



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

HOUSE OF REPRESENTATIVES
151st GENERAL ASSEMBLY

HOUSE BILL NO. 325

JANUARY 27, 2022

A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2023; 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 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 ~~2022~~2023 Capital Improvements Project Schedule Addendum.** The General Assembly
2 hereby authorizes the following projects in the following amounts for the purposes set forth in this Section and as described
3 in the Fiscal Year ~~2022~~2023 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 ~~2024~~2025, shall be subject to reversion or reauthorization.

**SECTION 1 ADDENDUM
FISCAL YEAR 2023 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST 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
ERP Cloud Migration	10-02-11	-	-	-	25,000,000	25,000,000
Technology System Contingency	10-02-11	-	-	-	8,000,000	8,000,000
Absalom Jones - Building Drainage Improvements	10-02-50	-	-	-	500,000	500,000
Accessibility Barrier Removal	10-02-50	-	-	-	150,000	150,000
Carvel State Office Building Garage Generator Replacement	10-02-50	-	-	-	2,000,000	2,000,000
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	-	-	-	6,000,000	6,000,000
Delaware Hospital for the Chronically Ill Renovation of Prickett and Candy Buildings	10-02-50	-	-	-	6,000,000	6,000,000
Environmental Compliance (UST/Asbestos/Other)	10-02-50	-	-	-	340,300	340,300
Jesse Cooper Building Improvements	10-02-50	-	-	-	5,100,000	5,100,000
Legislative Hall Minor Capital Improvements and Equipment	10-02-50	-	-	-	250,000	250,000
Leonard L. Williams Justice Center Improvements	10-02-50	-	-	-	1,273,428	1,273,428
Minor Capital Improvement and Equipment	10-02-50	-	-	-	8,000,000	8,000,000
Roof Replacements	10-02-50	-	-	-	5,000,000	5,000,000
State Facilities Market Pressure Contingency	10-02-50	-	-	-	15,000,000	15,000,000
Statewide Deferred Maintenance	10-02-50	-	-	-	8,000,000	8,000,000
<i>02 Judicial Projects</i>						
Customs House	10-02-50	-	-	-	12,000,000	12,000,000
Kent and Sussex Family Court Facilities	10-02-50	-	-	-	80,000,000	80,000,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	1,000,000	1,000,000
<i>15 Legal Project</i>						
900 King Street Renovations	10-02-50	-	-	-	400,000	400,000
<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	-	49,000	-	151,000	200,000
<i>25 Finance Project</i>						
Carvel State Office Building 1st Floor Service Renovation/ADA Compliance	10-02-50	-	-	-	500,000	500,000
<i>35 Health and Social Services Projects</i>						
Phone System Replacement	10-02-11	-	-	-	1,600,000	1,600,000
Herman Holloway Campus Mitchell Building Security System Replacement	10-02-50	-	-	-	1,000,000	1,000,000
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 Building Renovations	10-02-50	-	-	-	3,500,000	3,500,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	1,400,000	1,400,000
New Castle County Detention Center Exterior Fencing and Surveillance	10-02-50	-	-	-	750,000	750,000

