

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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2

HOUSE BILL 1605\*  
Committee Substitute Favorable 6/30/94

Short Title: Budget Continuation.

(Public)

Sponsors:

Referred to:

May 25, 1994

1 A BILL TO BE ENTITLED  
2 AN ACT TO MAKE MODIFICATIONS IN APPROPRIATIONS FOR OPERATIONS  
3 OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES FOR THE  
4 1994-95 FISCAL YEAR, TO EXTEND CERTAIN EXPIRING BUDGET  
5 PROVISIONS, AND FOR OTHER PURPOSES.

6 The General Assembly of North Carolina enacts:

7

8 **BUDGET CONTINUATION**

9 Section 1. Notwithstanding Chapters 321 and 561 of the 1993 Session Laws,  
10 and Chapter 24 of the Session Laws of the 1994 Extra Session, the Director of the  
11 Budget shall not allocate funds for any of the purposes set out in the base budget  
12 reductions contained in Senate Bill 1505, 3rd edition, 1993 Session, and Senate Bill  
13 1505, 5th edition, 1993 Session, that are not in controversy.

14 This section shall remain in effect until ratification of The Current Operations  
15 and Capital Improvements Appropriations Act of 1994, at which time that act shall  
16 become effective and shall govern appropriations and expenditures. Upon ratification  
17 of The Current Operations and Capital Improvements Appropriations Act of 1994, the  
18 Director of the Budget shall adjust allocations to give effect to that act from July 1,  
19 1994.

20 Except as otherwise provided by this act, the limitations and directions for the  
21 1994-95 fiscal year in Chapters 321 and 561 of the 1993 Session Laws, and Chapter 24  
22 of the Session Laws of the 1994 Extra Session, shall remain in effect.

23

1 **BLOCK GRANT PROVISIONS**2 **DHR BLOCK GRANT PROVISIONS**

3 Sec. 2. (a) Appropriations from federal block grant funds are made for the fiscal year  
4 ending June 30, 1995, according to the following schedule:

5

6 **COMMUNITY SERVICES BLOCK GRANT**

7

8 01. Community Action Agencies \$ 9,455,796

9 02. Limited Purpose Agencies 525,322

10

11 03. Department of Human Resources

12 to administer and monitor

13 the activities of the

14 Community Services Block Grant 525,322

15

16 **TOTAL COMMUNITY SERVICES BLOCK GRANT**

\$ 10,506,440

17

18 **SOCIAL SERVICES BLOCK GRANT**

19

20 01. County Departments of Social Services \$ 42,253,005

21

22 02. Allocation for In-Home Services provided

23 by County Departments of

24 Social Services 458,722

25

26 03. Division of Mental Health, Developmental

27 Disabilities, and Substance Abuse Services 5,524,186

28

29 04. Division of Services for the Blind 3,205,711

30

31 05. Division of Youth Services 1,052,674

32

33 06. Division of Facility Services 343,341

34

35 07. Division of Aging 336,157

36

37 08. Day Care Services 12,158,899

38

39 09. Office of Citizen Affairs 55,458

40

41 10. State Administration and State Level

42 Contracts 3,473,524

43

44 11. Voluntary Sterilization Funds 98,710

1			
2	12.	Transfer to Maternal and Child	
3		Health Block Grant	1,585,833
4			
5	13.	Adult Day Care Services	599,551
6			
7	14.	County Departments of Social Services for	
8		Child Abuse/Prevention and	
9		Permanency Planning	394,841
10			
11	15.	Allocation to Division of Maternal and	
12		Child Health for Grants-in-Aid to Prevention	
13		Programs	439,261
14			
15	16.	Transfer to Preventive Health	
16		Block Grant for Emergency Medical Services	
17		and Basic Public Health Services	633,128
18			
19	17.	Allocation to Preventive Health Block	
20		Grant for AIDS Education	81,001
21			
22	18.	Allocation to Department of Administration	
23		for North Carolina Fund for Children	45,270
24			
25	19.	Allocation to Home and Community Care	
26		Block Grant for Persons Age 60	
27		and Older	1,649,077
28			
29	20.	Allocation to the Office of Economic	
30		Opportunity for Elderly and	
31		Handicapped Services	49,954
32			
33	21.	Division of Services for the Deaf	
34		and the Hard of Hearing	31,611
35			
36	22.	Division of Child Development for	
37		Head Start	147,467
38			
39	TOTAL SOCIAL SERVICES BLOCK GRANT		\$ 74,617,381
40			
41	LOW INCOME ENERGY BLOCK GRANT		
42			
43	01.	Energy Assistance Programs	\$ 17,934,847
44			

