

LAWS OF DELAWARE
VOLUME 84
CHAPTER 82
152nd GENERAL ASSEMBLY
FORMERLY
HOUSE BILL NO. 196

AN ACT MAKING A ONE-TIME SUPPLEMENTAL APPROPRIATION FOR THE FISCAL YEAR ENDING JUNE 30, 2024 TO THE OFFICE OF MANAGEMENT AND BUDGET.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Three-fourths of all members elected to each house thereof concurring therein):

Section 1. There is hereby appropriated \$194,560,278 (One Hundred Ninety-Four Million, Five Hundred Sixty Thousand, Two Hundred Seventy-Eight Dollars) in General Funds to the Office of Management and Budget, Contingencies and One-Time Items (10-02-11) for the following purposes:

(01-08-02)	Technology	\$2,000,000
(02-06-10)	Equipment	\$14,600
(10-02-11)	ERP Cloud Migration	\$2,000,000
(10-02-11)	Education Salary Supplement Contingency	\$3,000,000
(10-02-11)	Volunteer Fire Service Pension Liability Reduction	\$4,625,000
(10-02-11)	Technology	\$2,213,400
(10-02-11)	Landlord Obligations & Tenant Remedies	\$17,200
(10-02-11)	Delaware Health Information Network (DHIN)	\$3,000,000
(10-02-11)	Mentoring Program Needs	\$75,000
(10-02-32)	Other Post-Employment Benefits	\$50,997,200
(10-08-01)	Housing Investments	\$30,000,000
(12-05-06)	Delaware EARNs	\$300,000
(15-01-01)	Technology	\$2,489,800
(15-01-01)	Equipment	\$48,300
(15-02-01)	Equipment	\$3,800
(16-02-01)	Program Supplement	\$15,000
(20-01-02)	Delaware Veterans Memorial Cemetery	\$253,800
(20-16-10)	Equipment	\$4,000
(25-06-01)	Marijuana Control Act	\$1,034,600
(35-01-20)	Equipment	\$655,000
(35-02-01)	Technology	\$2,050,000

(35-02-01)	Medicaid	\$69,100,000
(35-02-01)	Program Supplement	\$1,780,600
(35-02-01)	Medicaid – Doula Services Contingency	\$250,000
(35-05-10)	Health Disparities & Health Inequity Program	\$250,000
(35-05-20)	Evaluation and Assessment of School Facilities	\$262,800
(35-05-20)	Residential Lead Remediation	\$2,000,000
(35-05-20)	Marijuana Control Act	\$16,800
(35-06-10)	Delaware Medicaid Enterprise System Integration	\$223,300
(35-07-01)	Program Supplement	\$1,595,000
(35-14-01)	Home Modifications Program	\$600,000
(37-01-50)	Technology	\$250,800
(37-01-50)	Security and Safety Equipment	\$81,100
(38-01-03)	Prison Research Innovation Network	\$97,500
(38-01-14)	Technology	\$3,000
(38-04-04)	Equipment	\$63,200
(38-04-08)	Security and Safety Equipment	\$10,700
(38-04-40)	Engineering Study – Clearfield House	\$100,000
(38-06-02)	Security and Safety Equipment	\$60,200
(38-06-08)	Equipment	\$101,700
(38-06-13)	Technology	\$33,400
(38-06-14)	Technology	\$55,500
(40-03-02)	Equipment	\$1,500,000
(40-04-05)	Tree for Every Delawarean	\$500,000
(40-04-05)	Electric Grid Resiliency Grant Match	\$1,100,500
(45-01-20)	Equipment	\$41,600
(45-02-10)	Equipment	\$42,000
(45-04-10)	Marijuana Control Act	\$835,000
(45-05-10)	Marijuana Control Act	\$14,000
(45-06-08)	Equipment	\$36,778
(45-06-09)	Security and Safety Equipment	\$229,600
(45-06-11)	Equipment	\$220,000
(45-06-12)	Specialty Vehicle Equipment	\$147,100
(45-06-12)	Security and Safety Equipment	\$256,600
(65-01-04)	Tree for Every Delawarean	\$119,500
(65-01-06)	Marijuana Control Act	\$7,000
(65-01-11)	Marijuana Control Act	\$7,000

(70-01-01)	Technology	\$108,000
(70-01-01)	Presidential Primary – Poll Worker Increase	\$200,000
(70-01-01)	Presidential Primary	\$439,000
(70-02-01)	Presidential Primary	\$993,500
(70-03-01)	Presidential Primary	\$751,600
(70-04-01)	Presidential Primary	\$356,700
(75-02-01)	Equipment	\$50,000
(75-03-01)	Equipment	\$32,500
(95-01-05)	Filter First Initiative	\$3,800,000
(95-02-02)	Wilmington Schools Initiative	\$1,040,000

Section 2. The funding by the State of Delaware of 27 pay periods in Fiscal Year 2024 does not obligate the local school districts for the payment of the local share of employee’s salaries for a 27th pay period. The local school districts’ Board of Education will independently address the funding of the 27 pay periods in the Fiscal Year 2024. The first pay date for the school year 2023-2024 for 10-month employees will be the second pay date in September (9/22/2023). Employees who elect 22 pay cycles will be paid the same amount of annual salary as if they had elected to be paid over 26 pay cycles. This section applies only to those staff members that are employed for the entire 2022-2023 school year. Those employees that begin employment or end employment during the course of the 2022-2023 school year shall be subject to a ‘days worked’ calculation and shall not be entitled to the 27th pay.

