



SPONSOR: Rep. Schwartzkopf & Sen. McBride
Longhurst Poore
Mitchell Townsend
Heffernan Sokola

HOUSE OF REPRESENTATIVES
150th GENERAL ASSEMBLY

HOUSE BILL NO. 300

JANUARY 30, 2020

A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2021; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING GENERAL FUNDS AND SPECIAL FUNDS OF THE STATE; REPROGRAMMING CERTAIN FUNDS OF THE STATE; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN STATUTORY PROVISIONS.

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

1 **Section 1. Fiscal Year ~~2020~~ 2021 Capital Improvements Project Schedule Addendum.** The General
2 Assembly hereby authorizes the following projects in the following amounts for the purposes set forth in this Section and as
3 described in the Fiscal Year ~~2020~~ 2021 Governor's Recommended Capital Budget and Project Information document. Any
4 authorization balance (excluding Transportation Trust Fund balances) remaining unexpended or unencumbered by June 30,
5 ~~2022~~ 2023, shall be subject to reversion or reauthorization.

**SECTION 1 ADDENDUM
FISCAL YEAR 2021 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	ONE-TIME SPECIAL FUNDS	GENERAL FUNDS	TOTAL
10-02 OFFICE OF MANAGEMENT AND BUDGET							
800 MHz First Responder Radios	10-02-11	\$ -	\$ -	\$ -	\$ -	2,000,000	2,000,000
Architectural Barrier Removal	10-02-50	-	-	-	-	150,000	150,000
Carvel State Office Building Maintenance and Restoration	10-02-50	-	-	-	-	2,000,000	2,000,000
Carvel State Office Building Mechanical Upgrades	10-02-50	-	-	-	-	800,000	800,000
Deferred Maintenance	10-02-50	-	-	-	-	5,000,000	5,000,000
Environmental Compliance (UST/Asbestos/Other)	10-02-50	-	-	-	-	340,300	340,300
Leonard L. Williams Justice Center Improvements	10-02-50	-	850,000	-	-	-	850,000
Minor Capital Improvement and Equipment	10-02-50	-	783,442	-	-	4,440,409	5,223,851
Roof Replacements	10-02-50	-	-	-	-	5,000,000	5,000,000
<i>02 Judicial Projects</i>							
Kent and Sussex Family Court Facilities	10-02-50	17,500,000	-	-	-	-	17,500,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	911,062	911,062
<i>11 Technology and Information Project</i>							
Technology Fund	10-02-11	3,000,000	-	-	-	-	3,000,000
<i>20 State Projects</i>							
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	2,000,000	2,000,000
Minor Capital Improvement and Equipment - Veterans Home	10-02-50	-	-	-	-	200,000	200,000
Veterans Home Bathing Rooms	10-02-50	-	-	-	-	180,000	180,000
Veterans Home Courtyard Renovations	10-02-50	-	-	-	-	100,000	100,000
Veterans Home Generator	10-02-50	-	-	-	-	1,825,000	1,825,000
<i>35 Health and Social Services Projects</i>							
Holloway Campus Electrical System Replacement	10-02-50	-	2,200,000	-	-	-	2,200,000
Holloway Campus Mitchell Building - New HVAC System	10-02-50	-	2,500,000	-	-	-	2,500,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	5,750,000	5,750,000
<i>37 Services for Children, Youth and Their Families Projects</i>							
Cleveland White Renovations	10-02-50	-	-	-	-	3,500,000	3,500,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	1,400,000	1,400,000
<i>38 Correction Project</i>							
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	3,342,412	3,342,412
<i>45 Safety and Homeland Security Projects</i>							
800 MHz Technology Refresh	10-02-50	6,354,100	-	-	-	-	6,354,100
Local Law Enforcement Laptop Replacement	10-02-11	-	-	-	-	251,000	251,000
Minor Capital Improvement and Equipment	10-02-50	-	2,003,700	-	-	-	2,003,700
<i>76 Delaware National Guard Project</i>							
Minor Capital Improvement and Equipment	10-02-50	-	-	-	-	2,400,000	2,400,000
<i>90 Higher Education Project</i>							
Higher Education Economic Development Investment Fund	10-02-11	-	-	-	-	20,000,000	20,000,000
<i>95 Education Project</i>							
City of Wilmington Education Initiatives	10-02-11	14,954,298	13,000,000	-	-	22,045,702	50,000,000
Subtotal		\$ 41,808,398	\$ 21,337,142	\$ -	\$ -	\$ 83,635,885	\$ 146,781,425

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FISCAL YEAR 2021 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	ONE-TIME SPECIAL FUNDS	GENERAL FUNDS	TOTAL
10-08 DELAWARE STATE HOUSING AUTHORITY							
Housing Development Fund - Affordable Rental Housing Program	10-08-01	\$ 6,000,000	\$ -	\$ -	\$ -	\$ -	\$ 6,000,000
Strong Neighborhoods Housing Fund	10-08-01	7,600,000	-	-	-	400,000	8,000,000
Urban Redevelopment	10-08-01	5,320,000	-	-	-	280,000	5,600,000
Subtotal		\$ 18,920,000	\$ -	\$ -	\$ -	680,000	\$ 19,600,000
20 STATE							
Deferred Maintenance	20-06-01	\$ -	\$ -	\$ -	\$ -	2,500,000	\$ 2,500,000
John Dickinson Plantation	20-06-01	-	2,000,000	-	-	-	2,000,000
Museum Maintenance	20-06-01	-	550,000	-	-	-	550,000
Cooch's Bridge Campus Improvements	20-06-01	-	-	-	-	1,500,000	1,500,000
Abbotts Mill Nature Center - Improvements	20-06-01	-	-	-	-	250,000	250,000
State Museum Facilities Security Improvements	20-06-01	-	-	-	-	100,000	100,000
Weldin House Improvements	20-06-01	-	-	-	-	600,000	600,000
Rehoboth Beach Public Library	20-08-01	-	500,000	-	-	-	500,000
Selbyville Public Library	20-08-01	-	3,687,595	-	-	-	3,687,595
Bioscience Center for Advanced Technology (CAT)	20-10-01	-	-	-	-	1,000,000	1,000,000
Delaware Clinical and Translational Research (CTR)	20-10-01	-	-	-	-	1,000,000	1,000,000
Delaware Prosperity Partnership	20-10-01	-	-	-	-	2,000,000	2,000,000
Delaware Strategic Fund	20-10-01	-	-	-	-	20,000,000	20,000,000
Experimental Program to Stimulate Competitive Research - Research Infrastructure Improvement (EPSCOR-RII)	20-10-01	-	-	-	-	800,000	800,000
Fraunhofer Vaccine Development	20-10-01	-	-	-	-	1,500,000	1,500,000
IDeA Network for Biomedical Research Excellence (INBRE)	20-10-01	-	-	-	-	1,000,000	1,000,000
Laboratory Space	20-10-01	-	-	-	-	10,000,000	10,000,000
National Institute for Innovation in Manufacturing Biopharmaceuticals (NIIMBL)	20-10-01	-	-	-	-	2,500,000	2,500,000
Purpose Built Communities	20-10-01	-	-	-	-	3,000,000	3,000,000
Rapid Advancement in Process Intensification Deployment (RAPID)	20-10-01	-	-	-	-	1,750,000	1,750,000
Riverfront Development Corporation	20-10-01	-	-	-	-	7,400,000	7,400,000
Site Readiness Fund	20-10-01	-	-	-	-	10,000,000	10,000,000
Transportation Infrastructure Investment Fund	20-10-01	-	-	-	-	5,000,000	5,000,000
Subtotal		\$ -	\$ 6,737,595	\$ -	\$ -	71,900,000	\$ 78,637,595
35 HEALTH AND SOCIAL SERVICES							
Maintenance and Restoration	35-01-30	\$ 4,750,000	\$ -	\$ -	\$ -	\$ -	\$ 4,750,000
Drinking Water State Revolving Fund	35-05-20	-	-	-	-	22,500,000	22,500,000
Subtotal		\$ 4,750,000	\$ -	\$ -	\$ -	22,500,000	\$ 27,250,000
37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES							
Maintenance and Restoration	37-01-15	\$ -	\$ -	\$ -	\$ -	200,000	\$ 200,000
Subtotal		\$ -	\$ -	\$ -	\$ -	200,000	\$ 200,000

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AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	ONE-TIME SPECIAL FUNDS	GENERAL FUNDS	TOTAL
38 CORRECTION							
700 MHz Radio System Upgrade	38-04-40	\$ -	\$ 4,200,000	\$ -	\$ -	\$ -	\$ 4,200,000
JTVCC W-1 Building Sprinkler System	38-04-40	-	2,006,550	-	-	-	2,006,550
Level IV and V Security Camera Equipment and Replacement of Network Switches	38-04-40	3,970,200	-	-	-	-	3,970,200
Maintenance and Restoration	38-04-40	-	-	-	-	3,485,956	3,485,956
Subtotal		\$ 3,970,200	\$ 6,206,550	\$ -	\$ -	\$ 3,485,956	\$ 13,662,706
40 NATURAL RESOURCES AND ENVIRONMENTAL CONTROL							
Delaware Bayshore Initiative	40-01-01	\$ -	\$ 500,000	\$ -	\$ -	\$ -	\$ 500,000
Clean Water State Revolving Fund	40-01-06	-	-	-	-	22,500,000	22,500,000
Biden Center Renovations	40-03-02	-	2,250,000	-	-	-	2,250,000
Brandywine Zoo Master Plan Implementation	40-03-02	-	-	-	-	2,000,000	2,000,000
Park Facility Rehab and Public Recreational Infrastructure	40-03-02	-	-	-	-	6,500,000	6,500,000
Redevelopment of Strategic Sites (Fort DuPont)	40-03-02	-	1,950,000	-	-	300,000	2,250,000
Conservation Cost Share	40-03-04	-	-	-	-	1,700,000	1,700,000
Conservation Reserve Enhancement Program (CREP)	40-03-04	-	-	-	-	100,000	100,000
Debris Pits	40-03-04	-	-	-	-	500,000	500,000
Dikes/Dams	40-03-04	-	-	-	-	1,000,000	1,000,000
Resource, Conservation and Development	40-03-04	-	-	-	-	5,000,000	5,000,000
Shoreline and Waterway Management	40-03-04	-	-	-	-	5,000,000	5,000,000
Tax Ditches	40-03-04	-	-	-	-	1,148,700	1,148,700
Subtotal		\$ -	\$ 4,700,000	\$ -	\$ -	\$ 45,748,700	\$ 50,448,700
45 SAFETY AND HOMELAND SECURITY							
Twin Engine Helicopter Lease/Payment	45-01-01	\$ -	\$ -	\$ -	\$ -	1,168,359	1,168,359
Subtotal		\$ -	\$ -	\$ -	\$ -	\$ 1,168,359	\$ 1,168,359
65 AGRICULTURE							
Minor Capital Improvement and Equipment	65-01-01	\$ -	\$ -	\$ -	\$ -	525,000	525,000
Cover Crop Investment	65-01-12	-	-	-	-	2,900,000	2,900,000
Subtotal		\$ -	\$ -	\$ -	\$ -	\$ 3,425,000	\$ 3,425,000
75 FIRE PREVENTION COMMISSION							
Generator - Dover Fire School Drill Grounds	75-02-01	\$ -	\$ -	\$ -	\$ -	55,000	55,000
Hydraulic Rescue Tools Replacement	75-02-01	-	-	-	-	60,000	60,000
Subtotal		\$ -	\$ -	\$ -	\$ -	\$ 115,000	\$ 115,000
90-01 UNIVERSITY OF DELAWARE							
Deferred Maintenance - Laboratories	90-01-01	\$ 10,000,000	\$ -	\$ -	\$ -	\$ -	\$ 10,000,000
Subtotal		\$ 10,000,000	\$ -	\$ -	\$ -	\$ -	\$ 10,000,000

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90-03 DELAWARE STATE UNIVERSITY							
Campus Improvements	90-03-01	\$ 9,260,000	\$ -	\$ -	\$ -	\$ -	\$ 9,260,000
Excellence Through Technology	90-03-01	740,000	-	-	-	-	740,000
	Subtotal	\$ 10,000,000	\$ -	\$ -	\$ -	\$ -	\$ 10,000,000
90-04 DELAWARE TECHNICAL COMMUNITY COLLEGE							
Critical Capital Needs/Deferred Maintenance	90-04-01	\$ 10,000,000	\$ -	\$ -	\$ -	\$ -	\$ 10,000,000
	Subtotal	\$ 10,000,000	\$ -	\$ -	\$ -	\$ -	\$ 10,000,000
95 EDUCATION							
Architectural Barrier Removal	95-01-01	\$ -	\$ -	\$ -	\$ -	160,000	\$ 160,000
Minor Capital Improvement and Equipment	95-01-01	15,000,000	-	-	-	-	15,000,000
School Safety and Security	95-01-01	-	5,000,000	-	-	-	5,000,000
Capital, Construct 800 Student MS - Building 1 (64/36)	95-13-00	17,876,600	-	-	-	-	17,876,600
Capital, Construct Kent County Community School Classrooms at MS - Building 1 (100% State)	95-13-00	2,864,200	-	-	-	-	2,864,200
Cape Henlopen, Addition to Cape Henlopen HS (60/40)	95-17-00	834,500	-	-	-	-	834,500
Cape Henlopen, Construct New 600 Student MS (60/40)	95-17-00	7,118,100	-	-	-	-	7,118,100
Cape Henlopen, Construct New Rehoboth ES (60/40)	95-17-00	2,187,900	-	-	-	-	2,187,900
Cape Henlopen, Four Additional Classrooms for Sussex Consortium at Cape Henlopen HS (100% State)	95-17-00	212,600	-	-	-	-	212,600
Cape Henlopen, Renovate Lewes School and Demolish Richard A. Shields ES (60/40)	95-17-00	12,390,700	-	-	-	-	12,390,700
Cape Henlopen, Renovate Milton ES (60/40)	95-17-00	10,762,700	-	-	-	-	10,762,700
Cape Henlopen, Replace H.O. Brittingham ES (60/40)	95-17-00	2,187,900	-	-	-	-	2,187,900
Appoquinimink, New 330 Student Kindergarten Center (76/24)	95-29-00	11,753,900	-	-	-	-	11,753,900
Appoquinimink, New 840 Student ES at Summit Campus (76/24)	95-29-00	2,720,000	-	-	-	-	2,720,000
Appoquinimink, Replace Everett Meredith MS (75/25)	95-29-00	24,297,000	-	-	-	-	24,297,000
Appoquinimink, Renovate Silver Lake ES (75/25)	95-29-00	16,621,600	-	-	-	-	16,621,600
Appoquinimink, Summit Land Purchase (76/24)	95-29-00	4,123,600	-	-	-	-	4,123,600
Brandywine, Renovate Claymont ES (60/40)	95-31-00	1,588,900	-	-	-	-	1,588,900
Indian River, Howard T. Ennis Additional Funding (100% State)	95-36-00	4,689,400	-	-	-	-	4,689,400
Indian River, Replace Howard T. Ennis School (100% State)	95-36-00	4,196,802	-	-	7,318,713	-	11,515,515
	Subtotal	\$ 141,426,402	\$ 5,000,000	\$ -	\$ 7,318,713	\$ 160,000	\$ 153,905,115
SUBTOTAL NON-TRANSPORTATION		\$ 240,875,000	\$ 43,981,287	\$ -	\$ 7,318,713	\$ 233,018,900	\$ 525,193,900
55 DEPARTMENT OF TRANSPORTATION							
Road System	55-05-00	\$ -	\$ -	248,067,706	\$ -	\$ -	\$ 248,067,706
Grants and Allocations	55-05-00	-	-	37,680,000	-	-	37,680,000
Transit System	55-05-00	-	-	27,470,641	-	-	27,470,641
Support System	55-05-00	-	-	54,433,972	-	-	54,433,972
	Subtotal	\$ -	\$ -	\$ 367,652,319	\$ -	\$ -	\$ 367,652,319
GRAND TOTAL		\$ 240,875,000	\$ 43,981,287	\$ 367,652,319	\$ 7,318,713	\$ 233,018,900	\$ 892,846,219

Section 2. Authorization of Twenty-Year Bonds.