1	02.	Crisis Intervention	5,411,563	
2				
3	03.	Administration	2,413,779	
4				
5	04.	Weatherization Program	2,100,000	
6				
7	05.	Indian Affairs	33,022	
8				
9	TOTAL LOW INCOME ENERGY BLOCK GRANT			\$ 27,893,211
10				
11	MENTAL HEALTH SERVICES BLOCK GRANT			
12				
13	01.	Provision of Community-Based		
14		Services in accordance with the		
15		Mental Health Study Commission's		
16		Adult Severe and Persistently		
17		Mentally Ill Plan	\$ 3,794,179	
18				
19	02.	Provision of Community-Based		
20		Services in accordance with the		
21		Mental Health Study Commission's		
22		Child Mental Health Plan	1,802,819	
23				
24	03.	Administration	514,037	
25				
26	TOTAL MENTAL HEALTH SERVICES BLOCK GRANT			\$ 6,111,035
27				
28	BLOCK GRANT FOR THE PREVENTION AND			
29	TREATMENT OF SUBSTANCE ABUSE			
30				
31	01.	Provision of Community-Based		
32		Alcohol and Drug Abuse Services,		
33		Tuberculosis Services, and Services		
34		provided by the Alcohol, Drug Abuse		
35		Treatment Centers	\$ 10,935,939	
36				
37	02.	Continuation and Expansion of		
38		Services for Pregnant Women and		
39		Women with Dependent Children	5,057,281	
40				
41	03.	Continuation and Expansion of		
42		Services to IV Drug Abusers and others		
43		at risk for HIV diseases	4,560,670	
44				

1	04.	Provision of services in accordance with	
2		the Mental Health Study Commission's	
3		Child and Adolescent Alcohol and other	
4		Drug Abuse Plan	4,816,501
5			
6	05.	Administration	1,749,371
7			
8	TOTAL BLOCK GRANT FOR PREVENTION		
9	AND TREATMENT OF SUBSTANCE ABUSE		\$ 27,119,762
10			
11	CHILD CARE AND DEVELOPMENT BLOCK GRANT		
12			
13	01.	Child Day Care Services	\$ 16,544,305
14			
15	02.	Administrative Expenses and Quality	
16		and Availability Initiatives	1,832,456
17			
18	03.	Before and After School Child Care Programs	
19		and Early Childhood Development Programs	4,686,840
20			
21	04.	Quality Improvement Activities	1,511,106
22			
23	TOTAL CHILD CARE AND DEVELOPMENT		
24	BLOCK GRANT		\$ 24,574,707
25			

26 (c) Increases in Federal Fund Availability

27 Any block grant funds appropriated by the United States Congress in addition  
 28 to the funds specified in this act shall be expended by the Department of Human  
 29 Resources, with the approval of the Office of State Budget and Management, provided  
 30 the resultant increases are in accordance with federal block grant requirements and are  
 31 within the scope of the block grant plan approved by the General Assembly. All these  
 32 budgeted increases shall be reported to the Joint Legislative Commission on  
 33 Governmental Operations and to the Director of the Fiscal Research Division.

34 This subsection shall not apply to Job Training Partnership Act funds.

35 (d) If funds appropriated through the Child Care and Development Block Grant  
 36 for any program cannot be obligated or spent in that program within the obligation or  
 37 liquidation periods allowed by the federal grants, the Department may move funds to  
 38 other programs, in accordance with the federal requirements of the grant, in order to use  
 39 the federal funds fully.