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AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
<i>38 Correction Projects</i>						
Baylor Women's Correctional Institution Infirmery Expansion	10-02-50	\$ -	\$ -	\$ -	\$ 2,000,000	\$ 2,000,000
Baylor Women's Correctional Institution Multiple Cell Door Replacement	10-02-50	-	-	-	1,000,000	1,000,000
Howard R. Young Correctional Institution Front Lobby Renovation	10-02-50	-	-	-	1,037,400	1,037,400
Howard R. Young Correctional Institution Westside Replacement of Existing Yard Cages	10-02-50	-	-	-	1,474,200	1,474,200
James T. Vaughn Correctional Center New Sally Port/Intake Facility	10-02-50	-	-	-	3,161,340	3,161,340
Minor Capital Improvement and Equipment	10-02-50	-	-	-	4,000,000	4,000,000
<i>45 Safety and Homeland Security Projects</i>						
Local Law Enforcement Laptop Replacement	10-02-11	-	-	-	251,000	251,000
800 MHz Technology Refresh	10-02-50	-	-	-	6,354,100	6,354,100
Minor Capital Improvement and Equipment	10-02-50	-	-	-	1,000,000	1,000,000
New Troop 4 - Georgetown	10-02-50	-	2,165,520	-	1,334,480	3,500,000
New Troop 6 - Wilmington	10-02-50	-	-	-	18,250,000	18,250,000
Seaford 800 MHz Shelter Replacement	10-02-50	-	-	-	587,000	587,000
<i>76 Delaware National Guard Project</i>						
Minor Capital Improvement and Equipment	10-02-50	-	-	-	2,500,000	2,500,000
<i>90 Higher Education Project</i>						
Higher Education Economic Development Investment Fund	10-02-11	-	-	-	15,000,000	15,000,000
<i>95 Education Project</i>						
City of Wilmington Education Initiatives	10-02-11	-	-	-	11,500,000	11,500,000
	Subtotal	\$ -	\$ 2,214,520	\$ -	\$ 274,114,248	\$ 276,328,768
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	-	-	-	4,000,000	4,000,000
Urban Redevelopment	10-08-01	-	-	-	5,500,000	5,500,000
	Subtotal	\$ -	\$ -	\$ -	\$ 15,500,000	\$ 15,500,000

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AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
20 STATE						
Cooch's Bridge	20-06-01	\$ -	\$ -	\$ -	\$ 4,100,000	\$ 4,100,000
Fort Christina	20-06-01	-	-	-	1,000,000	1,000,000
John Dickinson Plantation	20-06-01	-	-	-	5,000,000	5,000,000
Museum Maintenance	20-06-01	-	-	-	550,000	550,000
Weldin House	20-06-01	-	-	-	400,000	400,000
Bridgeville Public Library	20-08-01	-	-	-	80,000	80,000
Corbit-Calloway Memorial Library	20-08-01	-	-	-	150,000	150,000
Duck Creek Regional Library	20-08-01	-	-	-	5,200,000	5,200,000
Harrington Public Library	20-08-01	-	-	-	3,700,000	3,700,000
Newark Free Library	20-08-01	-	-	-	4,000,000	4,000,000
North Wilmington Public Library	20-08-01	-	-	-	6,000,000	6,000,000
Rehoboth Beach Public Library	20-08-01	-	-	-	4,345,746	4,345,746
Selbyville Public Library	20-08-01	-	-	-	3,082,400	3,082,400
Wilmington Institute Library	20-08-01	-	-	-	286,000	286,000
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 Stadium Corporation	20-10-01	-	-	-	2,500,000	2,500,000
Delaware Strategic Fund	20-10-01	-	-	-	30,000,000	30,000,000
Experimental Program to Stimulate Competitive Research - Research Infrastructure Improvement (EPSCOR-RII)	20-10-01	-	74,000	-	726,000	800,000
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
Riverfront Development Corporation	20-10-01	-	-	-	6,500,000	6,500,000
Site Readiness Fund	20-10-01	-	-	-	10,000,000	10,000,000
Transportation Infrastructure Investment Fund	20-10-01	-	-	-	10,000,000	10,000,000
	Subtotal	\$ -	\$ 74,000	\$ -	\$ 112,620,146	\$ 112,694,146
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	-	-	-	17,140,000	17,140,000
	Subtotal	\$ -	\$ -	\$ -	\$ 21,890,000	\$ 21,890,000