The State hereby authorizes the issuance of bonds, to which the State shall pledge its full faith and credit, such bonds to be issued in such principal amount as necessary to provide proceeds to the State in the amount of ~~\$230,515,000~~ \$240,875,000 and in the amount of ~~\$46,861,070~~ \$67,845,757 local share of school bonds. Bonds authorized to be used by this Section shall mature not later than 20 years from their date of issuance. The proceeds of such bonds, except for local share of school bonds, are hereby appropriated for a portion of the purposes set forth in Section 1 Addendum of this Act and summarized as follows:

Department, Agency or Instrumentality	Amount
Office of Management and Budget	\$18,513,104 <u>\$41,808,398</u>
Delaware State Housing Authority	16,925,000 <u>18,920,000</u>
Health and Social Services	4,750,000
Correction	7,101,376 <u>3,970,200</u>
Natural Resources and Environmental Control	3,750,000
University of Delaware	10,000,000
Delaware State University	12,385,000 <u>10,000,000</u>
Delaware Technical Community College	10,000,000
Education	147,090,520 <u>141,426,402</u>

Purpose	State Share	Maximum Local Share	Total Cost
Minor Capital Improvement and Equipment	\$15,000,000	\$7,341,124	\$22,341,124
Brandywine, Renovate Brandywine HS (60/40)	2,640,300	1,760,200	4,400,500
Brandywine, Renovate Claymont ES (60/40)	3,178,000	2,118,667	5,296,667
Cape Henlopen, Sussex Consortium Expansion (100% State)	10,782,952		10,782,952
Cape Henlopen, Renovate Milton ES (60/40)	1,793,800	1,195,867	2,989,667
Cape Henlopen, Renovate Lewes School and Demolish Richard A. Shields ES (60/40)	2,065,100	1,376,733	3,441,833
Cape Henlopen, Addition to Cape Henlopen HS (60/40)	5,007,000	3,338,000	8,345,000
Capital, Construct 800 Student MS Building 1 (64/36)	11,750,000	6,609,375	18,359,375
Appoquinimink, Renovate Silver Lake ES (75/25)	4,524,000	1,508,000	6,032,000
Appoquinimink, Construct 1,000 Student MS and 1,600 Student HS (75/25)	48,679,000	16,226,333	64,905,333

1	Indian River, Replace Howard T. Ennis School (100% State)	30,498,085	30,498,085
2	Market Pressure Cape Henlopen (60/40) and		
3	Caesar Rodney (79/21)	11,172,283	5,386,771
4	Subtotal	\$147,090,520	\$46,861,070
5		TOTAL	\$193,951,590
			\$230,515,000

6			<u>Maximum</u>	
7	<u>Purpose</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
8	<u>Minor Capital Improvement and Equipment</u>	<u>\$15,000,000</u>	<u>\$7,316,932</u>	<u>\$22,316,932</u>
9	<u>Capital, Construct 800 Student MS – Building 1 (64/36)</u>	<u>17,876,600</u>	<u>10,055,525</u>	<u>27,932,125</u>
10	<u>Capital, Construct 800 Student MS – Building 1 (Local Only)</u>		<u>8,710,000</u>	<u>8,710,000</u>
11	<u>Capital, Construct Kent County Community School</u>			
12	<u>Classrooms at MS – Building 1 (100% State)</u>	<u>2,864,200</u>		<u>2,864,200</u>
13	<u>Cape Henlopen, Addition to Cape Henlopen HS (60/40)</u>	<u>834,500</u>	<u>556,300</u>	<u>1,390,800</u>
14	<u>Cape Henlopen, Construct New 600 Student MS (60/40)</u>	<u>7,118,100</u>	<u>4,745,300</u>	<u>11,863,400</u>
15	<u>Cape Henlopen, Construct New Rehoboth ES (60/40)</u>	<u>2,187,900</u>	<u>1,458,600</u>	<u>3,646,500</u>
16	<u>Cape Henlopen, Four Additional Classrooms for Sussex</u>			
17	<u>Consortium at Cape Henlopen HS (100% State)</u>	<u>212,600</u>		<u>212,600</u>
18	<u>Cape Henlopen, Renovate Lewes School and</u>			
19	<u>Demolish Richard A. Shields ES (60/40)</u>	<u>12,390,700</u>	<u>8,260,500</u>	<u>20,651,200</u>
20	<u>Cape Henlopen, Renovate Milton ES (60/40)</u>	<u>10,762,700</u>	<u>7,175,100</u>	<u>17,937,800</u>
21	<u>Cape Henlopen, Replace H.O. Brittingham ES (60/40)</u>	<u>2,187,900</u>	<u>1,458,600</u>	<u>3,646,500</u>
22	<u>Appoquinimink, New 330 Student Kindergarten</u>			
23	<u>Center (76/24)</u>	<u>11,753,900</u>	<u>3,711,800</u>	<u>15,465,700</u>
24	<u>Appoquinimink, New 840 Student ES at Summit</u>			
25	<u>Campus (76/24)</u>	<u>2,720,000</u>	<u>859,000</u>	<u>3,579,000</u>
26	<u>Appoquinimink, Replace Everett Meredith MS (75/25)</u>	<u>5,621,400</u>	<u>1,873,800</u>	<u>7,495,200</u>
27	<u>Appoquinimink, Replace Everett Meredith MS (State Only)</u>	<u>18,675,600</u>		<u>18,675,600</u>
28	<u>Appoquinimink, Renovate Silver Lake ES (75/25)</u>	<u>3,622,800</u>	<u>1,207,600</u>	<u>4,830,400</u>
29	<u>Appoquinimink, Renovate Silver Lake ES (State Only)</u>	<u>12,998,800</u>		<u>12,998,800</u>
30	<u>Appoquinimink, Summit Land Purchase (76/24)</u>	<u>4,123,600</u>	<u>1,302,200</u>	<u>5,425,800</u>
31	<u>Appoquinimink, Appoquinimink HS Turf Fields (2)</u>			
32	<u>Replacements (Local Only)</u>		<u>2,237,500</u>	<u>2,237,500</u>

Purpose	State Share	<u>Maximum</u> Local Share	Total Cost
<u>Appoquinimink, Middletown HS Turf Field Replacement (Local Only)</u>		1,118,700	1,118,700
<u>Appoquinimink, Everett Meredith Turf Field Replacement (Local Only)</u>		1,118,700	1,118,700
<u>Appoquinimink, Middletown HS Roof and HVAC Replacement (Local Only)</u>		3,620,300	3,620,300
<u>Brandywine, Renovate Claymont ES (60/40)</u>	1,588,900	1,059,300	2,648,200
<u>Indian River, Howard T. Ennis Additional Funding (100% State)</u>	4,689,400		4,689,400
<u>Indian River, Replace Howard T. Ennis School (100% State)</u>	4,196,802		4,196,802
<u>Subtotal</u>	<u>\$141,426,402</u>	<u>\$67,845,757</u>	<u>\$209,272,159</u>
	<u>TOTAL</u>		<u>\$240,875,000</u>

Section 3. Appropriation of General Funds. It is the intent of the General Assembly that ~~\$184,322,700~~ \$233,018,900 be appropriated to the following departments of the State and in the following amount for the purposes set forth in the Section 1 Addendum of this Act. Any funds remaining unexpended or unencumbered by June 30, ~~2022~~ 2023 shall revert to the General Fund of the State of Delaware.

Department, Agency or Instrumentality	Amount
Office of Management and Budget	\$86,845,173 <u>\$83,635,885</u>
Delaware State Housing Authority	575,000 <u>680,000</u>
State	40,125,800 <u>71,900,000</u>
Finance	2,000,000
Health and Social Services	10,000,000 <u>22,500,000</u>
Services for Children, Youth and Their Families	645,000 <u>200,000</u>
Correction	4,128,000 <u>3,485,956</u>
Natural Resources and Environmental Control	33,268,700 <u>45,748,700</u>
Safety and Homeland Security	1,168,359
Agriculture	3,700,000 <u>3,425,000</u>
Fire Prevention Commission	150,000 <u>115,000</u>
University of Delaware	350,000

1	Delaware State University	615,000
2	Education	751,668 <u>160,000</u>
3	TOTAL	\$184,322,700 <u>\$233,018,900</u>

4 **Section 4. General Fund Reprogramming.** (a) Notwithstanding the provisions of any other state
5 law, the General Assembly hereby directs the State Treasurer to transfer appropriation balances, not in excess of
6 the balances below from the following General Fund appropriation and reauthorizes the funds to the
7 departments listed in subsection (b) of this Section, according to the purposes in the Section 1 Addendum of this
8 Act.

9	<u>Department, Agency or Instrumentality</u>	<u>Appropriation Code</u>	<u>Amount</u>
10	<u>Office of Management and Budget</u>		
11	<u>Operations I</u>	2019-10-02-11-00607	\$11,181,287
12		<u>TOTAL</u>	<u>\$11,181,287</u>

13	<u>(b) Department, Agency or Instrumentality</u>	<u>Amount</u>
14	<u>Office of Management and Budget</u>	
15	<u>Minor Capital Improvement and Equipment</u>	\$783,442
16	<u>Health and Social Services Project</u>	
17	<u>Holloway Campus Electrical System Replacement</u>	2,200,000
18	<u>Safety and Homeland Security Project</u>	
19	<u>Minor Capital Improvement and Equipment</u>	2,003,700
20	<u>Department of State</u>	
21	<u>Rehoboth Beach Public Library</u>	500,000
22	<u>Selbyville Public Library</u>	3,687,595
23	<u>Department of Correction</u>	
24	<u>JTVCC W-1 Building Sprinkler System</u>	2,006,550
25		<u>TOTAL</u> <u>\$11,181,287</u>

26 **Section 5. Appropriation of Bond Premium.** Notwithstanding the provisions of 29 Del. C. § 7414(a), of
27 the available premium from bonds or revenue notes sold after January 1, 2004, ~~\$22,800,000~~ \$32,800,000 shall be used
28 in the following amounts for the purpose set forth in the Section 1 Addendum of this Act:

29	<u>Department, Agency or Instrumentality</u>	<u>Amount</u>
30	<u>Office of Management and Budget</u>	
31	Deferred Maintenance	\$24,435
32	<u>Leonard L. Williams Justice Center Improvements</u>	\$850,000
33	Veterans Home Bathing Rooms	180,000
34	Minor Capital Improvement and Equipment	700,000
35	<u>Health and Social Services Project</u>	
36	<u>Holloway Campus Mitchell Building - New HVAC System</u>	2,500,000

1	<u>Education Project</u>	
2	City of Wilmington Education Initiatives	13,000,000
3	Department of State	
4	John Dickinson Plantation	2,000,000
5	Museum Maintenance	550,000
6	North Wilmington Public Library	150,000
7	Rehoboth Beach Public Library	150,000
8	Seaford Public Library	56,415
9	Southern Regional Library	5,963,750
10	<u>Department of Correction</u>	
11	700 MHz Radio System Upgrade	4,200,000
12	Department of Natural Resources and Environmental Control	
13	Delaware Bayshore Initiative	500,000
14	Biden Center Renovations	2,250,000
15	Redevelopment of Strategic Sites (Fort DuPont)	1,950,000
16	Redevelopment of Strategic Sites (NVE)	2,850,000
17	Conservation Reserve Enhancement Program	100,000
18	Dikes/Dams	1,000,000
19	Department of Education	
20	School Safety and Security	5,000,000
21	Cape Henlopen, Four Additional Classrooms for Sussex Consortium at	
22	Cape Henlopen HS (100% State)	1,275,400
23	TOTAL	\$22,800,000 \$32,800,000

24 **Section 6. Appropriation of One-Time Special Funds.** It is the intent of the General Assembly that
25 \$7,318,713 of the Escheat – Special Fund balance within the Department of Finance, Office of the Secretary (2020-25-
26 01-01-20063) be appropriated to the following department of the State and in the following amount for the purpose set
27 forth in Section 1 Addendum of this Act.

28	<u>Department, Agency or Instrumentality</u>	<u>Amount</u>
29	<u>Education</u>	
30	Indian River, Replace Howard T. Ennis School (100% State)	\$7,318,713
31	TOTAL	<u>\$7,318,713</u>

32 **Section 7. Continuing Appropriations.** For the fiscal year ending June 30, ~~2019~~ 2020, any sums in the
33 following accounts shall remain as continuing appropriations and shall not be subject to reversion until June 30, ~~2020~~
34 2021.

35	Fiscal Year(s)	Appropriation Code	Description
36	2016/17	01-08-02-50001	Legislative Information System (LIS)
37			Upgrade
38	2014/15/16	01-08-02-59905	LIS Upgrade
39	2016/17	02-17-01-50060	MCI Judicial
40	2009	10-02-05-50006	800 MHZ

1	2017	10-02-11-10228	Local Law Enforcement
2	2017	10-02-11-50103	City of Wilmington Lighting
3	2012	10-02-11-50369	New Jobs Infrastructure
4	2016	10-02-50-50003	Carvel Office Building Mechanical
5			Upgrades
6	2016	10-02-50-50004	Carvel Office Building Sprinkler
7			System Replacement
8	2017	10-02-50-50005	Roof Replacements
9	2016	10-02-50-50007	DSP Indoor Firing Range
10			HVAC Replacement
11	2016/17	10-02-50-50009	Kent and Sussex Judicial Court Facilities
12	2017	10-02-50-50010	Veterans Home Bathing Rooms
13	2016/17	10-02-50-50012	Holloway Campus Electrical
14	2016	10-02-50-50020	Terry Center Restroom Renovation
15	2016/17	10-02-50-50021	HRYCI Old Kitchen Space Renovation
16	2016	10-02-50-50023	JTVCC Shower Renovations
17	2016/17	10-02-50-50026	HRCYI Front Lobby Renovation
18	2016	10-02-50-50042	New JTVCC Sally Port/Intake Facility
19	2013/14 2017	10-02-50-50055	New Troop 7, Lewes
20	2016/17/18	10-02-50-50060	MCI/Judicial
21	2016/17	10-02-50-50061	MCI/State
22	2016/2017/18	10-02-50-50064	MCI/Correction
23	2016/2017/18	10-02-50-50066	MCI/DSHS
24	2017	10-02-50-50096	Carvel State Office Building
25	2017	10-02-50-50099	Prices Corner Government Complex
26			Engineering Study
27	2017 2018	10-02-50-50105	JTVCC Building 20 Expansion
28	2017	10-02-50-50109	DEMA Shed Replacement
29	2018	10-02-50-50184	BWCI Special Needs Unit
30	2016/17	10-02-50-50237	State Park Facilities
31	2017	10-02-50-50249	MCI/National Guard
32	2016/2017/18	10-02-50-50306	MCI/OMB
33	2016/17/18	10-02-50-50307	MCI/DHSS
34	2015/16/17	10-02-50-50308	MCI/DSCYP
35	2015	10-02-50-50362	Roof Replacements
36	2012/15	10-02-50-50363	Troop 3, Camden
37	2016/17	10-02-50-50370	Roof Replacements
38	2014	10-02-50-50403	Roof Replacement – DSC
39	2014	10-02-50-59907	Roof Renovations – DSC
40	2017	10-02-50-59916	Minor Capital Improv & Equip
41	2015	10-02-50-59917	Capital Complex Lighting
42	2015	10-02-50-59918	DSP Indoor Firing Range
43	2015	10-02-50-59919	DHCI Emergency Generator
44	2015	10-02-50-59920	Generator Replacements
45	2016/18	10-02-50-59926	Architectural Barrier
46	2016	10-02-50-59927	DSP Indoor Firing Range
47	2018	10-02-50-59940	JTVCC Building C Contingency
48	2018	10-02-50-59942	Park and Wildlife Area
49	2018	10-02-50-59949	Combined Support Maintenance
50	2016	10-03-03-50369	New Jobs Infrastructure
51	2002	12-05-03-10090	GF Cap Reprogramming
52	1994	12-05-03-50015	Agency Reversions
53	1994	12-05-03-50229	School Reversions
54	2002/15/16/17/18	20-08-01-50065	Harrington Public Library

1	<u>2018</u>	20-08-01-50082	Delmar Public Library
2	2012/13/14/17/18	20-08-01-50364	Duck Creek Library
3	2014	20-09-01-50404	Veterans Home Dining Room
4	2014	40-01-01-10044	Delaware Bayshore Initiative
5	2017	40-01-01-50129	Delaware Bayshore Initiative
6	2016	40-01-01-59923	Critical Equipment for Operations
7	2016	40-01-01-59937	Delaware Bayshore Initiative
8	2014	40-03-02-10922	Redevelopment of Strategic Sites
9	2014/15/16/17	40-03-02-50086	Statewide Trails and Pathways
10	2017/18	40-03-02-50118	Redevelopment of Strategic Sites
11	2014/2015/16/17	40-03-02-50237	State Park Facilities
12	2012/16	40-03-02-50366	Redevelopment/Strategies
13	2016/18	40-03-02-59922	Redevelopment of Strategic Sites
14			(NVF/Fort DuPont)
15	<u>2018</u>	40-03-02-59942	<u>Park and Wildlife Area</u>
16	2017	40-03-04-10138	Tax Ditches
17	2014	40-03-04-10246	Holts Landing Dredging
18	2014/15/16/17	40-03-04-50087	Dikes/Dams
19	2017	40-03-04-50125	Pier and Dredging Project
20	2003	40-03-04-50224	Resource Conserv & Dev
21	2016/17	40-03-04-50225	Resource Conserv & Dev
22	<u>2018</u>	40-03-04-59943	<u>High Hazard Dam and Dike</u>
23	2017	40-04-03-50121	Water Supply Monitoring
24	2014	45-01-01-10252	City of Wilmington Wireless
25	2014	45-01-01-59913	NCC Law Enforcement Firing Range
26	2010	55-05-00-95401	FHWA
27	2010	55-05-00-95402	FTA
28	2010	55-05-00-95403	Federal-Other
29	2010	55-05-00-95404	TIFIA Loan
30	2010/11/12/13/14/15/16/17/18	55-05-00-95601	Grants & Allocations
31	2010/11/12/13/14/15/16/17/18	55-05-00-97301	Transit System
32	2010/11/12/13/14/15/16/17/18	55-05-00-97601	Support System
33	2010/11/12/13/14/15/16/17/18	55-05-00-97701	Road System
34	2010	55-05-00-97801	GARVEE Fund
35	2016	55-05-00-97802	US 301 Toll Revenue Bond
36	2016	76-01-01-50092	Field Maintenance Shop
37	2017 <u>2018</u>	90-01-01-50088	Laboratories
38	2017/18	90-03-01-50093	Campus Improvements
39	2017	90-03-01-50273	Excellence Through Technology
40	2016/2017	90-04-01-50273	Excellence Through Technology
41	2016/17/18	90-04-01-50353	Critical Capital Needs
42	2013	90-04-02-50271	Owens Campus Improvements
43	2017	90-04-05-50325	Stanton/Wilmington Campus
44	2014/15/16/17	95-01-01-50022	MCI
45	<u>2018</u>	95-10-00-50465	<u>Caesar Rodney, Renovations</u>
46	2017/18	95-10-00-50466	Additions and Renovations to CRHS
47	2017/18	95-10-00-50468	Renovate Fred Fifer III
48	<u>2018</u>	95-10-00-50469	<u>Caesar Rodney, Renovations</u>
49	2017/18	95-10-00-50471	Renovate F Neil Postlethwait
50	<u>2018</u>	95-10-00-50472	<u>Caesar Rodney, Renovations</u>
51	<u>2018</u>	95-10-00-50473	<u>CR Ren Star Hill ES</u>
52	<u>2018</u>	95-10-00-50475	<u>CR Ren Nellie Hughes Stokes</u>
53	2017/18	95-10-00-50477	Construct 600 Student ES
54	2016	95-11-00-50461	Renovate John S. Charlton