40  
 41 **NER BLOCK GRANT PROVISIONS**

42 Sec. 3. (a) Appropriations from federal block grant funds are made for the  
 43 fiscal year ending June 30, 1995, according to the following schedule:

44

1	TOTAL JOB TRAINING PARTNERSHIP ACT	\$ 53,841,243
2		
3	COMMUNITY DEVELOPMENT BLOCK GRANT	
4		
5	01. State Administration	\$ 1,097,380
6		
7	02. Urgent Needs and Contingency	2,413,646
8		
9	03. Housing Development	-0-
10		
11	04. Economic Development	9,654,586
12		
13	05. Community Revitalization	30,404,698
14		
15	06. State Technical Assistance	498,690
16		
17	07. Entrepreneurial Empowerment	4,800,000
18		
19	08. Microenterprise	1,000,000
20		
21	TOTAL COMMUNITY DEVELOPMENT	
22	BLOCK GRANT	\$ 49,869,000
23		
24	MATERNAL AND CHILD HEALTH SERVICES	
25		
26	01. Healthy Mother/Healthy Children	
27	Block Grants to Local Health	
28	Departments	\$ 11,600,877
29		
30	02. High Risk Maternity Clinic Services,	
31	Perinatal Education, and Consultation	
32	to Local Health Departments	
33	and Other Health Care Providers	1,565,313
34		
35	03. Services to Children with Disabilities	5,065,331
36		
37	04. Reimbursements for Local Health	
38	Departments for Contracted	
39	Nutritional Services	120,530
40		
41	TOTAL MATERNAL AND CHILD	
42	HEALTH SERVICES	\$ 18,352,051
43		
44	PREVENTIVE HEALTH BLOCK GRANT	

1			
2	01.	Emergency Medical Services	\$ 452,375
3			
4	02.	Basic Public Health Services	180,753
5			
6	03.	Hypertension Programs	773,203
7			
8	04.	Statewide Health Promotion Programs	2,985,265
9			
10	05.	Fluoridation of Water Supplies	228,404
11			
12	06.	Rape Prevention and Rape	
13		Crisis Programs	183,632
14			
15	07.	AIDS/HIV Education, Counseling,	
16		and Testing	81,001
17			
18	08.	Office of Minority Health and	
19		Minority Health Council	190,000
20			
21	TOTAL PREVENTIVE HEALTH BLOCK GRANT		\$ 5,074,633
22			

23 (b) Decreases in Federal Fund Availability

24 If federal funds are reduced below the amounts specified above after the  
 25 effective date of this act, then every program, in each of the federal block grants listed  
 26 above, shall be reduced by the same percentage as the reduction in federal funds.

27 (c) Increases in Federal Fund Availability

28 Any block grant funds appropriated by the United States Congress in addition  
 29 to the funds specified in this act shall be expended as follows:

- 30 (1) For the Community Development Block Grant – each program  
 31 category under the Community Development Block Grant shall be  
 32 increased by the same percentage as the increase in federal funds.
- 33 (2) For the Maternal and Child Health Services Block Grant – thirty  
 34 percent (30%) of these additional funds shall be allocated to services  
 35 for children with special health care needs and seventy percent (70%)  
 36 shall be allocated to local health departments to assist in the reduction  
 37 of infant mortality.
- 38 (3) For the Preventive Health Block Grants – these additional funds may  
 39 be budgeted by the appropriate department, with the approval of the  
 40 Office of State Budget and Management, provided the resultant  
 41 increases are in accordance with federal block grant requirements and  
 42 are within the scope of the block grant plan approved by the General  
 43 Assembly. All these budgeted increases shall be reported to the Joint

1 Legislative Commission on Governmental Operations and to the  
2 Director of the Fiscal Research Division.

3 (d) Education Setaside of JTPA Funds

4 The Department of Commerce shall certify to the Joint Legislative  
5 Commission on Governmental Operations and to the Fiscal Research Division of the  
6 Legislative Services Office when Job Training Partnership Act funds have been  
7 distributed to each agency, the total amount distributed to each agency, and the total  
8 amount of eight percent (8%) Education Setaside funds received.