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37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES						
Maintenance and Restoration	37-01-15	\$ -	\$ -	\$ -	\$ 200,000	\$ 200,000
	Subtotal	\$ -	\$ -	\$ -	\$ 200,000	\$ 200,000
38 CORRECTION						
Facility Infrastructure Planning and Engineering Studies	38-04-40	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 1,000,000
Level IV and V Security Camera Equipment	38-04-40	-	-	-	400,100	400,100
Maintenance and Restoration	38-04-40	-	-	-	3,660,250	3,660,250
	Subtotal	\$ -	\$ -	\$ -	\$ 5,060,350	\$ 5,060,350
40 NATURAL RESOURCES AND ENVIRONMENTAL CONTROL						
Delaware Bayshore Initiative	40-01-01	\$ -	\$ -	\$ -	\$ 500,000	\$ 500,000
Minor Capital Improvement and Equipment	40-01-01	-	-	-	1,000,000	1,000,000
Clean Water State Revolving Fund	40-01-06	-	-	-	23,040,000	23,040,000
Biden Center Renovations	40-03-02	-	-	-	5,000,000	5,000,000
Park Facility Rehab and Public Recreational Infrastructure	40-03-02	-	-	-	7,600,000	7,600,000
Redevelopment of Strategic Sites (Fort DuPont)	40-03-02	-	-	-	2,250,000	2,250,000
Statewide Trails and Pathways	40-03-02	-	-	-	1,000,000	1,000,000
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	-	-	-	1,000,000	1,000,000
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	-	-	-	7,500,000	7,500,000
Tax Ditches	40-03-04	-	203,483	-	696,517	900,000
Christina/Brandywine Remediation, Restoration and Reliance Project	40-04-04	-	-	-	750,000	750,000
	Subtotal	\$ -	\$ 203,483	\$ -	\$ 58,136,517	\$ 58,340,000

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45 SAFETY AND HOMELAND SECURITY						
Twin Engine Helicopter Lease/Payment	45-01-01	\$ -	\$ -	\$ -	\$ 584,180	\$ 584,180
	Subtotal	\$ -	\$ -	\$ -	\$ 584,180	\$ 584,180
65 AGRICULTURE						
Minor Capital Improvement and Equipment	65-01-01	\$ -	\$ -	\$ -	\$ 500,000	\$ 500,000
Agricultural Lands Preservation Program	65-01-12	-	-	-	10,000,000	10,000,000
Cover Crop Investment	65-01-12	-	-	-	3,190,000	3,190,000
	Subtotal	\$ -	\$ -	\$ -	\$ 13,690,000	\$ 13,690,000
75 FIRE PREVENTION COMMISSION						
Concrete Repair - Dover Fire School Drill Grounds	75-02-01	\$ -	\$ -	\$ -	\$ 100,000	\$ 100,000
Hydraulic Rescue Tools Replacement	75-02-01	-	-	-	37,500	37,500
Inspection of Structural Buildings - Engineering Fees	75-02-01	-	-	-	50,000	50,000
Delaware State Fire School - Dover Office Addition	75-03-01	-	-	-	400,000	400,000
	Subtotal	\$ -	\$ -	\$ -	\$ 587,500	\$ 587,500
76 DELAWARE NATIONAL GUARD						
Pigman HVAC Lifecycle Replacement	76-01-01	\$ -	\$ -	\$ -	\$ 1,400,000	\$ 1,400,000
River Road Readiness Center (MILCON)	76-01-01	-	-	-	8,700,000	8,700,000
	Subtotal	\$ -	\$ -	\$ -	\$ 10,100,000	\$ 10,100,000
90-01 UNIVERSITY OF DELAWARE						
Deferred Maintenance - Laboratories	90-01-01	\$ -	\$ -	\$ -	\$ 15,000,000	\$ 15,000,000
	Subtotal	\$ -	\$ -	\$ -	\$ 15,000,000	\$ 15,000,000
90-03 DELAWARE STATE UNIVERSITY						
Campus Improvements	90-03-01	\$ -	\$ -	\$ -	\$ 15,000,000	\$ 15,000,000
	Subtotal	\$ -	\$ -	\$ -	\$ 15,000,000	\$ 15,000,000
90-04 DELAWARE TECHNICAL COMMUNITY COLLEGE						
Critical Capital Needs / Deferred Maintenance	90-04-01	\$ -	\$ -	\$ -	\$ 15,000,000	\$ 15,000,000
	Subtotal	\$ -	\$ -	\$ -	\$ 15,000,000	\$ 15,000,000