1	2013	95-13-00-50285	Capital Construct New
2	<u>2018</u>	95-13-00-50324	Voc Equipment Replacement
3	<u>2014</u>	95-13-00-50409	Renovate Central MS
4	<u>2017</u>	95-15-00-50022	MCI
5	<u>2013/14/2015/16/17/18</u>	95-15-00-50324	Voc Equipment Replacement
6	<u>2016/17</u>	95-15-00-50440	Renovate Lake Forest HS
7	<u>2015</u>	95-15-00-50441	Renovate Central ES
8	<u>2016</u>	95-15-00-50442	Renovate East ES
9	2013/14/15	95-16-00-50394	Laurel, Construct 1200 Student ES
10	<u>2017 2018</u>	95-17-00-50022	MCI
11	<u>2017</u>	95-17-00-50433	Construct 720 Student ES
12	<u>2016</u>	95-17-00-50435	Sussex Consortium
13	<u>2017</u>	95-17-00-50460	10 Add'l Classrooms for Sussex County Consortium
14			
15	<u>2018</u>	95-17-00-50474	Construct New Rehoboth ES
16	<u>2018</u>	95-17-00-50476	Nine Additional Classrooms for Sussex Consortium at Rehoboth ES
17			
18	<u>2017/18</u>	95-17-00-50490	Construct Sussex Consortium Building
19	<u>2017/18</u>	95-17-00-50491	Replace H.O. Brittingham ES
20	<u>2017/18</u>	95-17-00-50493	9 Add'l Classrooms for Sussex County Consortium
21			
22	<u>2018</u>	95-17-00-59945	Supplementary Funds for Sussex Consortium Building
23			
24	<u>2017</u>	95-18-00-50022	MCI
25	<u>2018</u>	95-23-00-50022	MCI
26	<u>2017/18</u>	95-24-00-50022	MCI
27	2012	95-24-00-50091	Roofing Systems
28	2016	95-24-00-50094	Security Systems
29	2011	95-24-00-50095	Technology Infrastructure
30	2016	95-24-00-50130	System Upgrades
31	<u>2017 2018</u>	95-24-00-50324	Voc Equipment Repl
32	<u>2015</u>	95-24-00-50446	Renovate North Smyrna ES
33	<u>2016</u>	95-24-00-50447	Renovate John Bassett Moore IS
34	<u>2016</u>	95-24-00-50448	Renovate Thomas D. Clayton Administration Building
35			
36	<u>2018</u>	95-31-00-50022	MCI
37	<u>2017</u>	95-31-00-50392	Architectural Barrier
38	<u>2017/18</u>	95-31-00-50479	Additions and Renovations to Carrcroft ES
39	<u>2017/18</u>	95-31-00-50481	Renovate Brandywine HS
40	<u>2017/18</u>	95-31-00-50483	Renovate Claymont ES
41	<u>2017</u>	95-31-00-50485	Renovate Facilities Maintenance Building
42	<u>2017/18</u>	95-31-00-50487	Demolish Burnett Building
43	<u>2014/2017/18</u>	95-32-00-50022	MCI
44	<u>2014/15/16/17/18</u>	95-32-00-50324	Voc Equipment Replacement
45	<u>2014</u>	95-32-00-50400	Construct 600 Student ES
46	<u>2015</u>	95-32-00-50408	Renovate Forest Oak ES
47	<u>2015</u>	95-32-00-50416	Renovate Mote ES
48	<u>2015</u>	95-32-00-50417	Renovate Richardson Park ES
49	<u>2015</u>	95-32-00-50418	Renovate Richey ES
50	<u>2015</u>	95-32-00-50423	Renovate Stanton MS
51	<u>2015</u>	95-32-00-50424	Renovate Dickinson HS
52	<u>2016</u>	95-32-00-50451	Renovate Austin D. Baltz ES
53	<u>2016</u>	95-32-00-50452	Renovate Heritage ES
54	<u>2016</u>	95-32-00-50453	Renovate Highlands ES

1	2016	95 32 00 50454	Renovate William C. Lewis ES
2	2016	95 32 00 50455	Renovate Henry B. DuPont MS
3	2016	95 32 00 50456	Renovate Skyline MS
4	2016	95 32 00 50457	Renovate Thomas McKean HS
5	2016	95 32 00 50458	Renovate Meadowood
6	2016	95 32 00 50459	Renovate The Central School
7	<u>2018</u>	<u>95-33-00-50140</u>	<u>City of Wilmington Education Initiatives</u>
8	2014	95 33 00 50324	Voc Equipment Replacement
9	2013/14/16	95 33 00 50392	Architectural Barrier
10	2017	95 33 00 50494	Renovate Brennen School
11	<u>2018</u>	<u>95-33-00-59941</u>	<u>City of Wilmington Education Initiatives</u>
12	<u>2018</u>	<u>95-33-00-59950</u>	<u>City of Wilmington Education Initiatives</u>
13	2013	95 34 00 50324	Voc Equipment Replacement
14	2017	95 35 00 50324	Voc Equipment Replacement
15	2013	95 35 00 50383	Construct HS
16	2017	95 36 00 50022	MCI
17	2017	95 36 00 50324	Voc Equipment Replacement
18	<u>2018</u>	<u>95-37-00-50392</u>	<u>Architectural Barrier</u>
19	2016	95 37 00 50462	Delmar Roof Replacement
20	<u>2018</u>	<u>95-38-00-50002</u>	<u>Environmental Compliance</u>
21	2017 <u>2018</u>	95-38-00-50324	Voc Equipment Replacement
22	2015	95-38-00-50437	Replace Roof at Hodgson HS
23	2015	95-38-00-50439	Replace Roof at Delcastle HS
24	2016 / <u>2017/18</u>	95-38-00-50463	Renovate Howard HS/1927 Building
25	<u>2018</u>	<u>95-39-00-50022</u>	<u>MCI</u>
26	2017 <u>2018</u>	95-39-00-50324	Voc Equipment Replacement
27	2014/17	95-51-00-50022	MCI
28	2017 <u>2018</u>	95-76-00-50022	MCI
29	2017 <u>2018</u>	95-80-00-50022	MCI
30	2017	95 82 00 50022	MCI
31	2017 <u>2018</u>	95-86-00-50022	MCI
32	2017	96 04 00 50022	MCI
33	2017	96 05 00 50022	MCI
34	2017	96 06 00 50022	MCI

35 **Section 8. Prefatory Language.** This Act has been prepared in conformance with 78 Del. Laws, c. 90. For
36 all sections with the exception of Section 1 Addendum, all comparisons to the previous year’s Budget Act are shown
37 noting insertions by underlining and deletions by strikethrough.

38 **Section 9. Conservation Districts - Federal Acquisition Regulations.** Conservation Districts shall not be
39 required to follow the provisions of the Federal Acquisition Regulations unless specifically required under a
40 contract(s) with a federal agency or federal grant. If the Conservation Districts are required to follow subpart 31.2 of
41 the Federal Acquisition Regulations, then the Conservation Districts are hereby authorized to charge an additional 10
42 percent to their overhead cost rate to enable the Conservation Districts to continue to fulfill their statutory duties and
43 responsibilities.

1 **Section 10. First State Preservation Revolving Fund, Inc.** For the current fiscal year, First State
2 Preservation Revolving Fund, Inc. may continue to expend, for administrative expenses, the interest generated by the
3 Community Redevelopment Fund appropriations of \$250,000 in each of Fiscal Years 1999 and 2000.

4 **Section 11. Laurel Redevelopment Corporation.** Any proceeds from the sale of property funded in whole
5 or in part from Community Redevelopment Fund grants to Laurel Redevelopment Corporation shall be reinvested in
6 redevelopment projects within the Town of Laurel.

7 **Section 12. Bond Bill Reporting Requirements.** All state agencies and public school districts receiving
8 funds from the Bond and Capital Improvements Act shall submit a quarterly expenditure status report to the Director
9 of the Office of Management and Budget and the Controller General on all incomplete projects that are wholly or
10 partially funded with state and/or local funds, including bond funds. The format and information required in these
11 quarterly reports shall include, but not be limited to, expenditures of both bond and cash funds. The report format will
12 be developed by the Office of Management and Budget and include information as needed by the Department of
13 Finance, the Office of the State Treasurer and the Office of Management and Budget to anticipate cash and bond
14 requirements for the upcoming fiscal year.

15 **Section 13. Notification.** The Director of the Office of Management and Budget and the Controller General
16 shall notify affected state agencies and other instrumentalities of the State as to certain relevant provisions of this Act.
17 Additionally, the Director of the Office of Management and Budget and the Controller General shall notify the
18 President Pro Tempore of the Senate and the Speaker of the House as to any legislative appointments required by this
19 Act.

20 **Section 14. Escheat - Special Funds.** For Fiscal Year ~~2020~~ 2021, in which General Fund deposits equal the
21 threshold established in 29 Del. C. § 6102(s) and the Fiscal Year ~~2020~~ 2021 Operating Budget Act, the Secretary of
22 Finance shall transfer all additional receipts received to a holding account entitled “Escheat - Special Fund”. The Joint
23 Legislative Committee on the Capital Improvement Program shall allocate these additional receipts as part of the
24 Fiscal Year ~~2021~~ 2022 Joint Legislative Committee on the Capital Improvement Act among the following funds:

- 25 (a) The K-12 Construction Fund;
- 26 (b) The Debt Reduction Fund; and
- 27 (c) The Other Post-Employment Benefits Fund as established by 29 Del. C. § 5281.

1 **Section 15. Higher Education Research and Education.** The Section 1 Addendum of this Act makes
2 appropriations to the Department of Transportation and the Department of Natural Resources and Environmental
3 Control. In an effort to best utilize resources available to the State, including federal funding, to the State's benefit and,
4 notwithstanding 29 Del. C. c. 69 or any other statutory provision to the contrary, the General Assembly hereby permits
5 the departments, within the limits of funding provided to support research and education efforts to enter into
6 agreements directly with the University of Delaware, Delaware State University and Delaware Technical Community
7 College. This authorization is limited to conducting basic or applied research; transferring knowledge regarding
8 scientific and technological advancements; and providing practical training to the state and local governments in the
9 application of science or technology, and encourages the departments to consider these three institutions as the
10 resource of first resort in meeting any of their research and/or educational needs.

1 **JUDICIAL**

2 **Section 16. Court Facilities Improvement Working Group.** Recognizing that there are critical unmet
3 court space needs statewide, including addressing operational deficiencies of the Family Court facilities in Sussex and
4 Kent Counties, and other downstate court facilities, as identified in the Southern Court Facilities Space Study (October
5 31, 2006), a court facilities improvement working group shall be established, consisting of representatives from the
6 Judicial Branch, the Office of the Governor, the Office of Management and Budget, including Facilities Management,
7 and the Office of the Controller General, to develop a plan for implementing flexible, cost-effective and potentially
8 innovative solutions to these and other court facility space issues. The working group shall engage with the Delaware
9 State Bar Association to obtain input from practitioners who practice in the affected courts regarding the best manner
10 to ensure that litigants have access to high-quality, dignified, and safe courthouses within reasonable proximity to their
11 residences, and what combination of courthouses will accomplish that goal in the manner most cost-effective to
12 taxpayers in the long term. For the same reason, the working group will obtain input from other state agencies that
13 provide services related to litigants in the affected courts, to consider whether the co-location of offices would be
14 helpful to those receiving services and be more efficient for state taxpayers in the long term.

15 **Section 17. Kent and Sussex County Judicial Court Facilities.** Section 1 Addendum of this Act includes
16 an appropriation of ~~\$6,850,000~~ \$17,500,000 for Kent and Sussex Family Court Facilities. The Section 1 Addendum of
17 80 Del. Laws c. 78 and c. 299, ~~and~~ 81 Del. Laws ~~e. 59 and~~ c. 303, and 82 Del. Laws c. 86 appropriated funding and
18 Section 21 of 81 Del. Laws c. 59 provided spending authority to be used toward preliminary costs, including planning
19 and design, ~~and~~ architectural and engineering work, and construction costs. Efficiencies shall be achieved in this
20 process through the combining of planning, design, architectural and engineering work for both facilities, in all
21 circumstances where combined efforts are appropriate and will likely achieve cost savings to the overall project.

1 **OFFICE OF MANAGEMENT AND BUDGET**

2 **Section 18. Construction Management.** Notwithstanding any other state law, the Office of Management
3 and Budget shall be responsible for the design and construction of all the projects listed under Office of Management
4 and Budget in the Section 1 Addendum of this Act. For those projects that are solely for the purchase of equipment,
5 including projects that are funded in any Minor Capital Improvement (MCI) and Equipment line, the Office of
6 Management and Budget shall transfer the appropriate funding necessary to purchase the equipment to the agency for
7 which the equipment is being purchased. The appropriate amount of funding shall be determined and agreed to by the
8 Office of Management and Budget and the agency for which the equipment is being purchased by September 1 of each
9 fiscal year. For those projects for which the appropriation is passed to an entity and for which the State is not a party
10 to the construction contract, the Office of Management and Budget shall provide technical assistance.

11 (a) Notwithstanding any other state law, there is hereby created an Appeals Board, to be composed of the
12 Lieutenant Governor, the Director of the Office of Management and Budget and the Controller General. The Appeals
13 Board shall approve the use of all unencumbered monies after that project is deemed substantially complete. A project
14 shall be deemed substantially complete when the project is occupied by 75 percent of the planned tenants or when
15 deemed complete by the Appeals Board. One year after a project is deemed substantially complete, any unencumbered
16 authorization balance shall revert. In no case shall this section empower the Appeals Board to allow for the
17 expenditure of funds for uses other than for the funds authorized purpose(s). The Controller General shall notify the
18 Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program of any decisions of the Appeals
19 Board.

20 (b) The use of MCI and Equipment funds in order to ensure completion of a Major Capital Improvement
21 project involving construction of a new facility is prohibited unless the use of such funds are necessary due to a legal
22 settlement or emergency or unforeseen conditions as determined by the Director of the Office of Management and
23 Budget, the Controller General and the Co-Chairs of the Joint Legislative Committee on the Capital Improvement
24 Program.

25 (c) A quarterly status report shall be submitted to the Controller General on all incomplete projects.

26 (d) No project's budget should be increased beyond what is appropriated in any Bond and Capital
27 Improvements Act, either with special funds or private funds, unless the use of those funds is approved by the

1 appropriate cabinet secretary, the Director of the Office of Management and Budget, the Controller General and the
2 Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program.

3 **Section 19. Craft Training.** The Office of Management and Budget may, in its discretion, engage in one
4 public works procurement utilizing a craft training program. The Office of Management and Budget may determine
5 the parameters and processes for any such procurement process and contract. Should the Office of Management and
6 Budget engage in such a public works procurement as set forth herein, upon its completion, the Office of Management
7 and Budget shall report to the Joint Legislative Committee on the Capital Improvement Program with an assessment of
8 said procurement including, but not limited to, cost-savings, project quality and worker safety.

9 **Section 20. Construction Manager.** It is the intent of the General Assembly that all public works projects,
10 including all public school projects, that utilize a construction manager on the project, utilize the delivery methodology
11 which requires the construction manager to secure a performance and payment bond for their portion of the work. All
12 subcontractors shall be listed at the start of the project and shall provide a performance and payment bond which
13 names the construction manager and the State of Delaware as additional insureds. All provisions of 29 Del. C. c. 69
14 are in effect for projects which utilize a construction manager.

15 **Section 21. Judicial Construction Oversight.** It is the intent of the General Assembly that a nine-member
16 Executive Committee be created to oversee construction of new or major renovation of judicial facilities. The
17 Executive Committee shall include two members of the legislature appointed by the Co-Chairs of the Joint Legislative
18 Committee on the Capital Improvement Program; the respective Chairs of the House and Senate Judiciary
19 Committees; two members of the Judiciary as appointed by the Chief Justice; and three members of the Executive
20 Department to include the Director of Facilities Management, the Director of the Office of Management and Budget
21 and their designee. The Executive Committee shall work in conformation with existing construction oversight
22 guidelines as written in the Construction Management section of this Act. The Executive Committee is hereby
23 empowered to:

24 (a) Select appropriate professionals necessary to program, site, design, construct, furnish and equip the
25 facility;

26 (b) Provide such oversight to ensure that the final facility provides optimal security and incorporates
27 maximum operational efficiencies both within the Judiciary and in conjunction with other criminal justice agencies;

28 (c) Ensure that new construction and/or renovations are completed on schedule; and

1 (d) Ensure that the cost of new construction and/or renovations does not exceed the authorized budget.

2 This section shall apply to the following projects: Kent County Courthouse/O'Brien Building; Sussex County Family
3 Court; Kent County Family Court; and any Judicial construction or renovation project requested by either the Judicial
4 Branch or recommended by the Office of Management and Budget for the Judicial Branch where the total project cost
5 estimate exceeds \$10,000,000.

6 **Section 22. Minor Capital Improvement and Equipment Supplement - Office of Management and**
7 **Budget.** Notwithstanding the provisions of any other state law to the contrary, not more than 5 percent of the total
8 amount allocated to the Office of Management and Budget's MCI annual budget may be expended to enter into
9 contractual agreements for project representatives and associated administrative support to ensure adequate oversight
10 of state construction projects. The Director of the Office of Management and Budget is directed to provide an
11 itemized budget for this amount to the Controller General by August 1 of each fiscal year and expenditure reports to
12 the Controller General by December 1 and June 1 of each fiscal year.

13 **Section 23. New Castle County Courthouse.** Notwithstanding any law or local government ordinance,
14 resolution or any deed restrictions to the contrary, the Director of the Office of Management and Budget shall
15 designate the name of any state-owned or state-operated courthouse or other judicial building or facility in New Castle
16 County purchased, constructed or improved by funds appropriated pursuant to an act of the General Assembly and
17 shall have the sole authority to approve or disapprove the placement of any statues or memorials in or on the grounds
18 of such courthouse or judicial building or facility.

19 **Section 24. Card Access Security Systems.** Notwithstanding the provisions of any law to the contrary, the
20 Office of Management and Budget, the Department of Safety and Homeland Security (DSHS) and the Department of
21 Technology and Information (DTI) shall jointly develop and maintain specifications and standards for card access
22 security systems for all state facilities. Security system communications using state infrastructure will observe
23 enterprise standards and policies as defined by DTI pursuant to 29 Del. C. c. 90C. The specifications and standards
24 shall enable a single-card security solution for all state-owned facilities, require the ability for concurrent central and
25 local administration of card access functions and shall include a registry of approved card readers and associated
26 hardware required to implement card access security systems. It is the intent of this section to authorize the Office of
27 Management and Budget, DSHS and DTI to jointly select a single supplier, manufacturer or technology of access
28 cards and security management software for use by all state agencies. The Office of Management and Budget, DSHS

1 and DTI shall develop procedures and standards required for the evaluation and approval of agency requests for new or
2 modified security systems of any type. Before a state agency may install a new security system or modify an existing
3 system, the agency shall obtain the approval of the Office of Management and Budget, DSHS and DTI.

4 **Section 25. Design-Build Contracts.** The Office of Management and Budget is hereby authorized to utilize
5 or approve the design-build contract mechanism for up to twelve construction projects that are deemed necessary by
6 the Director for the efficient construction and improvement of state facilities. Design-build is a project delivery method
7 under which a project owner, having defined its initial expectations to a certain extent, executes a single contract for
8 both architectural/engineering services and construction. The selection processes and other terms of such contracts
9 may vary considerably from project to project. The design-build entity may be a single firm, a consortium, joint
10 venture or other organization. However, the fundamental element of design-build delivery remains that one entity
11 assumes primary responsibility for design and construction of the project. The Office of Management and Budget is
12 authorized to use this approach in completing its projects, subject to the following conditions:

13 (a) The contract terms shall include provisions to pay the prevailing wage rates determined by the
14 Department of Labor, as provided in 29 Del. C. § 6960, in conjunction with federal prevailing wage rates for such
15 work; ~~and~~

16 (b) The following additional provisions of 29 Del. C. c. 69 shall also be incorporated into these design-build
17 contracts: § 6962(d)(4)a. (anti-pollution, conservation environmental measures or Energy Star Equipment not covered
18 by contract specifications); § 6962(d)(7) (equality of employment opportunity); and § 6962(d)(8)(9) (bonding
19 requirements); and

20 (c) Any such contracts using federal funding shall conform to all applicable federal laws and regulations
21 concerning design-build contracting.