9 (e) Limitations on Community Development Block Grant Funds

10 Of the funds appropriated in this section for the Community Development  
11 Block Grant, not more than one million ninety-seven thousand three hundred eighty  
12 dollars (\$1,097,380) may be used for State administration; up to two million four  
13 hundred thirteen thousand six hundred forty-six dollars (\$2,413,646) may be used for  
14 Urgent Needs and Contingency; up to nine million six hundred fifty-four thousand five  
15 hundred eighty-six dollars (\$9,654,586) may be used for Economic Development; not  
16 less than thirty million four hundred four thousand six hundred ninety-eight dollars  
17 (\$30,404,698) shall be used for Community Revitalization; up to four hundred ninety-  
18 eight thousand six hundred ninety dollars (\$498,690) may be used for State Technical  
19 Assistance; up to four million eight hundred thousand dollars (\$4,800,000) may be used  
20 for Entrepreneurial Empowerment projects; and up to one million dollars (\$1,000,000)  
21 may be used for Microenterprise projects. Housing Development projects will be  
22 funded in 1994 from available Program Income. If federal block grant funds are  
23 reduced or increased by the United States Congress after the effective date of this act,  
24 then these reductions or increases shall be allocated in accordance with subsection (b) or  
25 (c) of this section, as applicable.

26

## 27 EMPLOYEE SALARIES

28 Sec. 4. The salary schedules and specific salaries established for fiscal year  
29 1993-94 in Chapter 321 of the 1993 Session Laws for offices and positions shall remain  
30 in effect until the effective date of The Current Operations and Capital Improvements  
31 Appropriations Act of 1994.

32 Teachers and other employees shall not move up on these salary schedules or  
33 receive automatic, annual, performance, merit, or other increments or bonuses until  
34 authorized by the General Assembly.

35

## 36 CLARIFY "UNRESERVED CREDIT BALANCE"

37 Sec. 5. (a) G.S. 143-15.2 reads as rewritten:

### 38 "§ 143-15.2. Use of General Fund credit balance.

39 The State Controller shall reserve up to one-fourth of any unreserved credit balance,  
40 as determined on a cash basis, remaining in the General Fund at the end of each fiscal  
41 year to the Savings Reserve Account as provided in G.S. 143-15.3, unless that would  
42 result in the Savings Reserve Account having funds in excess of five percent (5%) of  
43 the amount appropriated the preceding year for the General Fund operating budget,  
44 including local government tax-sharing funds; in that case, only funds sufficient to



1 reach the five percent (5%) level shall be reserved. The State Controller shall also  
2 reserve the lesser of (i) one-fourth of any unreserved credit balance, as determined on a  
3 cash basis, remaining in the General Fund and (ii) one and one-half percent (1.5%) of  
4 the replacement value of all State buildings supported from the General Fund, at the end  
5 of each fiscal year to the Repairs and Renovations Reserve Account as provided in G.S.  
6 143-15.3A. The General Assembly may appropriate that part of the anticipated General  
7 Fund credit balance not expected to be reserved to the Savings Reserve Account or the  
8 Repairs and Renovations Reserve Account only for capital improvements or other one-  
9 time expenditures. As used in this section, the term 'unreserved credit balance' means  
10 the credit balance amount, as determined on a cash basis, before funds are reserved by  
11 the Controller to the Savings Reserve Account or the Repairs and Renovations Reserve  
12 Account pursuant to G.S. 143-15.3 and G.S. 143-15.3A."

13 (b) G.S. 143-15.3(a) reads as rewritten:

14 "(a) There is established a Savings Reserve Account as a restricted reserve in the  
15 General Fund. The State Controller shall reserve to the Savings Reserve Account one-  
16 fourth of any unreserved credit balance remaining in the General Fund at the end of  
17 each fiscal year until the account contains funds equal to five percent (5%) of the  
18 amount appropriated the preceding year for the General Fund operating budget,  
19 including local government tax-sharing funds. If the balance in the Savings Reserve  
20 Account falls below this level during a fiscal year, the State Controller shall reserve to  
21 the Savings Reserve Account for the following fiscal years up to one-fourth of any  
22 unreserved credit balance remaining in the General Fund at the end of each fiscal year  
23 until the account again equals five percent (5%) of the amount appropriated the  
24 preceding year for the General Fund operating budget, including local government tax-  
25 sharing funds. As used in this section, the term 'unreserved credit balance' means ~~that~~  
26 ~~part of the credit balance,~~ balance amount, as determined on a cash basis, not already  
27 reserved to before funds are reserved by the Controller to the Savings Reserve Account  
28 or the Repairs and Renovations Reserve Account. ~~Account pursuant to this section and~~  
29 G.S. 143-15.3A."