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FISCAL YEAR 2023 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
95 EDUCATION						
Architectural Barrier Removal	95-01-01	\$ 160,000	-	-	-	\$ 160,000
Market Pressure Contingency	95-01-01	25,000,000	-	-	-	25,000,000
Minor Capital Improvement and Equipment	95-01-01	15,000,000	-	-	-	15,000,000
Caesar Rodney, St. Thomas More Renovations (79/21)	95-10-00	11,037,200	-	-	-	11,037,200
Capital, Construct 800 Student MS - Building 2 (64/36)	95-13-00	10,764,300	-	-	-	10,764,300
Capital, Convert William Henry MS to Kent County Community School Renovation (100% State)	95-13-00	17,804,000	-	-	-	17,804,000
Capital, Convert William Henry MS to Kent County Secondary ILC Renovation (100% State)	95-13-00	27,520,600	-	-	-	27,520,600
Cape Henlopen, Construct New 600 Student MS (60/40)	95-17-00	2,372,700	-	-	-	2,372,700
Milford, Revitalize Milford Middle School (74/26)	95-18-00	37,416,900	-	-	-	37,416,900
Smyrna, Clayton Intermediate Addition (77/23)	95-24-00	1,904,600	-	-	-	1,904,600
Smyrna, New 600 Student ES (77/23)	95-24-00	15,354,900	-	-	-	15,354,900
Smyrna, North Smyrna ES Addition/Renovation (77/23)	95-24-00	2,649,400	-	-	-	2,649,400
Appoquinimink, Louis L. Redding Reconstruction/Addition (76/24)	95-29-00	12,636,800	-	-	-	12,636,800
Appoquinimink, New 840 Student ES at Summit Campus (76/24)	95-29-00	10,422,800	-	-	-	10,422,800
Christina, Brennen Renovations (100% State)	95-33-00	-	-	-	3,476,800	3,476,800
Colonial, Leach Land Purchase (100% State)	95-34-00	-	-	-	2,712,000	2,712,000
Indian River, Construct New Sussex Central HS (60/40)	95-36-00	44,708,900	-	-	-	44,708,900
Indian River, Ennis Classrooms at the New Sussex Central HS (100% State)	95-36-00	-	-	-	2,416,400	2,416,400
NCCVT, Paul M. Hodgson Replacement (62/38)	95-38-00	32,910,500	-	-	-	32,910,500
Sussex Tech, New Sussex Tech HS (60/40)	95-40-00	6,916,400	-	-	25,559,400	32,475,800
Subtotal		\$ 274,580,000	\$ -	\$ -	\$ 34,164,600	\$ 308,744,600
SUBTOTAL NON-TRANSPORTATION		\$ 274,580,000	\$ 2,492,003	\$ -	\$ 591,647,541	\$ 868,719,544
55 DEPARTMENT OF TRANSPORTATION						
Road System	55-05-00	-	-	216,271,341	-	216,271,341
Grants and Allocations	55-05-00	-	-	33,680,000	-	33,680,000
Transit System	55-05-00	-	-	19,906,831	-	19,906,831
Support System	55-05-00	-	-	45,792,311	-	45,792,311
Subtotal		\$ -	\$ -	\$ 315,650,483	\$ -	\$ 315,650,483
GRAND TOTAL		\$ 274,580,000	\$ 2,492,003	\$ 315,650,483	\$ 591,647,541	\$ 1,184,370,027

1 **Section 2. Authorization of Twenty-Year Bonds.** The State hereby authorizes the issuance of bonds, to
 2 which the State shall pledge its full faith and credit, such bonds to be issued in such principal amount as necessary to
 3 provide proceeds to the State in the amount of ~~\$255,918,109~~\$274,580,000 and in the amount of
 4 ~~\$67,324,480~~\$124,118,139 local share of school bonds. Bonds authorized to be used by this Section shall mature not later
 5 than 20 years from their date of issuance. The proceeds of such bonds, except for local share of school bonds, are hereby
 6 appropriated for a portion of the purposes set forth in Section 1 Addendum of this Act and summarized as follows:

7 Department, Agency or Instrumentality	Amount
8 Office of Management and Budget	\$26,893,109
9 Delaware State Housing Authority	14,950,000
10 State	3,300,000
11 Health and Social Services	3,000,000
12 Natural Resources and Environmental Control	3,000,000
13 Delaware National Guard	1,757,000
14 University of Delaware	10,000,000
15 Delaware State University	10,000,000
16 Delaware Technical Community College	10,000,000
17 Education	173,018,000 <u>\$274,580,000</u>