22 All other provisions of 29 Del. C. c. 69 shall not be applicable to these projects.

23 **Section 26. Carvel State Office Building.** As office space becomes available on the 11th floor of the Carvel
24 State Office Building, the Director of the Office of Management and Budget shall consider Legislative space needs
25 when reallocating available space.

26 **Section 27. 312 Cherry Lane.** The use of 312 Cherry Lane, New Castle, located in Riveredge Industrial
27 Park, being tax parcel 10-015.40-371, as it relates to zoning, subdivision, parking approvals, land development,
28 construction, permitting and code enforcement, shall not be subject to the jurisdiction of New Castle County or any

1 other municipality, provided that it or a portion thereof is leased by the State of Delaware or an agency thereof,
2 including if it is thereafter subleased to a private provider, as a medically assisted treatment facility for drug and other
3 addiction services, including any ancillary related uses such as offices or other treatment programs.

4 **Section 28. Higher Education Economic Development Investment Fund.** The Section 1 Addendum of
5 this Act allocates \$20,000,000 for the Higher Education Economic Development Investment Fund to be expended to
6 supplement investments that Delaware's institutes of higher education are making to improve job growth, job retention
7 and economic development in the State. These funds shall be awarded to the University of Delaware, Delaware State
8 University and Delaware Technical Community College and other institutions of higher education serving Delaware
9 residents to support projects and efforts that will help create or retain a significant number of high quality, full-time
10 jobs and/or continue to provide access to higher education opportunities for in-state residents. Applications for
11 funding shall be submitted to, and specific projects and amounts shall be approved by ~~the Higher Education Economic~~
12 ~~Development Investment Committee, composed of~~ the Secretary of State, the Co-Chairs of the Joint Legislative
13 Committee on the Capital Improvement Program, ~~the Controller General and~~ the Director of the Office of
14 Management and Budget and the Controller General, or their respective designees. The ~~Higher Education Economic~~
15 ~~Development Investment Committee~~ State may, at its discretion, develop a Memorandum of Agreement for any
16 institution seeking funding from the Higher Education Economic Development Investment Fund to include, but not be
17 limited to, a sustainable project plan for how such funding will promote access to higher education for Delaware
18 residents and impact job retention and/or creation; a plan of expenditure with reporting on defined
19 outcomes/milestones; a structure for how funding will be disbursed; recouping state funding should
20 outcomes/milestones not be achieved; and a plan of audit for said funding. The ~~Higher Education Economic~~
21 ~~Development Investment Committee~~ Office of Management and Budget and the Office of the Controller General will
22 provide an annual report on the approved projects and amounts expended to the Joint Legislative Committee on the
23 Capital Improvement Program.

1 **DELAWARE STATE HOUSING AUTHORITY**

2 **Section 29. Housing Development Fund - Affordable Rental Housing Program.** Section 1 Addendum of
3 this Act makes an appropriation for the Housing Development Fund - Affordable Rental Housing Program. It is the
4 intent of the General Assembly and the Administration that said funds are to be used to leverage other funding sources,
5 such as Low Income Housing Tax Credits and tax-exempt bonds to help create and/or improve affordable rental
6 housing stocks in Delaware. This investment in affordable rental housing will increase economic activity in the State
7 of Delaware. The Director of the Delaware State Housing Authority (DSHA) shall report to the Controller General
8 and the Director of the Office of Management and Budget no later than April 30, on the expenditure of the Housing
9 Development Fund appropriated in the Section 1 Addendum of this Act. Said report shall also include the amount and
10 expenditure of any non-state funds received by the State for said affordable rental housing projects.

11 **Section 30. Urban Redevelopment.** Section 1 Addendum of this Act makes an appropriation for a
12 statewide urban redevelopment initiative. DSHA shall administer these funds to incentivize investment in designated
13 Downtown Development Districts in accordance with state law authorizing the creation of the Districts and governing
14 the administration of the Downtown Development District Grant program. DSHA is authorized to use up to 5 percent
15 of the appropriated amount for the support of DSHA administrative functions associated with this initiative.

16 **Section 31. Strong Neighborhoods Housing Fund.** Section 1 Addendum of this Act makes an
17 appropriation to support housing development activities as part of comprehensive revitalization efforts in distressed
18 areas impacted by blight and crime. DSHA shall administer these funds and is authorized to use up to 5 percent of the
19 appropriated amount for the support of DSHA administrative functions associated with this initiative.

1 **DEPARTMENT OF TECHNOLOGY AND INFORMATION**

2 **Section 32. Data Center Projects.** In no instance shall any information technology data center project be
3 initiated by a department/agency during this fiscal year until a formalized plan has been approved by the
4 department/agency head, Director of the Office of Management and Budget and the ~~State's~~ Chief Information Officer.
5 This includes, but is not limited to, relocating, renovating and/or constructing new information technology data
6 centers.

7 **Section 33. IT Project Funding.** (a) Section 1 Addendum of this Act makes appropriations to the Office of
8 Management and Budget for technology projects. For Fiscal Year ~~2020~~ 2021, the following projects may receive an
9 allocation for planning, development, procuring services, conducting a feasibility/investment analysis or project
10 implementation provided they meet all of the requirements contained within this section:

11 Department/Agency Service Need

12 Technology and Information

13 ~~Network Core Router Infrastructure Upgrade~~

14 Technology Fund

15 Safety and Homeland Security

16 800 MHz Technology Refresh

17 Allocation of the funds appropriated for this purpose shall be made by the Director of the Office of
18 Management and Budget in consultation with the affected department/agency head. Project allocations shall not be
19 transferred to another department/agency unless approved by the Director of the Office of Management and Budget. In
20 the event federal funds are available for match in support of a project or projects, the Director of the Office of
21 Management and Budget and the Controller General may transfer such funds as are necessary to meet the match
22 requirements to the department/agency involved.

23 (b) In no instance shall any information technology (IT) project identified in subsection (a) of this section be
24 initiated by the department/agency during this fiscal year until its formalized plan has been approved by the
25 department/agency head, the Director of the Office of Management and Budget and the ~~state~~ Chief Information
26 Officer. The project plan and the request for funding to be transferred shall consist of a business case for the project,
27 which includes:

28 (i) Needs analysis;

29 (ii) Business process to be impacted/reengineered;

30 (iii) Risk assessment;

1 (iv) Stakeholder impact assessment;

2 (v) Cost-benefit analysis; and

3 (vi) An analysis of the total cost of ownership, which includes costs incurred during all phases of the
4 development and operational life cycles.

5 In no instance shall any project be approved by the Director of the Office of Management and Budget if any
6 portion of the above project plan requirements are absent from the department's/agency's request for a transfer of
7 funds.

8 (c) No IT project that receives funds through subsection (a) that has a scope beyond the scope of work
9 approved by the department/agency head, ~~and~~ the Director of the Office of Management and Budget and the ~~state~~
10 Chief Information Officer is to be undertaken. Changes in scope or cost that fundamentally alter the original intent of
11 an approved project shall be communicated to the Director of the Office of Management and Budget, the Controller
12 General and the ~~state~~ Chief Information Officer. Departments/agencies failing to communicate this information in a
13 prompt manner may cause the project to be postponed or terminated. This requirement applies to all IT or technology-
14 related systems development performed by the Department of Technology and Information (DTI), the
15 department/agency itself or an outside consultant or contractor. Further, this requirement applies to IT applications or
16 systems purchased, subscribed to or otherwise acquired and placed in use.

17 (d) Funding shall be transferred on a phase-by-phase basis. Except for the initial transfer where the project
18 plan needs to be approved, subsequent funding transfer requests shall be contingent upon the receipt and review of
19 quarterly project status reports by the Director of the Office of Management and Budget, Controller General and the
20 Chief Information Officer. In instances where the project requires a transfer prior to the deadline for the quarterly
21 report, a report of the project's status at the time of the request will be necessary.

22 (e) In all projects executed between DTI, ~~the Office of the Controller General~~, the Office of Management and
23 Budget, the Office of the Controller General and the concerned department/agency, DTI shall maintain staff support to
24 the benefit of the department/agency at the agreed upon level of effort (subject to recruitment delays) until the project
25 work has been accomplished.

26 (f) In no case shall funds appropriated in the Section 1 Addendum of this Act be used to employ data or word
27 processing professionals in support of current or proposed IT projects without the express written approval of the
28 Director of the Office of Management and Budget.

1 **DEPARTMENT OF STATE**

2 **Section 34. Museum Maintenance.** Section 1 Addendum of this Act makes an appropriation to the
3 Department of State for museum maintenance. It is the intent of the General Assembly that these funds be retained by
4 the Department of State, Division of Historical and Cultural Affairs for use with the operations of state museums or for
5 repairs to those facilities grounds, lands and buildings under the control of the Division of Historical and Cultural
6 Affairs; and/or for the purchase of any equipment necessary to facilitate those repairs.

7 **Section 35. Library Construction.** Proposals submitted by the Department of State to the Office of
8 Management and Budget under 29 Del. C. § 6604A shall include a statement as to whether or not each of the libraries
9 have the required 50 percent non-state share match as defined in 29 Del. C. § 6602A(2).

10 **Section 36. Library Construction Review.** Up to \$50,000 of any Library Construction project as defined in
11 29 Del. C. c. 66A shall be allocated to the Division of Libraries for the purpose of reviewing technology, workflow
12 and space planning to enable public libraries to meet standards established by the Division of Libraries with the
13 approval of the Council on Libraries. Pursuant to 29 Del. C. c. 66A, public libraries shall be responsible for 50 percent
14 of the costs (not to exceed \$25,000).

15 **Section 37. Stabilization Endowment for the Arts.** It is the intent of the General Assembly that previously
16 appropriated funds from the Department of State to the Stabilization Endowment for the Arts may be used to fund
17 operating expenses pursuant to appropriate controls and procedures adopted by the Board of the Arts Consortium of
18 Delaware and upon concurrence of the Division of Arts.

19 **Section 38. Historic Preservation Tax Credits.** Notwithstanding the provisions in 30 Del C. § 1816, the
20 maximum amount of Historic Preservation Tax Credits awarded under the provisions of 30 Del. C. c. 18 Subchapter II
21 shall not exceed \$8,000,000 for the Fiscal Years ~~2020—2025~~ 2021 - 2026.

22 **Section 39. Composites Research.** The Division of Small Business is authorized to provide a match of up
23 to \$100,000 to the University of Delaware Center for Composite Materials for federal research grants received that
24 support the development and application of composite manufacturing technology for the benefit of Delaware
25 companies. Such match shall be disbursed from the Delaware Strategic Fund upon documentation of the receipt of
26 federal funds allocated to the center during the fiscal year for these purposes and upon documentation of the relevance
27 of these research projects to Delaware industries' needs and their participation within said projects.

1 **Section 40. Kalmar Nyckel.** The scheduling of the Kalmar Nyckel by non-state entities shall require the
2 approval of the Riverfront Development Corporation. Further, the Riverfront Development Corporation (RDC) is
3 encouraged to enter into negotiations with interested parties to review the disposition of loans to the Kalmar Nyckel.

4 **Section 41. Transportation Property Disposition.** The proceeds from the future sale of parcels of land the
5 Department of Transportation acquired on Beech Street in the City of Wilmington and Delmarva Properties located in
6 the Wilmington Riverfront area shall be deposited to the Transportation Trust Fund.

7 **Section 42. Council on Development Finance.** If the Division of Small Business makes an award not in
8 agreement with the recommendations of the Council on Development Finance, the Director of the Division of Small
9 Business shall notify the Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program within 10
10 business days. The notification shall include details of the actual award, the Council recommendations on the proposal
11 and a justification for why the Division of Small Business did not follow the recommendations of the Council.

12 **Section 43. New Markets Tax Credit Program.** In the event that the Director of the Division of Small
13 Business and the Secretary of Finance determine that it is advisable to apply for participation in the New Markets Tax
14 Credit Program under the U.S. Treasury Department, the Director is authorized to form a business entity or
15 organization to apply for and manage this program on behalf of the State, as required by applicable federal legislation
16 and regulations. Any such application for said program shall be subject to the approval of the Co-Chairs of the Joint
17 Legislative Committee on the Capital Improvement Program and the Delaware State Clearinghouse Committee.
18 Should such application receive final approval by the U.S. Treasury Department or other federal governmental entity
19 charged with such authority, at least one public hearing shall be held for the purpose of presenting the program, the
20 availability of financial assistance and the selection process.

21 **Section 44. Riverfront Development Corporation.** (a) Funds appropriated for the Riverfront Development
22 Corporation of Delaware (RDC) shall be disbursed to a special fund to be known as the Riverfront Development
23 Corporation Fund hereinafter referred to as the Fund.

24 (b) The Fund shall be invested by the State Treasurer in securities consistent with the policies established by
25 the Cash Management Policy Board. All monies generated by the Fund shall be deposited in the Fund.

26 (c) Funds appropriated to the Division of Small Business for RDC shall be expended only with the approval
27 of the Board of Directors of RDC. Funds may only be expended for activities related to the redevelopment of the
28 Brandywine and Christina riverfront areas, including: planning and design studies; the acquisition, construction and

1 improvement of real property; environmental remediation; costs of operations and administration; debt service; and
2 other expenses in furtherance of the mission of RDC. On October 1 of each year the RDC will submit a report to the
3 Division of Small Business which will outline how the funds awarded in the previous fiscal year were utilized. This
4 report will also outline and explain the RDC's request for funding for the next fiscal year.

5 **Section 45. Limited Investment for Financial Traction (LIFT) and Delaware Rural Irrigation Program**
6 **(DRIP) Initiatives.** Notwithstanding any other law to the contrary, the Division of Small Business is hereby
7 authorized to pay administrative fees associated with LIFT and DRIP Initiatives from the Delaware Strategic Fund not
8 to exceed 2 percent of the program total.

9 **Section 46. Innovation Centers.** The Division of Small Business shall utilize the Delaware Strategic Fund
10 to encourage and invite proposals targeted at innovation to support the establishment or expansion of one or more
11 Innovation Centers. The mission of the Innovation Center(s) shall be creation of wealth by new and growing high tech
12 businesses in Delaware that have global impact. The innovation process shall involve assisting in the identification of
13 new product and process ideas that will succeed and the means of taking these new ideas to market. The Center(s) will
14 facilitate the marrying of the resources of Delaware's labor force, academic institutions and technical resources to the
15 expertise of a select group of entrepreneurs who understand opportunity, as well as the means to develop it.

16 **Section 47. Fraunhofer Vaccine Development.** It is the intent of the General Assembly to continue with its
17 five-year commitment to Fraunhofer USA which began on July 1, 2017 and will run through June 30, 2022. This
18 commitment of \$1,500,000 per year will be contingent upon a 2:1 match totaling \$15,000,000 from Fraunhofer USA
19 (\$3,000,000 per year from Fraunhofer USA to match the State's \$1,500,000 per year), subject to approval by the
20 Secretary of State or his or her designee.

21 **Section 48. Cultural Access Fund.** The Department of State is hereby authorized to use funds reserved in
22 the Cultural Access Fund in order to help fund ~~infrastructure projects~~ a matching grant program for capital projects and
23 related programs that will enhance the quality of availability of Delaware's recreational and cultural offerings. ~~Before~~
24 ~~distributing funds, the Department must certify to the Office of Management and Budget that the remaining cost of any~~
25 ~~renovation projects are being funded by other sources.~~ Funds disbursed as part of this matching grant program must be
26 matched 2:1 to state funds.

27 **Section 49. Robert H. Parker Library.** Notwithstanding the provisions of 29 Del. C. to the contrary, the
28 Robert H. Parker Library shall be deemed eligible to access all or a portion of the state share of funding under 29 Del.

1 C. c. 66A, Delaware Library Construction Assistance Act, along with conditions for eligibility and any draft
2 recommended amendments to the Act.

3 **Section 50. Business Development Allocation.** Notwithstanding any law to the contrary, the Division of
4 Small Business is authorized to utilize a portion of the funds allocated in the Section 1 Addendum of this Act to the
5 Delaware Strategic Fund to reimburse no more than ~~three~~ 3 percent of capital expenditures made by a commercial
6 developer who is undergoing a construction project that will cost at least \$75,000,000 and result in the creation of at
7 least 500 new jobs. Before funding can be allocated, the project must be reviewed by the Council on Development
8 Finance and the Director of the Division of Small Business must submit written justification to the Director of the
9 Office of Management and Budget and the Co-Chairs of the Joint Legislative Committee on the Capital Improvement
10 Program.

11 **Section 51. Small Business Financial Development Fund.** Notwithstanding any law to the contrary, the
12 Division of Small Business is authorized to use up to \$1,750,000 of the funds allocated in the Section 1 Addendum of
13 this Act to the Delaware Strategic Fund in order to help support programs that provide financial assistance to further
14 the development of small businesses in the state. Any programming that is to be allocated funding shall first be
15 reviewed by the Council on Development Finance.

16 **Section 52. Library Construction.** Amend 29 Del. C. § 6602A(1) by making the following deletions as
17 shown by strikethrough as follows:

18 (1) "Library construction" includes, but is not limited to, the acquisition, construction, reconstruction,
19 alteration, remodeling or enlargement of library buildings, the acquisition or installation of apparatus or equipment or
20 the acquisition of land required as sites for such buildings, including land or rights in land needed to provide access to
21 sites, and the grading or other improvements of such sites, land or rights in land, including the construction of
22 sidewalks where authorized by law, the construction of any sewers or water mains needed to connect such buildings to
23 any publicly-owned sewer system or water system. The following items are not considered to be included within the
24 definition of "library construction:" Supplies, ~~furniture and equipment not attached to the building,~~ computers, debt
25 service on loans, maintenance items and operating costs.