30 (c) G.S. 143-15.3A(a) reads as rewritten:

31 "(a) There is established a Repairs and Renovations Reserve Account as a  
32 restricted reserve in the General Fund. The State Controller shall reserve to the Repairs  
33 and Renovations Reserve Account one-fourth of any unreserved credit balance  
34 remaining in the General Fund at the end of each fiscal year. As used in this section, the  
35 term 'unreserved credit balance' means ~~that part of the credit balance,~~ balance amount,  
36 as determined on a cash basis, not already reserved to before funds are reserved by the  
37 Controller to the Savings Reserve Account or the Repairs and Renovations Reserve  
38 Account. ~~Account pursuant to this section and G.S. 143-15.3."~~

39 (d) This section becomes effective June 30, 1994.

#### 41 **EXTEND SENTENCING COMMISSION**

42 Sec. 6. (a) Section 8 of Chapter 1076 of the 1989 Session Laws, as amended by  
43 Chapters 812 and 816 of the 1991 Session Laws and Chapters 253 and 321 of the 1993  
44 Session Laws, reads as rewritten:

1 "Sec. 8. This act is effective upon ratification, and shall expire July 1, ~~1994~~, 1995."

2 (b) G.S. 164-38 reads as rewritten:

3 **"§ 164-38. Terms of members; compensation; expenses.**

4 The terms of existing members shall expire on June 30, ~~1993~~. ~~New members shall~~  
5 ~~be appointed or the existing members reappointed by the appointing authorities to serve~~  
6 ~~until July 1, 1994, 1995~~, unless they resign or are removed. Members serving by virtue  
7 of elective or appointive office or as designees of such officeholders may serve only so  
8 long as the officeholders hold those respective offices. Members appointed by the  
9 Speaker of the House and the President Pro Tempore of the Senate may be removed by  
10 the appointing authority without cause. Vacancies occurring before the expiration of a  
11 term shall be filled in the manner provided for the members first appointed. A member  
12 of the Commission may be removed only for disability, neglect of duty, incompetence,  
13 or malfeasance in office. Before removal, the member is entitled to a hearing. Effective  
14 with respect to members designated on or after July 1, 1992, a person making a  
15 designation pursuant to G.S. 164-37 may not make another designation, except that the  
16 person's successor in elective or appointive office may make a new designation.

17 The Commission members shall receive no salary for serving. All Commission  
18 members shall receive necessary subsistence and travel expenses in accordance with the  
19 provisions of G.S. 120-3.1, 138-5, and 138-6 as applicable."

20 (c) This section is effective upon ratification.

21

## 22 **PIONEER TESTING RULE WAIVER EXTENSION**

23 Sec. 7. Subsection (n) of Section 220 of Chapter 321 of the 1993 Session  
24 Laws reads as rewritten:

25 "(n) Effective ~~July 1, 1994~~, July 1, 1995, G.S. 122C-151.1 is repealed."

26

## 27 **MEDICAID INPATIENT HOSPITAL REIMBURSEMENT CHANGE**

28 Sec. 8. Section 227 of Chapter 321 of the 1993 Session Laws reads as  
29 rewritten:

30 "Sec. 227. Effective ~~July 1, 1994~~, October 1, 1994, the Department of Human  
31 Resources, Division of Medical Assistance, shall implement a budget-neutral  
32 Diagnosis-Related Group reimbursement methodology for inpatient hospital services.  
33 ~~In addition, the Department shall study the feasibility of implementing selective~~  
34 ~~contracts for hospital inpatient services and shall report its recommendations to the~~  
35 ~~General Assembly by March 15, 1994.~~"

36

## 37 **WILDLIFE RESOURCES COMMISSION/FUNDS FOR SALARY INCREASES**

38 Sec. 9. Subsection (d) of Section 290 of Chapter 321 of the 1993 Session  
39 Laws reads as rewritten:

40 "(d) Subsection (b) of this section becomes effective July 1, ~~1994~~, 1995."

41

## 42 **UNIVERSITY OF NORTH CAROLINA MANAGEMENT FLEXIBILITY**

43 Sec. 10. (a) Subsection (f) of Section 206.2 of Chapter 689 of the 1991  
44 Session Laws reads as rewritten:

1       "(f) This section is effective upon ratification. ~~This section expires~~ Subsection (c)  
2 of this section expires June 30, 1994."