18 Purpose	State Share	Maximum Local Share	Total Cost
19 Architectural Barrier Removal	\$160,000		\$160,000
20 Minor Capital Improvement and Equipment	15,000,000	7,231,680	22,231,680
21 Capital, Construct 800 Student MS Building 1 (64/36)	12,697,100	7,142,100	19,839,200
22 Capital, Construct 800 Student MS Building 2 (64/36)	10,561,800	7,485,408	18,047,208
23 Capital, Construct 800 Student MS Building 2 (Local Only)		2,745,592	2,745,592
24 Capital, Convert William Henry MS to Kent County Secondary ILC Renovation (100% State)	6,630,000		6,630,000
25 Capital, Convert William Henry MS to Kent County Community School Renovation (100% State)	4,289,200		4,289,200
26 Cape Henlopen, Construct New 600 Student MS (60/40)	14,236,200	9,490,800	23,727,000

1	<u>Appoquinimink, New 840 Student ES at Summit</u>			
2	<u>Campus (76/24)</u>	15,095,400	4,767,000	19,862,400
3	<u>Appoquinimink, Replace Everett Meredith MS (100% State)</u>	16,324,300		16,324,300
4	<u>Indian River, Construct New Sussex Central HS (60/40)</u>	34,559,200	23,039,500	57,598,700
5	<u>Smyrna, Land Purchase (77/23)</u>	693,000	207,000	900,000
6	<u>Caesar Rodney, St. Thomas More Purchase (79/21)</u>	10,586,000	2,814,000	13,400,000
7	<u>Milford, Revitalize Milford Middle School (74/26)</u>	4,963,300	1,743,900	6,707,200
8	<u>Brandywine, Bush School (100% State)</u>	25,000,000		25,000,000
9	<u>Appoquinimink, Market Pressure (75/25)</u>	1,972,500	657,500	2,630,000
10	<u>School Elementary Wellness Center Capital Funds</u>	250,000		250,000
11	<u>Subtotal</u>	173,018,000	67,324,480	240,342,480
12		TOTAL		\$255,918,109
13			<u>Maximum</u>	
14	<u>Purpose</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
15	<u>Architectural Barrier Removal</u>	\$160,000	\$106,700	\$266,700
16	<u>Market Pressure Contingency</u>	25,000,000		25,000,000
17	<u>Minor Capital Improvement and Equipment</u>	15,000,000	7,224,606	22,224,606
18	<u>Caesar Rodney, St. Thomas More Renovations (79/21)</u>	11,037,200	2,933,900	13,971,100
19	<u>Capital, Construct 800 Student MS – Building 2 (64/36)</u>	10,764,300	4,510,500	15,274,800
20	<u>Capital, Convert William Henry MS to Kent County</u>			
21	<u>Community School Renovation (100% State)</u>	17,804,000		17,804,000
22	<u>Capital, Convert William Henry MS to Kent County</u>			
23	<u>Secondary ILC Renovation (100% State)</u>	27,520,600		27,520,600
24	<u>Cape Henlopen, Construct New 600 Student MS (60/40)</u>	2,372,700	1,581,800	3,954,500
25	<u>Milford, Revitalize Milford Middle School (74/26)</u>	37,416,900	13,146,400	50,563,300
26	<u>Smyrna, Clayton Intermediate Addition (77/23)</u>	1,904,600	568,900	2,473,500
27	<u>Smyrna, New 600 Student ES (77/23)</u>	15,354,900	4,586,400	19,941,300
28	<u>Smyrna, North Smyrna ES Addition/Renovation (77/23)</u>	2,649,400	791,400	3,440,800
29	<u>Appoquinimink, Louis L. Redding</u>			
30	<u>Reconstruction/Addition (76/24)</u>	12,636,800	13,675,300	26,312,100