1 **DEPARTMENT OF FINANCE**

2 **Section 53. Bond Proceeds Reimbursement.** Unless not permitted by the Internal Revenue Code of 1986,
3 as amended (the Code), whenever the General Assembly authorizes the issuance of the State’s General Obligation
4 bonds or the Delaware Transportation Authority’s (the Authority) revenue bonds to finance the costs of specific capital
5 projects, it is the intent of the General Assembly that the interest on such bonds shall not be included in gross income
6 for federal income tax purposes under Section 103 of the Code, and the United States Treasury Regulations (the
7 Regulations) thereunder as they may be promulgated from time to time, or shall be qualified as Build America Bonds
8 pursuant to the Code and the Regulations. Pursuant to the State's budget and financial policies, other than unexpected
9 situations where surplus revenues render bond financing unnecessary or undesirable, no funds other than the proceeds
10 of such bonds, are or are reasonably expected to be, reserved, allocated on a long-term basis or otherwise set aside by
11 the State to pay the costs of such specific capital projects. Pursuant to the Authority’s budget and financial policies, it
12 is expected that approximately 50 percent of the costs of its capital projects shall be funded on a long-term basis from
13 the proceeds of such bonds. However, after the authorization of such bonds but prior to their issuance, non-bond funds
14 from the State’s General Fund or the Authority’s Transportation Trust Fund or other funds may be advanced on a
15 temporary basis to pay a portion of the costs of such specific capital projects. In that event, it is expected that these
16 non-bond funds will be reimbursed from the proceeds of such bonds when they are issued. This reimbursement may
17 cause a portion of such bonds to become reimbursement bonds within the meaning of Section 1.150-2 of the
18 Regulations. Under those Regulations, to preserve the exclusion of the interest on such bonds from gross income for
19 federal income tax purposes, it may be necessary to make a declaration of official intent. The Secretary of Finance is
20 hereby designated as the appropriate representative of the State and the Secretary of Transportation is hereby
21 designated as the appropriate representative of the Authority, and each is authorized to declare official intent on behalf
22 of the State or the Authority, as the case may be, within the meaning of Section 1.150-2 of the Regulations, whenever
23 and to the extent that such declaration is required to preserve such tax treatment.

24 **Section 54. Amortization Requirements.** Issuance of any bonds authorized in this Act or any previous
25 authorization act may be subject to any amortization requirements as shall be determined by the bond issuing officers
26 notwithstanding anything to the contrary contained in 29 Del. C. § 7406(b).

1 **DEPARTMENT OF HEALTH AND SOCIAL SERVICES**

2 **Section 55. Wilmington Renaissance Corporation.** Notwithstanding the provisions of 29 Del. C. c. 94, the

3 Department of Health and Social Services shall be authorized to lease the property located at 305 W. 8th Street,

4 Wilmington, Delaware to the Wilmington Renaissance Corporation as part of their initiative to transfer vacant and

5 underutilized property located in the Wilmington Creative District.

1 **DEPARTMENT OF CORRECTION**

2 **Section 56. Prison Construction.** (a) The Director of the Office of Management and Budget, as provided
3 through construction management services, shall consult with the Commissioner of Correction to ensure expedient
4 programming, planning and construction of authorized correctional facilities. None of the funds authorized herein or
5 in prior fiscal years are intended to supplant federal funds.

6 (b) Use of any federal grant funds awarded and approved by the Delaware State Clearinghouse Committee
7 for the purpose of constructing correctional facilities shall have the technical oversight of the Director of the Office of
8 Management and Budget as defined in the appropriate section of this Act pertaining to management of the construction
9 to ensure proper use and timely completion of all such construction projects authorized herein.

10 **Section 57. Community Restoration.** The Department of Correction may, to the extent resources and
11 appropriately classified offenders are available, direct these offenders to assist with community restoration projects.
12 These projects may include beautification, clean up and restoration efforts requested by civic, governmental and
13 fraternal organizations approved by the Commissioner.

14 **Section 58. Maintenance and Restoration.** Section 1 Addendum of this Act makes an appropriation to the
15 Department of Correction for Maintenance and Restoration projects. The department must submit a bi-annual report
16 to the Director of the Office of Management and Budget and the Controller General, detailing the expenditure of such
17 funds and the respective projects. The department shall submit a preliminary plan to the Director of the Office of
18 Management and Budget and the Controller General for maintenance projects for the following fiscal year by October
19 31.

20 **Section 59. Department of Correction Prison Industry Program.** The Department of Correction Prison
21 Industry Program shall be prohibited from selling on the open market precast concrete products work including, but
22 not limited to, catch basins and square boxes, unless such work meets National Precast Concrete Association
23 Standards. The Department of Correction Prison Industry Program can continue to build, pour and construct precast
24 concrete products that are exempt from this standard for use on State of Delaware prison projects.

25 **Section 60. James T. Vaughn C Building Contingency.** The Section 1 Addendum of 81 Del. Laws c. 59
26 appropriates \$1,000,000 to the Office of Management and Budget, and the Section 1 Addendum of 81 Del. Laws c.
27 303 appropriates \$2,000,000 to the Office of Management and Budget for the purpose of reserving contingency
28 funding for repairs, rehabilitation and/or reconstruction needed at Building C at the James T. Vaughn Correctional

1 Center. Any portion of these funds that are not needed for repairs, renovations and/or reconstruction at Building C may
2 be used for other purposes by the Department of Correction upon approval of the Director of the Office of
3 Management and Budget and the Controller General. If funds set aside for any of these purposes are not sufficient to
4 cover the expected expenses of the project or projects, the Office of Management and Budget is hereby permitted to
5 utilize a portion of the funds appropriated to the Construction/Federal Contingency under the Section 1 Addendum of
6 81 Del. Laws c. 303 to cover the shortfall.

1 **DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL**

2 **Section 61. Conservation Cost-Sharing Program.** Section 1 Addendum of this Act makes an appropriation
3 to the Department of Natural Resources and Environmental Control (DNREC) for the Conservation Cost-Sharing
4 Program. Of this amount, 70 percent will be divided equally among the three conservation districts to expand their
5 water quality and water management programs. Preference should be given to projects or conservation practices that
6 improve water quality on lands covered by nutrient management plans, as practicable and in consultation with the
7 Secretary. The remaining balance will be directed towards nutrient management and water quality efforts statewide as
8 determined by the Secretary, in consultation with the three conservation districts.

9 **Section 62. DNREC Land Acquisition.** Except for land acquired by approval of the Open Space Council or
10 approved through a Bond and Capital Improvements Act, land shall not be purchased by DNREC without prior
11 approval of the Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program provided,
12 however, that the Department is not prohibited from conducting studies, surveys or other contractual arrangements that
13 would normally precede land acquisition procedures.

14 **Section 63. Army Corps of Engineers Project Cooperation Agreements.** By using funds approved by
15 Bond and Capital Improvements Acts, the Secretary of DNREC is authorized to sign Project Cooperation Agreements
16 with the Department of the Army and other appropriate sponsors for planning, construction, operation and
17 maintenance for projects entered into by said Agreements.

18 **Section 64. Indian River Marina.** In accordance with the provisions of 73 Del. Laws, c. 350, § 70, DNREC
19 under the direction of the Director of the Office of Management and Budget may utilize up to \$9,900,000 in funds
20 from the Twenty-First Century Fund for the Parks Endowment Account as established in 29 Del. C. § 6102A(e), for
21 the purpose of revitalizing and enhancing public amenities within the Delaware Seashore State Park in and around the
22 Indian River Marina complex and related support facilities as presented to the Joint Legislative Committee on the
23 Capital Improvement Program on May 15, 2002. DNREC will repay both the principal borrowed and interest on the
24 principal borrowed equal to that interest lost as a result of borrowing from the account. Repayment shall not exceed
25 20 years.

26 **Section 65. Newark Reservoir.** Of the funds allocated from the Twenty-First Century Water/Wastewater
27 Management Account in 72 Del. Laws, c. 258 and c. 489, \$3,400,000 has been set aside for the Newark Reservoir
28 Project. If the City of Newark annexes the property referred to as New Castle County Tax Parcel Number

1 08-059.20-002 and Tax Parcel Number 08-059.20-001, the City must repay to the State those monies appropriated in
2 the Fiscal Year 2000 and 2001 Bond and Capital Improvements Acts for said project.

3 **Section 66. Seventh Street Marina.** It is the intent of the General Assembly to classify the Seventh Street
4 Marina, located on East Seventh Street, being Tax Parcel Number 26-044.00-013 containing 7.86 acres of land (of
5 which 5.27 acres, more or less, is above the high water line) as existing marina for purposes of the State of Delaware
6 Marina Regulations, adopted on March 29, 1990 and amended on February 22, 1993. Such classification does not
7 exempt any person seeking to make physical improvements to the marina from permit application fees pursuant to 7
8 Del. C. c. 66 and c. 72.

9 **Section 67. Waterway Management.** DNREC is directed to provide dedicated, comprehensive waterway
10 management for state waters. DNREC will maintain design depths and mark navigational channels of the State that
11 are not maintained and marked by any entity of the federal government; remove nuisance macroalgae; remove
12 abandoned vessels; remove derelict structures, trees and other debris that threaten safe navigation; and perform any
13 other waterway management services that may be identified to preserve, maintain and enhance recreational use of the
14 State's waters, as well as improve environmental conditions as warranted or directed by the Governor or Secretary of
15 DNREC. DNREC is further directed to undertake a study of the sediment sources and patterns of sediment movement
16 that result in deposition within state waterways to determine if there are methods to reduce the dependency on
17 dredging to remove deposited sediments.

18 **Section 68. Clean Water Funding Leverage.** DNREC, under advisement from the Water Infrastructure
19 Advisory Council, is encouraged to evaluate the potential leveraging of the Water Pollution Control Revolving Fund
20 and/or the Twenty-First Century Fund Water/Wastewater Management Account based on the recommendation of the
21 Dialogue on Financing Wastewater and Stormwater Infrastructure report sponsored by the Delaware Public Policy
22 Institute, Office of the Governor, Office of the Lieutenant Governor, DNREC and the Water Infrastructure Advisory
23 Council. DNREC is further encouraged to include in its evaluation the use of any other resources or assets within the
24 department that can be used to create an environmental infrastructure trust to further the environmental goals of the
25 State.

26 **Section 69. Auburn Valley Project.** The implementation of the transportation, stormwater management,
27 demolition, remediation, redevelopment and parks and recreation element of the Auburn Valley Master Plan shall not
28 be subject to the zoning, subdivision, land use or building code ordinances or regulations of New Castle County.

1 **Section 70. Conservation District Contracting.** Notwithstanding any statutory provision or regulation to
2 the contrary, it is the intent of the General Assembly that DNREC may enlist Delaware’s conservation districts as
3 provided in 7 Del. C. c. 39 to advance the purposes of this chapter. All contracts shall be subject to the provisions of
4 29 Del. C. § 6960.

5 **Section 71. Bay View.** The New Castle County Conservation District shall continue to work with the Bay
6 View community as a Twenty-First Century Fund drainage project and may use up to \$200,000 from existing Twenty-
7 First Century Fund project funds should the opportunity arise to fund an appropriate solution. For the purposes of Bay
8 View, appropriate solutions may include, but are not limited to, matching the \$200,000 in Twenty-First Century Fund
9 Project funds with FEMA funding as a Hazard Mitigation Project.

10 **Section 72. Redevelopment of Strategic Sites.** Section 1 Addendum of this Act makes an appropriation to
11 DNREC for the redevelopment of the following strategic sites:

12 ~~(a) The former NVE Facility in Yorklyn, along the Red Clay Creek; and~~

13 **(b)** The Fort DuPont complex adjacent to Delaware City. Up to \$300,000 of this appropriation may be
14 utilized for the operations and administration of the redevelopment corporation. Notwithstanding the provisions of 29
15 Del C. c. 94 and upon request by the redevelopment corporation board pursuant to a duly authorized resolution, the
16 Director of the Office of Management and Budget may transfer real property of the Fort DuPont/Governor Bacon
17 Complex to the redevelopment corporation.

18 **Section 73. Resource, Conservation and Development Projects.** It is the intent of the General Assembly
19 that the Office of Natural Resources, Division of Watershed Stewardship and the Conservation District(s) as
20 established by 7 Del. C. c. 39 shall have the following authorities:

21 (a) Within the same county, funds appropriated in any fiscal year shall be used for the completion of any
22 Twenty-First Century Fund project approved by the Joint Legislative Committee on the Capital Improvement
23 Program. Funds remaining from completed projects may be utilized for any project approved as part of any fiscal year
24 Bond and Capital Improvements Act. The funds appropriated are to be utilized for planning, surveying, engineering
25 and construction of approved projects.

26 (b) For water management and drainage projects undertaken by DNREC, Office of Natural Resources,
27 Division of Watershed Stewardship and the Conservation Districts using Twenty-First Century Fund Resource,

1 Conservation and Development funds, the required non-Twenty-First Century Fund match shall be a minimum of 10
2 percent of the total project cost for any project.

3 (c) Approved projects remain on the approved project list until completed or discontinued by the Division of
4 Watershed Stewardship or Conservation District(s) because of engineering, landowner consent or other issues that
5 render a cost effective solution to drainage or flooding problem unlikely. The projects recommended to be
6 discontinued will be identified on the annual report submitted to the Joint Legislative Committee on the Capital
7 Improvement Program.

8 (d) In December and May of each year, the Division of Watershed Stewardship shall submit a financial
9 report of fund activity including expenditures by fiscal year appropriated for each county to the Office of Management
10 and Budget and the Office of the Controller General. Accounting and financial management for the Twenty-First
11 Century Fund will be based on the current pro-rated allocation of funds for each county and not based on specific
12 project allocations.

13 (e) The Division of Watershed Stewardship will submit an annual report to the Joint Legislative Committee
14 on the Capital Improvement Program at the Resource, Conservation and Development hearing detailing project status
15 including those projects recommended for discontinuation. The annual report will also include a request for funding
16 that will identify the total unexpended balance of the fund and the total projected needs of the project estimates to date.
17 A list of new projects will also be identified and submitted for approval by the Joint Legislative Committee on the
18 Capital Improvement Program.

19 (f) When a proposed tax ditch project or other water management project traverses county lines, if approved
20 by the Joint Legislative Committee on the Capital Improvement Program the project shall be added to the project list
21 in both counties.

22 (g) Subject to the approval of the Co-Chairs of the Joint Legislative Committee on the Capital Improvement
23 Program, a project funded entirely from Community Transportation Funds may be added to the Twenty-First Century
24 Fund project list during the course of a fiscal year when said project is deemed to be an emergency project affecting
25 the health and safety of residents.

26 **Section 74. Revenues.** DNREC, following adequate opportunity for public comment and the approval of the
27 appropriate public advisory council(s) and the Secretary, may establish, for activities and services administered by the
28 department, such appropriate fees as shall approximate and reasonably reflect costs necessary to defray the expenses of

1 each such activity or service. There may be a separate fee charged for each service or activity, but no fee shall be
2 charged for a purpose not specified in the appropriate chapter of the Delaware Code. At the beginning of each calendar
3 year, the Department shall compute the appropriate fees for each separate activity or service and provide such
4 information to the General Assembly. All revenue generated by any of the activities or services performed by the
5 Department shall be deposited in the appropriated special fund account. These funds shall be used to defray the
6 expenses of the department, but may not exceed the budget authority for any fiscal year. Any fee or fee increase
7 associated with hunting, trapping or fishing and under the management authority of the Division of Fish and Wildlife
8 must also receive the appropriate approval by the General Assembly before becoming effective.

9 **Section 75. Clean Water Initiative.** Section 1 Addendum of this Act makes an appropriation to Clean
10 Water State Revolving Fund. At least ~~\$1,600,000~~ \$3,600,000 of these funds shall be used for the development,
11 administration and implementation of a clean water financing program to benefit low-income and traditionally
12 underserved communities through lower interest rates and affordability grants.

13 **Section 76. Delaware Inland Bays and Delaware Bay Coastal Storm Risk Management Feasibility**
14 **Study.** Notwithstanding any provision of the Delaware code to the contrary, the General Assembly authorizes the
15 Department of Natural Resources and Environmental Control to utilize up to \$250,000 from the Waterway
16 Management Fund to match federal funds in the same amount in order to enable the U.S. Army Corps of Engineers to
17 carry out a Delaware Inland Bays and Delaware Bay Coastal Storm Risk Management Feasibility Study. The purpose
18 of the study is to evaluate methods to relieve tidal flooding problems in Delaware's Inland Bays and Delaware Bay
19 communities.

20 **Section 77. Buried Debris Pit Remediation Program.** Section 1 Addendum of this Act makes an
21 appropriation of ~~\$1,000,000~~ \$500,000 to the Department of Natural Resources and Environmental Control for Debris
22 Pits. Remediation will be provided for cost-share assistance to landowners with buried debris on their properties. New
23 Castle County is encouraged to match the state appropriation. It is the intent of the General Assembly that any future
24 appropriations for Buried Debris Pit Remediation shall require a 1:1 match by New Castle County.

25 **Section 78. Ogletown Trail.** For purposes of creating and maintaining public-use trails in the Ogletown
26 area, the Secretary of the Department of Natural Resources and Environmental Control is hereby directed to enter into
27 an easement agreement with the property owners of parcels with Tax IDs 11-003.30-049 and 09-028.00-009 located on
28 East Chestnut Hill Road in Newark. Upon entering into an easement agreement for public access, the Department

1 shall allocate \$500,000 of its Park Facility Rehab and Public Recreational Infrastructure appropriation for the creation
2 and maintenance of trails, and enter into an agreement with a third-party organization related to easement monitoring,
3 trail development and maintenance, and habitat protection and restoration.

4 **Section 79. Fort Miles.** Section 1 Addendum of this Act makes an appropriation to the Department of
5 Natural Resources and Environmental Control for Park Facility Rehab and Public Recreational Infrastructure. Of this
6 amount, \$500,000 shall be used for improvement projects at Historic Sites State Parks inclusive of projects at Fort
7 Miles.

1 **DEPARTMENT OF SAFETY AND HOMELAND SECURITY**

2 **Section 80. New Castle County Regional Training Facility.** (a) Notwithstanding any provision or
3 requirement of the public trust doctrine or 10 Del. C. c. 62, and without the necessity of compliance therewith, New
4 Castle County is hereby authorized to utilize 40 acres, more or less, at 1205 River Road, New Castle, Delaware 19720,
5 Tax Parcel Number 10-046.00-001, for the sole purpose of establishing and maintaining a law enforcement firing
6 range and driving course thereon for use by federal, State of Delaware, New Castle County and local municipal law
7 enforcement personnel.

8 (b) Section 1 Addendum of 79 Del. Laws, c. 78 and c. 292 appropriated funding for the New Castle County
9 Law Enforcement Firing Range. Said funding may be expended for portable equipment that will be utilized for the
10 range upon opening of the facility.

1 **DEPARTMENT OF TRANSPORTATION**

2 **Section 81. General Provisions.** The Department of Transportation (Department) is hereby authorized and
3 directed to use all its designated powers and resources to carry out the following legislative mandates:

4 (a) Transportation Trust Fund Authorizations. Sums not to exceed ~~\$717,473,428~~ \$635,565,268 (State:
5 ~~\$425,285,877~~ \$367,652,319; Federal: ~~\$272,288,479~~ \$254,540,789; Other: ~~\$19,899,071~~ \$13,372,160) are authorized to
6 be withdrawn from the Transportation Trust Fund to carry out the projects and programs as set forth in the Section 1
7 Addendum of this Act.