3               (b) This section becomes effective June 30, 1994.  
4

### 5 **SCHOOL TECHNOLOGY PLANS/FUNDS**

6               Sec. 11. (a) G.S. 115C-102.5(c) reads as rewritten:

7               "(c) Notwithstanding G.S. 120-123 and subsection (b) of this section, ~~for the~~  
8 ~~1993-94 fiscal year only~~, the Commission shall also include one member of the Senate  
9 appointed by the President Pro Tempore of the Senate and one member of the House of  
10 Representatives appointed by the Speaker of the House of Representatives. These  
11 members shall be voting members. The term of office of these members shall end  
12 November 1, 1994."

13               (b) This section becomes effective June 30, 1994.  
14

### 15 **1993 PROFESSIONAL COUNSELOR LICENSING ACT EXEMPTION**

16               Sec. 12. G.S. 90-332.1(a) is amended by inserting two new subdivisions to  
17 read:

18               "(4.1) Any person counseling within the scope of employment at a local  
19 community college.

20               "(4.2) Any person counseling within the scope of employment at a private  
21 higher education institution as defined in G.S. 116-22(1)."  
22

### 23 **DOT VEHICLES EXEMPTION EXTENDED**

24               Sec. 13. (a) Subsection (b) of Section 70 of Chapter 561 of the 1993 Session  
25 Laws reads as rewritten:

26               "(b) This section expires June 30, ~~1994.~~ 1995."

27               (b) This section becomes effective June 30, 1994.  
28

### 29 **HARRIET'S HOUSE FUNDS**

30               Sec. 14. (a) The balance of the two hundred thousand dollars (\$200,000)  
31 appropriated in Chapter 321 of the 1993 Session Laws to the Department of Correction  
32 for the 1993-94 fiscal year to support the programs of Harriet's House shall not revert at  
33 the end of the fiscal year but shall remain in the Department during the 1994-95 fiscal  
34 year for that purpose.

35               (b) This section becomes effective June 30, 1994.  
36

### 37 **PITT REGIONAL MEDIATION CENTER FUNDS**

38               Sec. 15. Section 220.2 of Chapter 321 of the 1993 Session Laws reads as  
39 rewritten:

40               "Sec. 200.2. Of the funds appropriated to the Judicial Department from the General  
41 Fund for the 1993-95 biennium, 1993-94 fiscal year, the sum of forty thousand dollars  
42 (\$40,000) for the 1993-94 fiscal year and the sum of forty thousand dollars (\$40,000)  
43 for the 1994-95 fiscal year may be used for The Mediation Center of Pitt County, Inc., a

1 dispute settlement center in Pitt County, to establish a regional mediation and dispute  
2 settlement center to serve Eastern North Carolina."

#### 4 **1993 PROFESSIONAL COUNSELOR LICENSING ACT CORRECTION**

5 Sec. 16. (a) G.S. 90-332.1(a)(8) reads as rewritten:

6 "(8) Any person performing ~~mental health~~ counseling solely as an  
7 employee of an area facility, as defined in G.S. 122C-3(14)a., if both  
8 of the following apply:

9 a. The ~~mental health~~ services are provided by (i) a qualified  
10 ~~mental health professional who meets or exceeds the minimum~~  
11 ~~educational qualifications for licensure as a licensed~~  
12 ~~professional counselor under this Article as defined in G.S.~~  
13 122C-3(31) and subject to the rules adopted by the Commission  
14 for Mental Health, Developmental Disabilities, and Substance  
15 Abuse Services, or (ii) an employee supervised by a qualified  
16 professional as defined in G.S. 122C-3(31);

17 b. The area facility has obtained written verification from the  
18 following boards that the employee has not had his or her  
19 license, registration, or certification revoked, rescinded, or  
20 suspended: the North Carolina Board of Licensed Professional  
21 Counselors, the North Carolina State Board of Examiners of  
22 Practicing Psychologists, the North Carolina Certification  
23 Board for Social Work, and the North Carolina Marital and  
24 Family Therapy Certification ~~Board~~ Board."

