

**PUBLIC CHAPTER NO. 4**  
**FIRST EXTRAORDINARY SESSION**  
**SENATE BILL NO. 7007**

**By Kyle**

Substituted for: House Bill No. 6

By Fitzhugh, Sargent, Tindell

AN ACT to make appropriations for the purpose of defraying the expenses of the state government for the fiscal years beginning July 1, 2009, and July 1, 2010, in the administration, operation and maintenance of the legislative, executive and judicial branches of the various departments, institutions, offices and agencies of the state; for certain state aid and obligations; for capital outlay, for the service of the public debt, for emergency and contingency; to repeal certain appropriations and any acts inconsistent herewith; to provide provisional continuing appropriations; and to establish certain provisions, limitations and restrictions under which appropriations may be obligated and expended. This act makes appropriations for the purposes described above for the fiscal years beginning July 1, 2009, and July 1, 2010.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. There is appropriated a sum sufficient to the general assembly for the sole purpose of payment of any lawful expenses, including, but not limited to, staffing, per diem, travel and other expenses, of the First Extraordinary Session of the One Hundred Sixth General Assembly. All expenses for the general assembly, upon the approval of the Speaker of the Senate and/or the Speaker of the House of Representatives, shall be paid through the office of legislative administration.

SECTION 2. There are appropriated sums sufficient to the Department of Education from federal funds awarded to the department pursuant to the American Recovery and Reinvestment Act of 2009, which provides \$4.35 billion for the Race to the Top Fund, a competitive grant program designed to encourage and reward states that are creating the conditions for education innovation and reform; achieving significant improvement in student outcomes, including making substantial gains in student achievement, closing achievement gaps, improving high school graduation rates and ensuring student preparation for success in college and careers; and implementing ambitious plans in four core education reform areas.

SECTION 3. There is appropriated the sum of \$6,200,000 (non-recurring) to the University of Tennessee, Knoxville to create a new energy sciences and engineering program to promote the appointment of University of Tennessee faculty members as researchers at Oak Ridge National Laboratory.

SECTION 4. It is hereby recognized that Chapter \_\_\_\_ of the Public Acts of 2010 (Ex. Sess.)(Senate Bill No. 1/House Bill No. 7 of the First Extraordinary Session), relative to workers' compensation, will result in a revenue loss.

SECTION 5. There are appropriated sums sufficient to the appropriate entities to provide the first year's funding for any act which receives final passage during the extraordinary session.

SECTION 6.

(a) From the appropriations in Chapter 554 of the Public Acts of 2009, to the Department of Education, the Commissioner of Finance and Administration is authorized to transfer appropriations and authorized positions within the Department of Education to address administrative reorganization of staff for implementation of Chapter \_\_\_\_ of the Public Acts of 2010 (Ex. Sess.)(Senate Bill No. 5/House Bill No. 10 of the First Extraordinary Session), the Tennessee First to the Top Act of 2010.

(b) From the appropriation of federal grant-in-aid in this act, the Commissioner of Finance and Administration is authorized to establish one additional position for the achievement school district. If the Race to the Top grant is not awarded, the position shall be funded from other sources available in the existing appropriations to the Department of Education.

SECTION 7. In establishing allotments from the appropriations made in Section 2, the Commissioner of Finance and Administration may establish total spending authorizations in the amount of federal revenues estimated to be available to Tennessee through the Race to the Top Fund. In the event federal revenues available to Tennessee through the Race to the Top Fund are less than the amount estimated to be available under the allotments, then and to that extent the spending authorizations are hereby reduced; to the extent that federal revenues in excess of the amounts allotted are realized, such excess shall not constitute increased spending authorizations, except as specified in the General Appropriations Act.

SECTION 8. From the growth in state-shared taxes apportioned to cities and counties, a sum sufficient hereby is appropriated to fund the state share of the cost of any law of general application which requires, without local discretion, that incorporated municipalities or county governments increase expenditures as a direct consequence of passage of any general law.

SECTION 9. If any provisions of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 10. This act shall take effect upon becoming law, the public welfare requiring it.

**PASSED: January 21, 2010**



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RON RAMSEY  
SPEAKER OF THE SENATE



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KENT WILLIAMS, SPEAKER  
HOUSE OF REPRESENTATIVES

APPROVED this 4th day of February 2010



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PHIL BREDESEN, GOVERNOR