1	<u>Appoquinimink, New 840 Student ES at Summit</u>			
2	<u>Campus (76/24)</u>	10,422,800	3,291,400	13,714,200
3	<u>Indian River, Construct New Sussex Central HS (60/40)</u>	44,708,900	29,806,000	74,514,900
4	<u>NCCVT, Paul M. Hodgson Replacement (62/38)</u>	32,910,500	20,244,300	53,154,800
5	<u>Sussex Tech, New Sussex Tech HS (60/40)</u>	6,916,400	21,650,533	28,566,933
6	<u>Subtotal</u>	274,580,000	124,118,139	398,698,139
7			<u>TOTAL</u>	<u>\$274,580,000</u>

8 **Section 3. Appropriation of General Funds.** It is the intent of the General Assembly that
9 ~~\$692,260,579~~\$591,647,541 be appropriated to the following departments of the State and in the following amount
10 for the purposes set forth in the Section 1 Addendum of this Act. Any funds remaining unexpended or
11 unencumbered by June 30, ~~2024~~2025 shall revert to the General Fund of the State of Delaware.

12	Department, Agency or Instrumentality	Amount
13	Office of Management and Budget	\$381,719,743 <u>\$274,114,248</u>
14	Delaware State Housing Authority	550,000 <u>15,500,000</u>
15	State	165,200,000 <u>112,620,146</u>
16	Health and Social Services	27,750,000 <u>21,890,000</u>
17	Services for Children, Youth and their Families	200,000
18	Correction	2,145,000 <u>5,060,350</u>
19	Natural Resources and Environmental Control	81,826,760 <u>58,136,517</u>
20	Safety and Homeland Security	5,418,359 <u>584,180</u>
21	Agriculture	3,075,717 <u>13,690,000</u>
22	Fire Prevention Commission	1,275,000 <u>587,500</u>
23	<u>Delaware National Guard</u>	10,100,000
24	University of Delaware	5,100,000 <u>15,000,000</u>
25	Delaware State University	5,000,000 <u>15,000,000</u>
26	Delaware Technical Community College	5,000,000 <u>15,000,000</u>
27	Education	8,000,000 <u>34,164,600</u>
28	TOTAL	\$692,260,579<u>\$591,647,541</u>

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

5 Department, Agency, Instrumentality	Appropriation Code	Amount
6 Office of the State Court Administrator		
7 Technology Fund	2018-02-17-01-25000	\$33,301.02
8 Office of Management and Budget		
9 Technology Fund	2010-10-02-05-25000	594,798.21
10 Local Law Enforcement Laptop		
11 Replacement	2018-10-02-11-25393	969.15
12 DSFS HVAC Replacement	2018-10-02-50-25381	7,188.05
13 Department of Safety and Homeland Security		
14 City of Wilmington Real Time		
15 Crime Center	2016-45-01-01-25364	3,025.75
16 Twin Engine Helicopter Lease/Payment	2018-45-01-01-25375	0.82
17 <u>Department of Health and Social Services</u>		
18 <u>Drinking Water State Revolving Fund</u>	<u>2016-35-05-20-25336</u>	<u>\$11,597.00</u>
19 <u>Drinking Water State Revolving Fund</u>	<u>2018-35-05-20-25336</u>	<u>3,984.50</u>
20	TOTAL	\$639,283.00<u>\$15,581.50</u>

21 (b) Department, Agency, Instrumentality	Appropriation Code	Amount
22 Department of Agriculture		
23 Cover Crop Investment		\$639,283.00
24 <u>Department of Health and Social Services</u>		
25 <u>Drinking Water State Revolving Fund</u>		<u>\$15,581.50</u>
26	TOTAL	\$639,283.00<u>\$15,581.50</u>

27 **Section 5. Bond Premium Reprogramming.** (a) Notwithstanding the provisions of any other state
 28 law, the General Assembly hereby directs the State Treasurer to transfer appropriation balances not in excess of
 29 the balances below from the following Bond Premium Funds and reauthorizes the funds to the department listed
 30 in subsection (b) of this Section, according to the purposes in the Section 1 Addendum to this Act.