25 (b) G.S. 90-332.1(a) is amended by adding the following new subdivisions to  
26 read:

27 "(9) Any person performing counseling as an employee of a hospital or  
28 other health care facility licensed under Chapter 131D, 131E, or 122C  
29 who is performing this counseling under the supervision of a qualified  
30 professional as defined in G.S. 122C-3(31); and

31 (10) Any employee assistance professional providing core-specific  
32 employee assistance program (EAP) activities, as defined by the  
33 Employee Assistance Professionals Association Standards for  
34 Employee Assistance Programs Part II: Professional Guidelines  
35 (1988)."

#### 37 **CERTAIN SMART START FUNDS DO NOT REVERT**

38 Sec. 17. (a) Funds appropriated to the Division of Child Development,  
39 Department of Human Resources, in fiscal year 1993-94 and allocated to the 12 local  
40 Smart Start projects established during the 1993-94 fiscal year shall not revert until June  
41 30, 1995, but shall remain with the Division for use as provided under Part 10B of  
42 Article 3 of Chapter 143B of the General Statutes.

43 (b) Funds appropriated to the Division of Child Development, Department of  
44 Human Resources, in fiscal year 1993-94 and allocated for the statewide evaluation of

1 Smart Start, the statewide needs and resources assessments, the professional  
2 development of day care providers, the automated payment system, and the T.E.A.C.H.  
3 program shall not revert until June 30, 1995, but shall remain with the Division for use  
4 as defined by the original appropriation for these funds.

5 (c) It is the intent of the General Assembly that this section's postponement of  
6 reversions of Smart Start funds shall be for one year only and that it shall not be  
7 extended.

8 (d) The funds in subsections (a) and (b) are nonrecurring and shall not become a  
9 part of the continuation budget for the Division of Child Development, Department of  
10 Human Resources.

11 (e) This section becomes effective June 30, 1994.

### 12 13 **NORTH CAROLINA HEALTH PLANNING COMMISSION FUNDS**

14 Sec. 18. (a) Funds appropriated to the North Carolina Health Planning  
15 Commission in the 1993-94 fiscal year shall not revert but shall remain available during  
16 the 1994-95 fiscal year to cover the costs of services necessary to the work of the  
17 Commission.

18 (b) This section becomes effective June 30, 1994.

### 19 20 **PRISON CHAPEL FUNDS**

21 Sec. 19. (a) Section 44 of Chapter 1044 of the 1991 Session Laws reads as  
22 rewritten:

23 "Sec. 44. A Reserve for Prison Chapels is established in the Office of State Budget  
24 and Management to construct chapels at correctional facilities. The funds are to be  
25 allocated to specific chapel projects when a minimum local match of one dollar for  
26 every two State dollars needed for the estimated project cost is made available. ~~No~~  
27 ~~more than fifty thousand dollars (\$50,000) of State funds shall be allocated to any single~~  
28 ~~project.~~ Funds appropriated to the reserve established in this section shall not revert but  
29 shall remain available to the Department for the purposes of this section.

30 The Department of Correction shall notify all prison units of the availability of these  
31 funds and shall solicit letters of intent from interested units. The Department shall  
32 evaluate the letters of intent for proposed chapel projects, notify those prison units  
33 whose projects appear most likely to obtain local matching funds during the ~~1992-93~~  
34 fiscal year, and authorize those units to proceed based upon the total availability of State  
35 funds. The Department shall notify the Office of State Budget and Management of  
36 those units that have been authorized to proceed.

37 The Office of State Budget and Management shall report quarterly to the Joint  
38 Legislative Commission on Governmental Operations on any allocations from the  
39 reserve established in this section."

40 (b) This section becomes effective June 30, 1994.

### 41 42 **SUBSTANCE ABUSE FUNDS SHALL NOT REVERT**

43 Sec. 20. (a) The balance of the two hundred thousand dollars (\$200,000)  
44 appropriated in Chapter 321 of the 1993 Session Laws to the Department of Correction

1 for the 1993-94 fiscal year for a pilot community-based treatment program for alcohol  
2 and drug abusers on probation and parole shall not revert at the end of the fiscal year but  
3 shall remain in the Department for that purpose.

4 (b) This section becomes effective June 30, 1994.

5

6 **EFFECTIVE DATE**

7 Sec. 21. Except as otherwise provided, this act becomes effective July 1,  
8 1994.