8 (b) New Transportation Trust Fund Debt Authorization. To fund a portion of the projects authorized herein,
9 the Delaware Transportation Authority is hereby authorized to issue bonds in an amount not to exceed ~~\$26,741,437~~
10 \$80,224,311 pursuant to the provisions of 2 Del. C. c. 13 and 14, of which not more than ~~\$25,000,000~~ \$75,000,000
11 plus premium shall be used for purposes set forth in the Section 1 Addendum of this Act with the remainder, not to
12 exceed ~~\$1,741,437~~ \$5,224,311 to be used to fund issuance costs and necessary reserves for the Reserve Account.

13 **Section 82. Maintenance and Operations Facilities.** Building structures and facilities constructed, or to be
14 constructed, within the Department of Transportation's operating right of way that facilitate maintaining the highway
15 system and are used to assist in the operational and maintenance activities for all roads, shall not be subject to zoning,
16 subdivision or building code ordinances or regulations by any political subdivision of the State. Types of structures
17 may include equipment sheds, crew quarters, equipment maintenance, equipment washing, material storage sheds (i.e.
18 salt, sand and other bulk materials), fuel centers and other maintenance structures required to maintain the highway
19 system such as security (cameras and fences) including necessary maintenance and replacement items such as
20 upgrades to existing facilities. The Department shall not construct any such facility without first conducting a public
21 workshop to describe such plans and gather public input into the effect of such plans.

22 **Section 83. Grants and Allocations.** Section 1 Addendum of this Act makes an appropriation for projects
23 within the Grants and Allocations classification. The General Assembly further defines its intent with response to
24 those appropriations as follows:

25 (a) The sum of ~~\$27,330,000~~ \$22,680,000 (State), of which \$630,000 is categorized as Drainage Funds, shall
26 be used for the Community Transportation Fund (CTF), in accordance with the rules and regulations adopted by the
27 Joint Legislative Committee on the Capital Improvements Program, as amended from time to time.

1 (b) The sum of ~~\$6,000,000~~ \$10,000,000 (State) shall be used for the Municipal Street Aid program pursuant
2 to the provisions of 30 Del. C. c. 51. Of this amount, \$4,000,000 shall be a one-time increase.

3 (c) Of the funds appropriated in subsection (a), \$5,000,000 shall be used by the department to continue the
4 pilot program to accelerate the improvement and the quality of community streets. The department is directed to only
5 use these funds for direct paving and rehabilitation of community streets. The department is further directed to use its
6 existing road rating criteria as a basis to determine the priority of paving and rehabilitating community streets. The
7 department will provide a monthly report to the Co-Chairs of the Joint Legislative Committee on the Capital
8 Improvement Program on the progress of the pilot program.

9 **Section 84. 5310 Program.** The Delaware Transit Corporation is authorized to expend up to ~~\$1,200,252~~
10 \$1,284,965 (State portion ~~\$741,657~~ \$826,369, Federal portion \$458,595) from the Transit System classification
11 (97301) appropriated in this Act for the 5310 Program, administered by the Federal Transit Administration.

12 **Section 85. Department Work Impacts on Private Property and its Owners.** When the Department
13 and/or any of its contractors determines that it would be in the best interests of the State to undertake
14 construction/reconstruction work past 9:00 p.m. or before 7:00 a.m., and such work is to be conducted immediately
15 adjacent to a residential neighborhood:

16 (a) The Department shall first ensure that residents of the neighborhood are notified in a timely fashion of
17 the Department's desire to undertake such work. It must explain the benefits and costs to the State and the
18 neighborhood of working under regular hours and the proposed extended hour schedule. Such notifications shall
19 include a description of the proposed work to be conducted, the proposed use of any equipment that may cause noise,
20 vibration or odor disruptions to the neighborhood and an estimate of the time required to complete the project. The
21 Department may proceed with its extended hours of work if it does not receive a significant number of objections from
22 the notified residents. Pursuant to the provisions of the Delaware Code, it shall offer temporary relocation to any
23 residents who request such relocation.

24 (b) The Department may proceed with its extended hours of work, so long as jack hammering or other high
25 noise activities do not impose an excessive nuisance to residents within the designated work zone.

26 (c) If the Department determines that the proposed work (regardless of its scheduled time) will produce
27 noise that exceeds the applicable noise ordinances of the appropriate jurisdiction, the Department shall ensure that it
28 seeks and receives a waiver from that jurisdiction before commencing the work.

1 (d) If the Department determines that the proposed work may cause any vibration or other damage to
2 neighboring property, it shall complete a pre-work survey of the potentially affected properties to determine the base-
3 line condition of those properties. It shall monitor the properties during construction to ensure that any vibration or
4 other damage is minimized. If any damage does occur, the Department must reimburse the private property owners
5 pursuant to the provisions of the Delaware Code. The Secretary of the Department (Secretary) may waive the
6 provisions of this section if he/she determines that any such work is necessary in order to respond effectively to an
7 emergency caused by a natural disaster, an accident or a failure of a transportation investment.

8 **Section 86. City of Wilmington Beautification.** In order to maintain the urban tree canopy available in the
9 City of Wilmington, and those properties that directly abut City limits, the General Assembly authorizes and directs
10 the Department to establish, and maintain a program of tree maintenance and replacement in cooperation with the
11 Delaware Center for Horticulture and/or Urban Forestry in the Department of Agriculture. It is the intent of the
12 General Assembly that such program shall be funded exclusively by allocations made from time to time by members
13 of the General Assembly from their CTF. The Department shall make payments to the center and/or Urban Forestry in
14 the Department of Agriculture for work accomplished, and appropriately vouchered, from the CTF funds herein
15 identified.

16 **Section 87. Supplies of Road Materials.** 74 Del. Laws, c. 308 § 109 is suspended until such time as the
17 Department of Transportation shall suggest its re-institution and such suspension has been overridden by an Act of the
18 General Assembly.

19 **Section 88. System Capacity Preservation.** The General Assembly hereby determines that it is in the
20 public interest to limit future residential, commercial or industrial growth along certain portions of the State's highway
21 network. Such potential growth would produce unsafe driving conditions as increased traffic seeks access to, and
22 movements along, a number of local roads and collectors in critical locations through the State. The General
23 Assembly further determines that it would be infeasible or imprudent for the Department to attempt to design and
24 construct modifications to the State's highway network adjacent to these locations because such improvements would
25 irrevocably destroy the important scenic and historic nature of the view sheds and other environmental attributes
26 associated with these locations. Accordingly, the Secretary of ~~the Department of~~ Transportation is authorized and
27 directed to use state funds appropriated to the Transportation Enhancements program authorized and funded in the
28 Section 1 Addendum of 74 Del. Laws, c. 308, together with such other funds from any public or private source as may

1 be available and appropriate, to purchase land, or such rights in land, as the Secretary deems necessary to protect the
2 following properties, pursuant to the stipulations stated herein. Expenditures of these funds for these purposes shall be
3 with the review and approval of the Director of the Office of Management and Budget and Controller General. The
4 provisions of 17 Del. C. c. 1 and 29 Del. C. c. 93 and 95 shall govern such purchases, and any other purchase by the
5 Department authorized by this Act.

6 Millcreek Farm (Yearsley) Property - Four parcels totaling approximately 35 +/- acres adjacent to Mill Creek
7 (SR 282) and Stoney Batter (SR 283) Roads in New Castle County. The Department shall work with members of the
8 surrounding community, plus state and local officials, to develop a master plan for the permanent protection of the site
9 as community recreation and education and open space. Notwithstanding 17 Del. C. § 137, the Department of
10 Transportation, upon completion of plans to reconfigure the intersection of Stony Batter Road and Mill Creek Road, is
11 authorized to transfer said property to the Red Clay Consolidated School District.

12 **Section 89. Denny Road/Route 896 Alignment Completion.** Upon completion and final inspection of the
13 Denny Road/Route 896 Realignment Project, the frontage property consisting of two parcels (0.93 and 0.929 acres)
14 along Route 896, currently landscaped and maintained by the community of Meadow Glen, shall revert back to the
15 community which had owned said parcels prior to 1994. Notwithstanding the provisions of 17 Del. C. § 137, the
16 Department shall deed these parcels to the community and remain in their possession in perpetuity.

17 **Section 90. Wakefield Drive.** The Department shall be prohibited from reopening Wakefield Drive in
18 Newark through Old Baltimore Pike.

19 **Section 91. Community Transportation Funding Levels.** The Department is directed to account for the
20 Community Transportation Program funds as cash, which shall be equal to the amounts authorized in Appendix A of
21 this Act. The funds authorized within the Community Transportation Program shall not be subject to deauthorization
22 or reallocation by the Department under any circumstances.

23 **Section 92. New Development Road Widening.** When planning and/or permitting additional road
24 widening directly related to new residential development, the Department of Transportation, Division of Planning,
25 shall make every attempt to require the necessary right-of-way land be acquired from the developer owned land.

26 **Section 93. Buck Road.** The Department is requested to refrain from issuing any entrance permit,
27 authorization or approval for use of any entrance way from New Castle County Tax Parcel Number 07-026.00-094
28 onto Buck Road, until such time as it also certifies by letter to the New Castle County Department of Land Use that the

1 developer's proposed entrance design conforms with the Department's subdivision requirements, pursuant to its
2 authority under 17 Del. C. § 146 and its related regulations, intended to protect public safety and maintain smooth
3 traffic flow. The government of New Castle County is also requested to solicit comments from and work with the
4 residents of surrounding communities, community organizations and state and local officials to address traffic safety
5 and other legitimate land use concerns about the proposed development, after the receipt of the Department's letter.
6 The design of the entrance on Buck Road for Greenville Center will include a sidewalk from the entrance to the
7 surrounding Greenville Manor Community on Ardleigh Drive.

8 **Section 94. Routes 141 and 48.** The Department is requested to refrain from issuing any permit,
9 authorization or approval for use of any new, additional, revised or modified entrances for New Castle County Tax
10 Parcel Numbers 07-032.20-003, 07-032.20-048 through and including 07-032.20-055, 07-032.20-057 and
11 07-032.30-072 onto or from Route 141 or Route 48, until such time as the Department obtains, reviews and comments
12 upon a traffic operations analysis for the area, which among other elements addresses (1) the predicted levels of
13 service on intersections, roadways or the Tyler McConnell Bridge affected by the proposed development of these
14 parcels, and (2) the roadway improvements necessary to accommodate the development of these parcels, based upon
15 the exploratory development plans submitted to the New Castle County Department of Land Use by the developer, as
16 required by the County's Unified Development Code. To the extent that any submission of proposed development
17 plans is substantially different than the original exploratory development plans submitted to the County, the
18 Department is further requested to assess the impact of the new submission's traffic generation upon the local
19 transportation network. The scope of the assessment shall be at the reasonable discretion of the Department.

20 **Section 95. Red Light Safety Enforcement.** (a) The program shall continue to use recognized safety and
21 accident criteria in determining whether and where to add any new enforcement locations to this program. Prior to any
22 new locations, the incumbent state senator and representative for the districts in which such locations are proposed,
23 shall be notified prior to installation.

24 (b) To assure integrity and propriety, no person involved in the administration or enforcement of this program
25 shall own any interest or equity in the vendor used by the Department to support the administrative elements of the
26 program. Any such person with an ownership or equity interest in such vendor must divest from this ownership or
27 investment no later than 90 days after the effective date of this Act. This restriction applies to anyone with either

1 direct involvement in administering or enforcing this program and those in any supervisory capacity above such
2 persons.

3 **Section 96. Craft Training.** The Department is authorized to engage in up to two project procurements (one
4 in New Castle County and one in Kent County) utilizing the craft training and apprentice program called for in 29 Del.
5 C. § 6962(c), on an experimental basis. Any contractor that performs work in multiple trades on a road construction
6 project under the craft training experiment will have an apprenticeship in at least one, not all of the trades on the
7 project to comply with this experiment. Upon the completion of these experiments, the Department shall report to the
8 Joint Legislative Committee on the Capital Improvement Program with its assessment of the program including, but
9 not limited to, cost savings, project quality and worker safety.

10 **Section 97. Chestnut Hill Road Parcel.** The provisions of 17 Del. C. § 137 notwithstanding, the
11 Department is authorized to enter into agreements with other governmental agencies, either directly or in concert with
12 a private entity, regarding a Department-owned parcel known as NC227, Tax Parcel Number 11-003.30-027, on terms
13 the Secretary deems appropriate, for purposes of evaluating the costs and benefits of fuel cell technology from
14 environmental and economic development perspectives, which the General Assembly hereby finds is an appropriate
15 public purpose.

16 **Section 98. Rehabilitation of Public Streets, Industrial Parks.** In order to maintain a safe, attractive and
17 efficient network of public streets serving the State's growing inventory of industrial parks, the Department shall be
18 authorized to spend sums not exceeding \$1,000,000 on the program first established by 78 Del. Laws c. 76, § 123 to
19 address this issue. The Department shall prepare an inventory of all public streets within the State's industrial parks.
20 It shall further rank all of these streets in the same manner that it prepares the annual program of roads eligible for the
21 Paving and Rehabilitation Program authorized elsewhere in this Act. The Secretary shall then distribute this list to all
22 members of the General Assembly, together with an estimate of the amounts necessary to address those public streets
23 in this inventory most in need of repair. If a member of the General Assembly elects to allocate funds from his/her
24 CTF to repair any of these public streets, the Secretary may draw on this appropriation to match those individual CTF
25 dollars on the basis of three dollar from this special account for every one dollar allocated by the member. The
26 Secretary shall notify all members of his intent to make such matching allocations, and shall require any member
27 interested in participating to notify the Department of his/her interest within 30 days from the date of such
28 announcement. In the event that the sum of all individual member requests exceeds the amounts authorized by this

1 section, the Department shall prioritize the industrial park streets to be improved on the basis of the ranking required
2 by this section, and shall share its decisions with all members of the General Assembly. For purposes of preparing this
3 inventory and ranking, the Department is authorized and directed to expend such sums as may be necessary from the
4 accounts established for statewide paving and rehabilitation activities. For purposes of eligibility, the industrial park
5 public streets shall be limited to those streets which meet department standards and are currently maintained by the
6 Department.

7 **Section 99. Community Transportation Fund.** The Department will provide an annual financial report
8 regarding projects funded through CTF and will report to the Co-Chairs of the Joint Legislative Committee on the
9 Capital Improvement Program by June 30 of each fiscal year.

10 **Section 100. Route 1 Widening.** The Department is encouraged to consider all feasible and prudent options
11 with respect to access issues for the proposed widening of State Route 1 between State Route 273 and the Senator
12 William V. Roth Bridge, including but not limited to, the provision of new ramps in the vicinity of Newtown Road.

13 **Section 101. Community Transportation Fund.** The Department shall continue to allow the funding of
14 state historical markers through the CTF. Said CTF-funded markers shall be placed either within the right-of-way, or
15 as close thereto as safety conditions will permit and shall be positioned to be as visible as possible from the roadway
16 consistent with applicable highway safety standards. State historical markers, regardless of placement, shall be exempt
17 from all county or local signage regulations, ordinances, fees or licenses. Existing historical markers shall be brought
18 into compliance with current standards only as they require replacement, in which case CTF funding may be used for
19 said replacement and, if necessary, repositioning consistent with current safety standards. If a marker must be relocated
20 or replaced as the result of a transportation road project, the cost of said relocation or replacement, as well as the cost
21 of upgrading of the marker to current safety standards shall be borne by the Department as an expense of the project.

22 **Section 102. Research Programs.** Section 1 Addendum of this Act makes various appropriations to the
23 Department.

24 (a) Of this amount, the Department shall fund a minimum amount of \$250,000 for the purposes of funding
25 research programs.

26 (b) Of this amount, \$62,500 shall be used for infrastructure research and forums through the University of
27 Delaware, Institute for Public Administration. An additional \$50,000 shall be allocated for the purposes set forth in

1 this section to be funded from eligible federal funds. These activities funded by this appropriation shall be approved by
2 the Secretary.

3 **Section 103. Governor Printz Boulevard Private Utility Line.** (a) The General Assembly acknowledges
4 that the private utility facilities, owned by Linde LLC and installed in 1963 under permit by the then-Delaware
5 Highway Department, which previously supplied the EdgeMoor Plant with such gases, may enable future economic
6 development to the benefit of the citizens of the State of Delaware if permitted to remain in the Governor Printz
7 Boulevard right-of-way for another 10 year term. Under 26 Del. C. c. 13, utility corporations regulated by the Public
8 Service Commission are entitled to the free, regulated use of the State's rights-of-way for the placement of gas, water,
9 wastewater and oil transmission pipelines. However, independent providers who are not so regulated may not use these
10 rights-of-way for the longitudinal placement of their facilities or transmission lines or similar underground conduits.
11 These entities may only enter into use and occupancy agreements to cross such rights-of-way. The General Assembly
12 notes that such independent providers are often unable to make any reasonable private arrangement for locating their
13 facilities on private easements or arrangement for location on public lands, unless a specific exception is created for
14 this limited purpose within the State's rights-of-way.

15 (b) Notwithstanding any other provision of Delaware law, regulation, rule, or policy to the contrary, the
16 Department is authorized to contract for the use of the State's rights-of-way with Linde LLC, a private independent
17 purveyor of industrial gases, or its successors or assigns, subject at all times to the following terms and conditions:

18 (i) provisions for review and approval by the Department of the location and placement of all such
19 privately owned facilities in the State's rights-of-way, including but not limited to assuring compliance
20 with the Department's Utility Manual Regulation and the Underground Utility Damage Prevention and
21 Safety Act (26 Del. C. c. 8);

22 (ii) provisions to reflect the fact that all other necessary approvals and agreements for such purposes have
23 been or will be obtained from the appropriate State agencies, as well as any relevant municipality or
24 other political subdivision of the State;

25 (iii) provisions for an appropriate initial length of time for which the State's right-of-way will be used for
26 this purpose, similar to the franchise agreements the Department enters into with public utility
27 corporations, including any renewal terms thereof;

- 1 (iv) provisions to address the cost of future relocations of such privately owned facilities, if the right-of-
2 way is required for roadway purposes or by a public utility to be reconstructed, widened, or altered
3 during the term of the contract if efforts to find a reasonable and industry accepted alternative that does
4 not involve a relocation of the privately owned facilities cannot be found;
- 5 (v) provisions as needed to accommodate the New Castle County Sewer Interceptor project including (A)
6 provisions for the relocation of such privately owned facilities, within the State's rights-of-way, if
7 efforts to find a reasonable and industry accepted alternative that does not involve a relocation of the
8 privately owned facilities cannot be found and (B) provisions for the prompt determination of a
9 reasonable and industry accepted alternative, including cost allocation and liability acknowledgement,
10 through an agreement between New Castle County and Linde LLC that is acceptable to the Department
11 of Transportation;
- 12 (vi) provisions for bonding or other acceptable forms of security for the eventual removal of such
13 facilities;
- 14 (vii) provisions for the conversion of the contract to a standard franchise agreement with a utility
15 corporation regulated by the Public Service Commission, if these privately owned facilities are ever
16 acquired by such entity; and
- 17 (viii) provisions for compensating the State for the use of these rights-of-way, based on a fair market value
18 assessment. This compensation shall be calculated and expressed as a property lease payment. Any
19 such payments shall be deposited to the credit of the Transportation Trust Fund created in 2 Del. C.