Section 3. Section 1 of this Act makes an appropriation to the Office of Management and Budget, One-Times and Contingencies (10-02-11) of \$3,000,000 in Education Salary Supplement Contingency. These funds shall be used as one-time support for local education agencies (LEAs) to ensure that all education employees receive the Fiscal Year 2024 salary supplement for non-administrator public education employees paid pursuant to 14. Del. C §1305, in addition to the general salary increase provided to all state employees, regardless of funding source.

- (a) The Office of Management and Budget, in collaboration with the Department of Education shall establish the process, collection, and criteria for LEAs to identify the affected positions fully funded with local and/or federal funds and the anticipated funding needs to ensure the salary supplement is provided for positions.
- (b) Employees paid pursuant to 14 Del. C. §1305 who also receive a salary supplement for administrative responsibilities pursuant to 14 Del. C. §1306, §1307, and §1321 shall not be eligible to receive the salary supplement.
- (c) The supplement shall be effective the first day of the first full pay cycle of the fiscal year.
- (d) The Department of Education, Office of Management and Budget, and Office of the Controller General shall determine the allocations for this supplement for each local education agency prior to the disbursement of funds.
- (e) For any future salary supplements, increases, or adjustments for education positions that affect positions which are 100% funded by federal and/or local funds, it is the intent of the

General Assembly that LEAs will be required to provide those supplements, increases, or adjustments through non-state funding resources.

Section 4. Section 1 of this Act appropriates \$3,000,000 to the Office of Management and Budget, One-Times and Contingencies (10-02-11) to support DHIN and the Health Care Claims Database. These state funds will provide match to leverage federal resources.

Section 5. Section 1 of this Act appropriates \$50,997,200 to the Office of Management and Budget, Pensions (10-02-32) for Other Post-Employment Benefits. As directed by Executive Order 52, the Director of Office of Management and Budget shall transfer these funds to the Other Post-Employment Benefits Fund as established by 29 Del. C. § 5281.

Section 6. Section 1 of this Act appropriates \$30,000,000 to the Delaware State Housing Authority (10-08-01) for Housing Investments. Notwithstanding any law to the contrary, the Delaware State Housing Authority is authorized to utilize the funds allocated to address the housing crisis through state programs designed to transform communities and neighborhoods through affordable housing initiatives, accelerate the creation of affordable housing communities, and preserve existing affordable housing inventory. DSHA shall administer these funds and is authorized to use no more than the greater of 7.5 percent or \$2,250,000 of the appropriated amount for the support of DSHA administrative functions associated with this initiative.

Section 7. Section 1 of this Act provides an appropriation of \$250,000 for Medicaid – Doula Services Contingency. These funds shall be used for technology system upgrades to the Department of Health and Social Services, Medicaid and Medical Assistance, Other Items: Medicaid (35-02-01), contingent upon the passage of House Bill 80 or similar legislation of the 152nd General Assembly.

Section 8. Section 1 of this Act appropriates \$600,000 to the Department of Health and Social Services, Division of Services for Aging and Adult with Physical Disabilities (DSAAPD) (35-14-01) for home improvements and modifications allowing DSAAPD clients to safely age in place.

Section 9. Section 1 of this Act appropriates \$500,000 to the Division of Climate, Coastal and Energy (40-04-05) and \$119,500 to the Department of Agriculture, Forest Service (65-01-04) for the Tree for Every Delawarean Initiative. These funds shall only be used for planting trees that are approved by the Delaware Native Species Commission.

Section 10. Section 1 of this Act provides an appropriation of \$36,778 for Equipment to the Department of Safety and Homeland Security, State Police, State Bureau of Identification (45-06-08). Of this amount, \$8,778 of these funds shall be contingent upon the passage of Senate Substitute 1 for Senate Bill 46 or similar legislation of the 152nd General Assembly.

Section 11. Section 1 of this Act appropriates \$200,000 to the State Election Commission (70-01-01) for Presidential Primary – Poll Worker Pay Increase. These funds shall be used to provide an increase in compensation for polling place staff as determined by the Elections Commissioner.

Section 12. Section 1 of this Act appropriates \$1,040,000 to the Department of Education, District and Charter Operations, Other Items (95-02-02) to provide a one-year extension of the memorandum of understanding with Christina School District for the Wilmington Schools Initiative.

Approved June 30, 2023