed by federal law and regulations, out of funds appropriated above, the Workforce Commission shall allocate \$10,000,000 to facilitate a green jobs training program. The Commission shall report to the Legislative Budget Board before September 30, 2009, regarding programs and recovery funding streams in other state and local agencies that could be part of a coordinated green jobs strategy including funds allocated for child care programs, vocational training initiatives, energy efficiency measures, the Weatherization Assistance Program (WAP), and/or any other recovery funds.

Sec. 27. Contingency Rider: Green Jobs Training Program. Contingent upon the passage of House Bill 516 and to the extent allowed by federal law and regulations, out of funds appropriated above, the Workforce Commission shall allocate \$10,000,000 to facilitate a green jobs program. The Commission shall report to the Legislative Budget Board before September 30, 2009, regarding programs and recovery funding streams in other state and local agencies that could be part of a coordinated green jobs strategy including funds allocated for child care programs, vocational training initiatives, energy efficiency measures, the Weatherization Assistance Program (WAP), and/or any other recovery funds.

Sec. 28. State Energy Funding: Loanstar Revolving Loan Program. From funds appropriated to the Comptroller of Public Accounts in this Article for the State Energy Program and to the extent allowed by federal law and regulations, the Comptroller of Public Accounts shall grant to the Loanstar revolving loan program under Section 2305.032, Government Code, a total of \$150,000,000 for the state fiscal year ending August 31, 2010, for the purposes of making energy saving retrofits for public buildings, including state agencies, school districts, institutions of higher education, local governments, and hospitals.

Sec. 29. Human Trafficking and Violence Against Women. Out of the funds appropriated above to Trusteed Programs Within the Office of the Governor in Item 1: Byrne Justice Assistance Grants (JAG) is \$18,060,000 for the biennium for the prevention and prosecution of human trafficking and violence

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against women.

Sec. 30. American Recovery and Reinvestment Act Effect on Future Budgeting. An agency of this state that receives funding derived from money under the American Recovery and Reinvestment Act of 2009, (Pub. L. No. 111-5) may not take an action that obligates this state to increase the level of funding for a program during the state fiscal biennium beginning September 1, 2011 or a subsequent biennium.

Sec. 31. Federal Stimulus Funding for the Electronic Health Information Exchange Program. The Health and Human Services Commission shall pursue grants and other funds available under the American Recovery and Reinvestment Act of 2009 to support the network infrastructure necessary for the implementation of Senate Bill 7, Section 4, relating to the Electronic Health Information Exchange Program. The Commission shall submit a report that includes information on what sources of funds it plans access through the American Recovery and Reinvestment Act of 2009 to the Legislative Budget Board and the Governor by December 1, 2009. The Commission shall also submit an implementation plan with milestones to the Legislative Budget Board and the Governor by March 1, 2010 that describes how the funds will be used to meet the requirements under Senate Bill 7, Section 4.

Sec. 32. Solar Energy Education and Training. Out of the funds appropriated above to the Texas Workforce Commission, the Commission shall use \$2,500,000 for the fiscal biennium beginning September 1, 2009, for an approved trade school engaged in solar energy education and training provided that the trade school does not currently receive state funding.

Sec. 33. Neighborhood Stabilization Funds. It is the intent of the legislature that the Department of Housing and Community Affairs shall use a portion of the Neighborhood Stabilization program to assist cities with a population of 40,000 or less with a high level of foreclosures. The funds shall be

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used for foreclosure prevention programs and for the purchase and rehabilitation of vacant housing to provide affordable housing for low income population.

Sec. 34. Recovery and Digitization of Court Records. It is the intent of the legislature that the Department of Housing and Community Affairs may use a portion of the funds from the federal American Recovery and Reinvestment Act to assist counties located in areas affected by a natural disaster to recover and digitize court records.

Sec. 35. Minority Participation in Certain Contracts. It is the intent of the legislature that each state agency or institution take action to ensure minority participation in contracts for the purchase of goods, including agricultural products, and services using money appropriated under this article.

Sec. 36. State Vehicle Emissions Reduction Program. Out of the funds appropriated in Item 1, State Energy Program, to the Fiscal Programs - Comptroller of Public Accounts, \$218,800,000 for the fiscal year 2010, ten percent of those funds shall be directed for the purpose of reducing the emissions of state vehicles.

Sec. 37. Child Care Funding. From amounts made available to the Texas Workforce Commission under the federal American Recovery and Reinvestment Act of 2009, the Commission shall distribute \$20,664,232 during the fiscal year ending August 31, 2010, and \$20,664,232 during the fiscal year ending August 31, 2011, to the local workforce development boards in the state that rank in the bottom half of local workforce development boards in the per capita amount of money received. Each local workforce development board receiving money under this section shall:

- (1) use the money to increase child-care reimbursement rates and amounts paid to child-care providers in the local workforce development area; and

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(2) report to the legislature not later than August 31 each year the manner in which the money was used.

Sec. 38. Weapons Trafficking. Out of the funds appropriated above in Item 1: Byrne Justice Assistance Grants (JAG), to Truusted Programs Within the Office of the Governor, is \$9,030,000 for the biennium for the prevention, detection, and prosecution of international weapons trafficking.