20 **Section 104. Construction Manager/General Contractor Pilot.** The U.S. Department of Transportation is
21 encouraging states to explore procurement alternatives for transportation project delivery, through its Every Day
22 Counts Initiative, aimed at shortening the time frame required for project completion and reducing overall project
23 costs, while still providing quality assurance for the results. Therefore, the Department is hereby authorized to utilize
24 Construction Manager/General Contractor ("CM/GC") procurement mechanisms, for up to ten transportation
25 construction projects. "Construction Manager/General Contractor" is a project delivery method under which an owner
26 selects a General Contractor to provide consultation during the design of the project. After the project design is
27 completed, the General Contractor may submit a bid to perform the construction work. The owner evaluates the bid
28 and may decide to award the construction contract to the General Contractor, or advertise the construction contract to

1 be bid. CM/GC entities may be a single firm, a consortium, a joint venture, or a combination of entities. The use of
2 these experimental procurement approaches is further subject to the following conditions:

3 (a) The construction contract terms shall include provisions to pay prevailing wage rates as provided in 29 Del.
4 C. § 6960, or the applicable Federal prevailing wage rate, whichever is higher.

5 (b) The following additional provisions of 29 Del. C. c. 69 shall also be incorporated into these contracts: (1) §
6 6962(d)(4)a. (anti-pollution, conservation environmental measures); (2) § 6962(d)(7) (equal employment opportunity
7 assurances); and (3) § 6962(d)(8) (performance bonding requirements).

8 (c) Any such contracts shall conform to all applicable Federal laws and regulations concerning CM/GC
9 contracting, without regard to the source of funds.

10 (d) Any such contracts shall also be subject to the provisions of 17 Del. C. c. 8 (construction payments held in
11 trust for protection of subcontractors and suppliers).

12 (e) All other provisions of 29 Del. C. c. 69 shall not be applicable to these projects, except as referenced in this
13 section.

14 (f) The Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program and the Director of
15 the Office of Management and Budget shall approve all projects subject to this section.

16 **Section 105. Collector-Distributor Road/Modification to Scarborough Road Interchange.** The
17 Department is hereby directed to take such actions and enter into such contracts as it deems necessary and appropriate
18 for the evaluation and assessment of a possible Collector-Distributor Road modification to the Scarborough Road
19 Interchange (the “C-D Road”), including but not limited to (1) a feasibility study designed to evaluate and assess
20 viability and implications of the C-D Road, (2) a toll study designed to ascertain the volume of traffic likely to utilize
21 the C-D Road and the prospects for generating toll revenues therefrom, and (3) a wetlands delineation to determine
22 whether or not any wetlands mitigation may be required in order to construct the C-D Road; provided, however, that
23 (a) the owner of the property occupied by The Dover Mall (the “Developer”) shall pay all of the costs to conduct the
24 aforesaid study, not to exceed \$250,000; (b) the Department shall conduct the feasibility study in consultation with the
25 Developer; and (c) upon completion of the aforesaid feasibility study, the Department shall report back to the Joint
26 Legislative Committee on the Capital Improvements Program regarding the feasibility of the C-D Road, before the
27 Department undertakes commencement of the aforesaid toll study and wetlands delineation.

1 **Section 106. Beau Tree Lane.** As it has been dedicated for public use by the residents, the section of Beau
2 Tree Lane located within the jurisdictional limits of the State of Delaware is eligible for the Department of
3 Transportation’s Snow Removal Reimbursement Program and is specifically exempted from the requirement found in
4 17 Del. C. § 521(a)(6) requiring that a street be accepted for perpetual maintenance by the Department to qualify for
5 the Snow Removal Reimbursement Program. The residents of the Delaware section of Beau Tree Lane must comply
6 with all other requirements of the Snow Removal Reimbursement Program as codified in 17 Del. C. § 521.

7 **Section 107. Pyles Lane.** The Delaware Department of Transportation is authorized and encouraged to
8 purchase, at fair market value, parcel numbers 1000520118, 1000610020, 1000610021, 1000610022, 1000610023,
9 1000610024, 1000610025, 1000610026, 1000610027, and 1000610060 located along Pyles Lane in New Castle.

10 **Section 108. Community Transportation Funds.** Notwithstanding any provision of 29 Del. C. to the
11 contrary, the Delaware Department of Transportation is hereby authorized to use Community Transportation Funds for
12 a one-time reimbursement to each of the following:

- 13 (1) The American Legion Walter L. Fox Post 2 in the amount of \$75,000 for parking lot improvements.
- 14 (2) The Carlisle Fire Company in the amount of \$50,000 for a ladder truck.
- 15 (3) The Delaware Veterans Post 2 in the amount of \$80,000 for an electronic sign.
- 16 ~~(4) The Georgetown Volunteer Fire Company in the amount of \$13,000 for utility vehicle lights.~~
- 17 ~~(5) The Hartly Volunteer Fire Company in the amount of \$90,000 for replacement of a brush truck.~~
- 18 ~~(6) The Kalmar Nyckel Foundation in the amount of \$50,000 for repairs to the Kalmar Nyckel.~~
- 19 ~~(7) The Rehoboth Beach Volunteer Fire Company in the amount of \$55,000 for a command vehicle.~~
- 20 ~~(8) The Town of Smyrna in the amount of \$3,030 for lighting projects.~~

21 **Section 109. Laurel Redevelopment Corporation.** Notwithstanding any other provision or law to the
22 contrary, the Department of Transportation may enter into contractual agreements with the Laurel Redevelopment
23 Corporation with respect to the use of Community Transportation Funds on those properties owned or managed by the
24 Corporation. Any use of such funds shall be limited to the support of projects and/or land uses that will be kept open
25 and available for public access.

26 **Section 110. Bridge 1-424.** Being aware that Bridge 1-424 on Old Corbitt Road does not qualify for
27 FEMA Flood Hazard Mitigation Grants, the General Assembly desires not to vacate Bridge 1-424 or Old Corbitt
28 Road, New Castle County Road #424.

1 **Section 111. Port of Wilmington.** For the purpose of restructuring the loan agreement dated November
2 30, 2001, as amended, between the Diamond State Port Corporation (DSPC) and the Transportation Trust Fund, the
3 Secretary of ~~the Department of~~ Transportation is hereby authorized and directed to defer the principal and interest
4 payments to be made by the DSPC through Fiscal Year ~~2020~~ 2021. The Secretary of Finance shall prepare a new
5 amortization schedule for the loan to include recapitalized interest for the foregone amounts deferred, subject to
6 approval by the Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program.

7 **Section 112. Weldin House.** The Department of Transportation, upon agreement with the Department of
8 State, is directed to transfer ownership of the Weldin House (Parcel Number 06-139.00-158) located at 300 and 302
9 Philadelphia Pike, Wilmington, Delaware and associated conservation easements on the parcel to the Department of
10 State.

11 **Section 113. Wilmington Land Sale.** Notwithstanding 29 Del. C. c. 94 or any other law to the contrary,
12 the Department of Transportation is directed to sell a parcel of land and improvements thereon known as New Castle
13 County tax parcel 2604300027 to the current lessee. The sales price shall be the fair market value of the parcel as
14 determined by an appraisal to be performed by a commercial real estate appraiser licensed in the State of Delaware and
15 jointly approved by the Department of Transportation and the current lessee. The proceeds of this sale shall be
16 deposited to the Transportation Trust Fund. Should the current lessee elect not to purchase the parcel of land, this
17 authorization shall become null and void at that time, or within one year from the date of its enactment, whichever
18 occurs first.

1 **DEPARTMENT OF AGRICULTURE**

2 **Section 114. Farmland Preservation.** For the current fiscal year \$3,000,000 of the \$10,000,000 allocated
3 for Farmland Preservation Funding may be utilized by the Agricultural Lands Preservation Foundation in accordance
4 with the rules and policies for the Delaware Young Farmer Program in accordance with 3 Del. C. c. 9. An additional
5 \$1,000,000 of the \$10,000,000 allocated for Farmland Preservation Funding may be utilized by the Agricultural Lands
6 Preservation Foundation in accordance with the rules and policies for the Delaware Forestland Preservation Program
7 in accordance with 3 Del. C. c. 9. All remaining state-appropriated funds shall be utilized by the Agricultural Lands
8 Preservation Foundation to preserve eligible farms statewide through the traditional farmland preservation program at
9 its discretion in accordance with Agricultural Lands Foundation rules and policies. Local jurisdiction funds committed
10 to farmland preservation for Fiscal Year ~~2020~~ 2021 shall be spent to preserve farmland only in the respective
11 jurisdictions where the funds originate. Farms to be preserved shall be selected by the local jurisdictions according to
12 the jurisdictions selection criteria from eligible farms as listed by the Agricultural Lands Preservation Foundation.
13 Similarly, any funds provided by nongovernment organizations shall be spent according to their selection criteria from
14 eligible farms as listed by the Agricultural Lands Preservation Foundation.

15 **Section 115. Farmland Preservation Report.** The Department of Agriculture and the Agricultural Lands
16 Preservation Foundation shall provide a report to the Joint Legislative Committee on the Capital Improvement
17 Program. The report shall review the current farmland preservation program and make suggestions on the property
18 value variations throughout the State and how those variations are affecting the Agricultural Lands Preservation
19 program. Based on the findings, the foundation shall make recommendations on program changes to the committee
20 that will address these issues.

1 **FIRE PREVENTION COMMISSION**

2 **Section 116. Rescue Tools Replacement.** It is the intent of the General Assembly that the funds authorized
3 in the Section 1 Addendum of this Act be used to reimburse the Fire School and the Newark, ~~Cranston Heights,~~
4 ~~Hockessin, Holloway Terrace, Minquas, Odessa, Bowers, Camden Wyoming, Cheswold, Frederica, Houston, Bethany~~
5 ~~Beach, Blades, Dagsboro,~~ Indian River, Lewes, ~~Millsboro,~~ Millville, ~~and Selbyville~~ Mill Creek, Rehoboth Beach and
6 Roxana fire companies. Upon submitting the receipt of sale, each company will be reimbursed up to \$7,500 by the
7 Fire Prevention Commission, State Fire School (75-02-01).

1 **DELAWARE NATIONAL GUARD**

2 **Section 117. Delaware National Guard Design/Build New Castle.** Notwithstanding 29 Del. C. c. 69 or any
3 other statutory provision to the contrary, the Delaware National Guard may use design/build project methodology for
4 the purpose of constructing a Combined Support Maintenance Shop at River Road Training Site in New Castle. To
5 enable the pursuit of a design/build methodology for this project, all provisions of 29 De. C. c. 69 are hereby waived
6 with the exception of § 6960 related to prevailing wage.

7 **Section 118. Delaware National Guard.** The Section 1 Addendum to this Act appropriates \$2,400,000 to
8 the Delaware National Guard for Minor Capital Improvement and Equipment. Notwithstanding any other statutory
9 provision to the contrary, the Delaware National Guard may use this appropriation for the purpose of proceeding with
10 the following projects: 198th Readiness Center Facilities Interior Improvements and HVAC system, and Georgetown
11 Readiness Center Sitework.

12 **Section 119. Milton Land Sale.** Notwithstanding 29 Del. C. c. 94 or any other law to the contrary, the
13 Delaware National Guard has declared a parcel of land located in Sussex County known as Sussex County tax parcel #
14 235-14.00-81.00 surplus of their needs. This parcel of land may be sold at fair market value to one of the three
15 adjacent owners. If it is not purchased by one of the adjacent owners, this parcel of land shall be made available for
16 sale to the general public for the fair market value. The proceeds of the sale of this property shall be deposited to the
17 General Fund.

1 **DELAWARE STATE UNIVERSITY**

2 **Section 120. Convocation Center.** The Joint Legislative Committee on the Capital Improvement Program
3 accepts the Delaware Convocation Center Feasibility Study final report and recognizes the need for such a facility at
4 Delaware State University and in Central Delaware. The Committee will work towards exploring options for funding
5 the building of the facility in future fiscal years. In support of the continued development of the Convocation Center,
6 Delaware State University shall work with stakeholders comprised of local healthcare leaders in the planning of a
7 Health Institute to be incorporated within the Convocation Center.

1 **DELAWARE TECHNICAL COMMUNITY COLLEGE**

2 **Section 121. Critical Capital Needs/Deferred Maintenance.** Section 1 Addendum of this Act makes an
3 appropriation to Delaware Technical Community College for Critical Capital Needs/Deferred Maintenance. This
4 appropriation may be used for the acquisition of computer hardware and software.

1 **DEPARTMENT OF EDUCATION**

2 **Section 122. School Building and Custodial Verification.** By September 30 of each calendar year, each
3 school district shall notify the Department of Education (Department) of its intended use for each school building and
4 administrative office building. School districts shall notify the Department about changes in the use of such buildings
5 to include the sale of property, closing of a building, lease of property to another agency and additions and
6 renovations. The Department shall establish a standard reporting mechanism that school districts shall utilize to gather
7 and submit required information.

8 By October 30 of each calendar year, the Department shall verify and reissue custodial allocations to each
9 school district based on the information obtained annually.

10 **Section 123. Land Donation for School Construction.** Any land donated to a school district with an
11 approved major capital improvement program shall be required to return to the State one-half of the state share amount
12 originally budgeted for land purchase costs. In such case, the district shall be entitled to keep the remaining one-half
13 state share amount, as well as the full local share amount in accordance with the certificate of necessity.

14 **Section 124. Minor Capital Improvements.** It is the intent of the General Assembly that funds authorized
15 in the Section 1 Addendum of this Act be used for minor capital improvements to school buildings in the following
16 amounts:

School District	Maximum State Share	Maximum Local Share	Total Cost
Appoquinimink	\$1,093,229	\$728,819	\$1,822,048
Brandywine	992,861	661,907	1,654,768
Special	30,912		30,912
Caesar Rodney	660,748	440,499	1,101,247
Special	35,420		35,420
Cape Henlopen	515,364	343,576	858,940
Special	49,588		49,588
Capital	607,424	404,949	1,012,373
Special	37,191		37,191
Christina	1,341,009	894,006	2,235,015
Special	84,687		84,687
Colonial	947,265	631,510	1,578,775
Special	13,363		13,363
Delmar	132,633	88,422	221,055

1	Indian River	1,020,392	680,261	1,700,653
2	Special	21,574		21,574
3	Lake Forest	361,866	241,244	603,110
4	Laurel	243,530	162,353	405,883
5	Milford	408,331	272,221	680,552
6	New Castle County VoTech	755,738		755,738
7	Polytech	193,040		193,040
8	Red Clay	1,473,643	982,429	2,456,072
9	Special	25,599		25,599
10	Seaford	334,624	223,083	557,707
11	Smyrna	549,754	366,503	916,257
12	Sussex County Technical	199,641		199,641
13	Woodbridge	244,013	162,675	406,688
14	Academia Antonia Alonso	97,084		97,084
15	Academy of Dover Charter	43,792		43,792
16	Campus Community	65,688		65,688
17	Charter School of Wilmington	156,493		156,493
18	Delaware Military Academy	93,542		93,542
19	Early College High School			
20	at Delaware State University	63,273		63,273
21	East Side Charter	67,942		67,942
22	Charter School of New Castle	122,844		122,844
23	First State Military Academy	70,196		70,196
24	First State Montessori Academy	90,161		90,161
25	Freire Charter School	77,119		77,119
26	Gateway Lab	27,692		27,692
27	Great Oaks Charter School	71,001		71,001
28	Kuumba Academy Charter	106,422		106,422
29	Las Americas ASPIRA Academy	126,386		126,386
30	M.O.T Charter	211,555		211,555

1	Newark Charter	384,148		384,148
2	Odyssey Charter	290,285		290,285
3	Positive Outcomes Charter	19,320		19,320
4	Providence Creek			
5	Academy Charter	111,091		111,091
6	Sussex Academy of Arts			
7	and Sciences	127,996		127,996
8	Thomas A. Edison Charter	117,531		117,531
9	Total to Schools	\$14,915,000	\$7,284,457	\$22,199,457
10	Vocational Equipment	85,000	56,667	141,667
11	TOTAL	\$15,000,000	\$7,341,124	\$22,341,124
12		<u>Maximum</u>	<u>Maximum</u>	
13	<u>School District</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
14	Appoquinimink	\$1,116,444	\$744,296	\$1,860,740
15	Brandywine	983,464	655,643	1,639,107
16	Special	33,134		33,134
17	Caesar Rodney	664,426	442,951	1,107,377
18	Special	35,195		35,195
19	Cape Henlopen	523,170	348,780	871,950
20	Special	57,073		57,073
21	Capital	603,738	402,492	1,006,230
22	Special	40,902		40,902
23	Christina	1,282,432	854,955	2,137,387
24	Special	82,597		82,597
25	Colonial	936,950	624,633	1,561,583
26	Special	11,256		11,256
27	Delmar	133,646	89,097	222,743
28	Indian River	1,027,696	685,131	1,712,827
29	Special	21,878		21,878
30	Lake Forest	353,948	235,965	589,913
31	Laurel	251,597	167,731	419,328
32	Milford	409,119	272,746	681,865
33	New Castle County VoTech	740,206		740,206

	<u>Maximum</u>	<u>Maximum</u>	
<u>School District</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
Polytech	188,975		188,975
Red Clay	1,463,069	975,379	2,438,448
Special	22,037		22,037
Seaford	334,448	222,965	557,413
Smyrna	559,506	373,004	932,510
Sussex County Technical	196,744		196,744
Woodbridge	246,746	164,497	411,243
Academia Antonia Alonso	94,329		94,329
Academy of Dover Charter	42,171		42,171
Campus Community	66,585		66,585
Charter School of Wilmington	153,939		153,939
Delaware Military Academy	91,634		91,634
Early College High School at Delaware State University	66,744		66,744
East Side Charter	67,536		67,536
Charter School of New Castle	121,439		121,439
First State Military Academy	71,658		71,658
First State Montessori Academy	94,963		94,963
Freire Charter School	77,207		77,207
Gateway Lab	28,061		28,061
Great Oaks Charter School	76,256		76,256
Kuumba Academy Charter	105,902		105,902
Las Americas ASPIRA Academy	149,975		149,975
M.O.T Charter	217,987		217,987
Newark Charter	382,390		382,390
Odyssey Charter	303,756		303,756
Positive Outcomes Charter	19,183		19,183

School District	<u>Maximum</u> State Share	<u>Maximum</u> Local Share	Total Cost
<u>Providence Creek Academy Charter</u>	111,451		111,451
<u>Sussex Academy of Arts and Sciences</u>	136,024		136,024
<u>Thomas A. Edison Charter</u>	115,414		115,414
Total to Schools	\$14,915,000	\$7,260,265	\$22,175,265
<u>Vocational Equipment</u>	85,000	56,667	141,667
TOTAL	\$15,000,000	\$7,316,932	\$22,316,932

11 **Section 125. Dickinson High School.** Funding provided to the Red Clay School District for Equalization as
12 provided for in the Fiscal Year ~~2020~~ 2021 Annual Appropriations Act shall be contingent upon the following:

13 (a) The lighted football field at Dickinson High School may be used at night only for Dickinson home games
14 and Dickinson band practice; and

15 (b) The district is required to maintain the fencing between Dickinson High School and the community of
16 Montclare, keep the gate between the properties locked at all times (except by mutual agreement between the district
17 and the Montclare Civic Association), and provide, maintain and replace, if necessary, the Leland Cypress trees along
18 the fence line bordering the homes on Salem Drive.

19 **Section 126. School Construction Fund Transfers.** Notwithstanding any law or other provision to the
20 contrary, the Department, with the approval of the Director of the Office of Management and Budget and Controller
21 General, may transfer funding between major capital construction projects within the respective school districts. These
22 transfers shall not authorize any changes in conditions or incur any obligations in excess of the approved Certificate(s)
23 of Necessity.

24 **Section 127. School District Financial Reviews.** It is the intent of the General Assembly that, for school
25 districts receiving funds appropriated in the Section 1 Addendum of this Act, should a school district financial position
26 report as required under 14 Del. C. § 1507 demonstrate less than one month of carryover, or if at any time during the
27 course of the fiscal year a school district is projected to not be able to satisfy its local payroll obligations, the Director
28 of the Office of Management and Budget, in coordination with the Secretary of Education and Controller General, is
29 authorized to conduct a comprehensive review of the school district's capital construction program.

1 **Section 128. School Construction Contractual Documents.** Effective January 1, 2007, all school
2 districts that receive state funds for major capital construction projects shall use standard bid and contract
3 documents developed by the Office of Management and Budget, Facilities Management. School districts may
4 enhance the standard bid and contract documents with additional contractual or project-specific requirements, as
5 long as the enhancements do not diminish and are not in conflict with the provisions of the standard documents.
6 The Department, in consultation with the Office of Management and Budget, Facilities Management, shall
7 approve any modifications or changes to the provisions of the standard bid and contract documents before a
8 school district may use or enhance the modified documents.

9 **Section 129. Milford School District - Access Road.** To ensure that property owned by the Milford
10 School District is used in accordance with the priorities established by the Milford School District Board of
11 Education, no state agency or municipality shall use said district property for any type of additional access road
12 without the approval of the Milford School District Board of Education. If the Milford School District Board of
13 Education does not publicly endorse, by affirmative vote, the placement of an additional access road on district
14 property, no state agency or municipality shall be authorized to condemn such district property for said use.

15 **Section 130. Brandywine School District Conveyances.** The General Assembly hereby determines
16 that it is in the public interest to reclaim a portion of the 26.25 acre parcel of land at 3301 Green Street,
17 Claymont, DE 19703 (New Castle County Tax Parcel ID Number 06-071.00-106) held by the Brandywine
18 School District in order for the State of Delaware to convey to the Brandywine Community Resource Council,
19 Inc. (BCRC), a not for profit corporation of the State of Delaware that operates the Claymont Community
20 Center, a portion of said parcel (the CCC Parcel). The General Assembly also hereby determines that it is in the
21 public interest to reclaim the 0.38 acre parcel, also at 3301 Green Street, Claymont, DE 19703 (New Castle
22 County Tax Parcel ID Number 06-084.00-009) (the Second CCC Parcel), in order for the State of Delaware to
23 convey such parcel to BCRC. BCRC provides vital services to the citizens of Delaware and occupies the CCC
24 Parcel and the Second CCC Parcel exclusively. The General Assembly recognizes that as a titled owner of the
25 CCC Parcel and the Second CCC Parcel, BCRC will be better able to serve the citizens of Delaware and be
26 better positioned to receive grants, including facilities improvement grants.

27 Brandywine School District is hereby authorized and directed to convey the CCC Parcel and the
28 Second CCC Parcel to BCRC for the combined consideration of one dollar. The deed to the aforesaid real

1 property shall contain a provision whereby the Brandywine School District shall have the right of first refusal to
2 the property in the event that the BCRC wishes to vacate the property. If the BCRC vacates the property and
3 the Brandywine School District does not exercise its right of first refusal, proceeds from the sale of said
4 property shall be governed by the provisions 14 Del. C. § 1057(a)(15).

5 These conveyances shall be "as is" in that BCRC shall accept any buildings erected on the parcels in
6 their present condition as of the time of conveyance, and shall be subject to all other covenants, conditions,
7 restrictions and easements of record, this reference to which shall not be construed to reimpose the same. The
8 Brandywine School District and BCRC shall also negotiate in good faith to agree on mutually acceptable
9 easements and agreements to address issues including cross access, maintenance, and shared use of property
10 that BCRC and Brandywine School District deem necessary or appropriate.

11 **Section 131. Claymont Community Center.** In connection with the transfer of property directed
12 pursuant to 77 Del. Laws, c. 329, § 135(b), the BCRC shall be liable for the payment of survey(s) and/or related
13 transaction costs necessary to determine whether any portion of the land that was conveyed pursuant to the
14 above authority are portions of land originally acquired by the Department of Transportation (DOT) for right-
15 of-way purposes for the construction of Interstate 95. To the extent any survey confirms that any portion of
16 such lands are, in fact, owned by the DOT, and notwithstanding any provisions of 17 Del. C. § 137 to the
17 contrary, the DOT, after receiving any and all necessary approvals from the federal government or any agent
18 thereof for transfer of such land, is further authorized to execute any and all necessary deeds to convey said
19 portions of land to the BCRC and/or the Brandywine School District on the same terms and conditions as the
20 Brandywine School District's related conveyance to the BCRC pursuant to the above authority.

21 **Section 132. Smyrna School District Transfer.** The Smyrna School District, with the approval of
22 the Secretary of Education, the Director of the Office of Management and Budget and the Controller General, is
23 authorized to transfer non-obligated major capital improvement funds from the new Clayton Intermediate
24 School project (CN 0824A-B) for district-wide capital improvements considered necessary for the safety, health
25 and welfare of students and technology upgrades. The funds would be used for repairs to the roofing systems at
26 Smyrna Elementary School, John Bassett Intermediate School and the Thomas D. Clayton Building and projects
27 such as building security systems, HVAC system upgrades and upgrades to the district's technology hardware
28 and infrastructure system.

1 **Section 133. Renovate Howard High School/1927 Building.** The New Castle County Vocational
2 Technical School District, with the approval of the Secretary of Education, the Director of the Office of
3 Management and Budget and the Controller General, is authorized to transfer non-obligated major capital
4 improvement funds for the Howard High School/1927 Building Renovation project (CN 1638 A) for the
5 purpose of upgrading the HVAC system for the gym, keyless access control and installing security cameras in
6 the 1972 Building. This authority shall not be construed so as to allow the New Castle County Vocational
7 Technical School District to obligate more funds than were originally appropriated for the original Howard
8 High School/1927 Building Renovation project under CN 1638 A.

9 **Section 134. Caesar Rodney School District Land.** Notwithstanding the provisions of 14 Del. C.
10 §1057 and 29 Del. C. § 7525(b), the Caesar Rodney School District is authorized to acquire land by in-kind
11 exchange of existing district owned land with the approval of the Caesar Rodney School Board. Existing
12 provisions of Delaware Code including school site coordination authorized in 29 Del. C. § 7525(a) and the
13 Preliminary Land Use reviews authorized by 29 Del. C. c. 92 Subchapter II shall remain in effect.

14 **Section 135. New Castle County Vocational Technical School District Transfer.** The New Castle
15 County Vocational Technical School District, with the approval of the Secretary of Education, Director of
16 Office of Management and Budget and the Controller General, is authorized to transfer non-obligated funds
17 from the Hodgson High School (CN 1538 A) and Delcastle High School Roof Replacement (CN 1538 B)
18 projects for use on alternative capital improvement projects.

19 **Section 136. Transfer of Property to the Indian River School District.** Notwithstanding any
20 provision of 29 Del. C. c. 94, the Department of Health and Social Services is authorized to transfer a
21 subdivided portion of the current Tax Parcel 133-7.00-8.00 to the Indian River School District for the purposes
22 of construction of a new Howard T. Ennis School for the consideration of one dollar (\$1.00). The transfer shall
23 only be completed upon successful subdivision of the land, upon the mutual agreement in writing between the
24 Department of Health and Social Services and the Indian River School District on which of the newly
25 subdivided parcels shall be transferred, and upon approval by the Director of the Office of Management and
26 Budget. Any and all fees for the subdivision of the land shall be borne by the entity who is to execute the
27 Howard T. Ennis school project. If the project has not begun within three (3) years of a successful agreement on

1 the transfer of the land, ownership of the subdivided parcel shall revert back to the Department of Health and
2 Social Services.

3 **Section 137. City of Wilmington Education Initiatives.** (a) The Section 1 Addendum of ~~81 Del.~~
4 ~~Laws c. 303~~ this Act appropriates ~~\$12,400,000~~ \$50,000,000 to the Office of Management and Budget for City
5 of Wilmington Education Initiatives. The funds, combined with funds appropriated in the Section 1 Addendums
6 of 81 Del. Laws c. 303 and 82 Del. Laws c. 86 for City of Wilmington Education Initiatives, shall be used for
7 the renovation of Bancroft Elementary School, Bayard Middle School, ~~and~~ Stubbs Elementary School, and the
8 construction of a new City of Wilmington elementary school as part of reconfiguring and consolidating City of
9 Wilmington schools in the Christina School District. Funding shall be allocated pending both a plan from the
10 district for sufficient use of these capital funds, and agreement from the Secretary of Education that the district
11 is meeting the objectives set in the Memorandum of Understanding (MOU), and sufficiently working with the
12 parties of the MOU to support students, families, and educators. The Secretary of Education, upon approval
13 from the Director of the Office of Management and Budget and the Controller General, may use a portion of
14 said funding for a district-wide operational, capital and/or program assessment of the Christina School District,
15 to be submitted to the Governor and the General Assembly. The Secretary of Education shall certify the overall
16 renovation costs in which any remaining balances may be used to support subsection (b) of this section.
17 Notwithstanding the provisions of 29 Del. C. c. 75, the maximum local share for the renovations shall be 20
18 percent of the full cost of the renovations. The Christina School District may elect, subject to the approval of the
19 Director of the Office of Management and Budget and the Controller General, to exercise its local share of the
20 renovation projects through the withholding of state funding earned through 14 Del. C. and/or the provisions of
21 the Annual Appropriations Act, for a period to be determined by the Christina School District, the Director of
22 the Office of Management and Budget and the Controller General.

23 (b) The Section 1 Addendum of 81 Del. Laws c. 59 appropriated \$2,000,000 to the Office of
24 Management and Budget for the purpose of funding City of Wilmington Education Initiatives. These funds shall
25 be used to help improve educational services in the City of Wilmington. These improvements may include the
26 establishment of an Early Childhood Education Services Center and an Adult Education Services Center. The
27 funds shall only be spent upon approval by the Director of the Office of Management and Budget and the
28 Controller General.

1 **Section 138. New Castle County Vocational Technical District Transfer.** The New Castle County
2 Vocational Technical School District, with the approval of the Secretary of Education, the Director of the Office
3 of Management and Budget and the Controller General, is authorized to transfer non-obligated funds from the
4 Howard High School/1927 Building Renovation project (CN 1638A) for use on alternative capital improvement
5 projects within the 1972 building and/or for the construction of multi-purpose fields for athletics in Kirkwood
6 Park. Any projects within Kirkwood Park shall not be commenced, and no state capital funds shall be expended
7 without an agreed upon Memorandum of Understanding (MOU) between the district and the City of
8 Wilmington. The MOU shall grant ownership rights to the State of Delaware or the district over any equipment
9 purchased in relation to the project and shall stipulate access rights of the district, including the term of the
10 agreement, times and dates when access is permitted, and the party responsible for maintenance costs related to
11 any improvements made by the district. The MOU shall be subject to approval by the Co-Chairs of the Joint
12 Legislative Committee on the Capital Improvement Program and the Director of the Office of Management and
13 Budget.

14 **Section 139. Elbert-Palmer and Pulaski Elementary School Lease.** Notwithstanding provisions of
15 14 Del. C. §1057 to the contrary, the Christina School District may negotiate directly and enter into lease
16 agreements with potential tenants for the space at the Elbert-Palmer and Pulaski Elementary Schools.

17 **Section 140. Appoquinimink School District.** Notwithstanding any provision of 14 Del. C. § 1057
18 or any other provision of Delaware law to the contrary, the Appoquinimink School District (the “District”) is
19 authorized and empowered to take all necessary actions to enter into a public-private initiative with a third-party
20 for the design, construction, operation, maintenance and repair of an aquatics complex on a portion of the
21 District’s Fairfield Campus, including the granting a long-term ground lease to the third-party for a portion of
22 the Fairfield Campus, under terms and conditions satisfactory to the District, such third-party to be chosen by
23 the District in its discretion after reviewing and evaluating the responses to a publicly-noticed Request For
24 Proposal (“RFP”) soliciting responses. Such aquatics complex shall be made available to the District for its use
25 in connection with the District’s aquatics programs at such times and upon such terms and conditions as
26 provided in an agreement between the District and the third-party chosen by the District in its discretion.

27 **Section 141. Voluntary School Assessments.** Notwithstanding the provisions of 9 Del. C. § 2661 or
28 any other state law to the contrary, upon receipt of an expenditure plan approved by the local school board, the

1 Co-Chairs of the Joint Legislative Committee on the Capital Improvement Program, ~~the Controller General, and~~
2 the Director of the Office of Management and Budget, and the Controller General, the Department of Education
3 is authorized to distribute the balance of funds collected in the Voluntary School Assessment accounts for each
4 respective school district, to be used for minor capital improvements to school buildings in each respective
5 district. Such funds shall not be used to supplant existing state or local funds.

6 **Section 142. Bond Verification.** All bonds issued, or herein before or herein authorized to be issued,
7 by the State are hereby determined to be within all debt and authorization limits of the State.

8 **Section 143. Inconsistency.** Insofar as the provisions of this Act are inconsistent with the provisions
9 of any general, special or local laws, or parts thereof, the provisions of this Act shall be controlling.

10 **Section 144. Severability.** If any section, part, phrase or provision of this Act or the application
11 thereof be held invalid by any court of competent jurisdiction, such judgment shall be confined in its operation
12 to the section, part, phrase, provision or application directly involved in the controversy in which such judgment
13 shall have been rendered and shall not affect or impair the validity of the remainder of this Act or the
14 application thereof.

15 **Section 145. Effective Date.** This Act shall take effect in accordance with the provisions of state law.

SYNOPSIS

This Bill is the Fiscal Year 2021 Bond and Capital Improvements Act.

**Department of Transportation
FY 2021 Capital Transportation Program
Appendix A**

	State Authorization		Federal Authorization		Other Funding		FY 2021 Authorization
ROAD SYSTEM (continued)							
Bridges							
Bridge Management Program	\$ 8,603,900	\$	7,941,600	\$	-	\$	16,545,500
Bridge Preservation Program	16,540,000		36,880,000		-		53,420,000
Subtotal Bridges	\$ 25,143,900	\$	44,821,600	\$	-	\$	69,965,500
Other							
Transportation Alternatives	\$ 954,489	\$	3,017,957	\$	-	\$	3,972,446
Pavement and Rehabilitation	66,104,900		14,800,000		-		80,904,900
Bicycle and Pedestrian Improvements	1,780,000		7,120,000		-		8,900,000
Signage and Pavement Markings	5,432,000		1,282,513		-		6,714,513
Materials and Minor Contracts	16,625,000		2,800,000		-		19,425,000
Rail Crossing Safety Program	7,211,112		8,025,000		-		15,236,112
Safety Improvement Program	694,444		4,608,937		-		5,303,381
Traffic Calming	200,000		-		-		200,000
Engineering and Contingency	31,773,000		18,000		-		31,791,000
Intersection Improvements	5,030,000		3,620,000		600,000		9,250,000
Pedestrian ADA Improvements	7,400,000		-		-		7,400,000
South Wilmington Infrastructure Improvements	10,000,000		-		-		10,000,000
Subtotal Other	\$ 153,204,945	\$	45,292,407	\$	600,000	\$	199,097,352
TOTAL ROAD SYSTEM	\$ 248,067,706	\$	207,214,189	\$	1,052,840	\$	456,334,735
GRANTS AND ALLOCATIONS							
Transportation Infrastructure Investment Fund	\$ 5,000,000	\$	-	\$	-	\$	5,000,000
Municipal Street Aid	10,000,000		-		-		10,000,000
Community Transportation Fund	22,680,000		-		-		22,680,000
TOTAL GRANTS AND ALLOCATIONS	\$ 37,680,000	\$	-	\$	-	\$	37,680,000
TRANSIT SYSTEM							
Transit Facilities	\$ 11,203,472	\$	10,230,000	\$	3,000,000	\$	24,433,472
Transit Vehicles	13,267,169		23,689,428		2,223,320		39,179,917
Rail Preservation	3,000,000		-		7,000,000		10,000,000
TOTAL TRANSIT SYSTEM	\$ 27,470,641	\$	33,919,428	\$	12,223,320	\$	73,613,389
SUPPORT SYSTEM							
Aeronautics	\$ 801,000	\$	189,000	\$	-	\$	990,000
Planning	5,664,222		6,114,542		-		11,778,764
Information Technology	13,513,750		199,630		-		13,713,380
Heavy Equipment	11,500,000		-		-		11,500,000
Transportation Facilities	20,250,000		-		-		20,250,000
Transportation Management	2,705,000		6,704,000		96,000		9,505,000
Engineering and Contingency	-		200,000		-		200,000
TOTAL SUPPORT SYSTEM	\$ 54,433,972	\$	13,407,172	\$	96,000	\$	67,937,144
GRAND TOTAL	\$ 367,652,319	\$	254,540,789	\$	13,372,160	\$	635,565,268