31 Department, Agency, Instrumentality	Appropriation Code	Amount
32 Office of Management and Budget		
33 Capital Complex	2015-10-02-50-59917	\$14,705.32
34 DHCI Emergency	2015-10-02-50-59919	950.07
35 Department of State		
36 Seaford Public Library	2019-20-08-01-59959	188,460.00

1	Seaford Public Library	2020 20 08 01 59959	56,415.00
2	<u>Department of Safety and Homeland Security</u>		
3	New Castle County Law		
4	Enforcement Firing Range	2014 45 01 01 59913	330.29
5	<u>Fire Prevention Commission</u>		
6	Rescue Tools Replacement	2016 75 02 01 59938	247.32
7	<u>Office of Management and Budget</u>		
8	James T. Vaughn Correctional Center		
9	Building C Contingency	2018-10-02-50-59940	\$199,520.19
10	<u>Auditor of Accounts</u>		
11	Minor Capital Improvements	2019-12-02-01-59916	3,962.55
12	<u>Department of State</u>		
13	Veterans Cemetery Columbarium		
14	Expansion	2019-20-01-02-59956	49,000.00
15	TOTAL		\$261,108.00 \$252,482.74

16 (b) Department, Agency, Instrumentality Amount

17	<u>Department of Natural Resources and Environmental Control</u>		
18	Tax Ditches		\$261,108.00

19	<u>Office of Management and Budget</u>		
20	Minor Capital Improvement and Equipment – Veterans Home		49,000.00

21	<u>Department of Natural Resources and Environmental Control</u>		
22	Tax Ditches		203,482.74

23	TOTAL		\$261,108.00 \$252,482.74
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24 **Section 6. Transfer to the State Treasurer’s Agency Bond Reversion Account.**

25	Department, Agency, Instrumentality	Appropriation Code	Amount
26	<u>Office of Management and Budget</u>		
27	Medicaid Management	2018 10 02 05 50432	\$9,848.81
28	Holloway Campus	2017 10 02 50 50012	35,934.97
29	New JTVCC Automotive	2016 10 02 50 50028	138.01
30	DEMA Shed Replacement	2017 10 02 50 50109	1,694.81
31	New Troop 3 Camden	2012 10 02 50 50363	0.25
32	New Troop 3 Camden	2015 10 02 50 50363	0.45
33	Lewes Public Library	2016 20 08 01 50074	139.10
34	Rt. 9/13 Community Library	2018 20 08 01 50085	963,137.21
35	Selbyville Public Library	2017 20 08 01 50116	0.95
36	Millsboro Public Library	2018 20 08 01 50182	27,372.00
37	Medicaid Management	2017 35 02 01 50432	208.70
38	Medicaid Management	2018 35 02 01 50432	49,365.26
39	Maintenance and Restoration	2018 37 01 15 50267	2,237.10
40	800 MHz Technology Refresh	2017 45 01 20 50108	0.40
41	Scannell Readiness Center	2014 76 01 01 50429	0.86
42	198 th Regiment Readiness Center	2015 76 01 01 50430	0.62

1	<u>Judicial</u>		
2	<u>MCI Judicial</u>	<u>2016-02-17-01-50060</u>	<u>\$46.61</u>
3	<u>Office of Management and Budget</u>		
4	<u>Terry Center Renovations</u>	<u>2016-10-02-50-50020</u>	<u>942.12</u>
5	<u>New Troop 7 – Lewes</u>	<u>2017-10-02-50-50055</u>	<u>100,030.00</u>
6	<u>New Troop 7 – Lewes</u>	<u>2019-10-02-50-50055</u>	<u>2,063,870.51</u>
7	<u>James T. Vaughn Correctional Center</u>		
8	<u>Building 20 Expansion</u>	<u>2018-10-02-50-50105</u>	<u>602.39</u>
9	<u>Delaware State University</u>		
10	<u>Excellence through Technology</u>	<u>2017-90-03-01-50273</u>	<u>28.40</u>
11		TOTAL	\$1,090,079.50<u>\$2,165,520.03</u>

12 **Section 7. Transfer from the State Treasurer’s Agency Bond Reversion Account.** Notwithstanding
13 the provisions of any other state law, the State Treasurer shall transfer, as funds become available, the sum of
14 ~~\$1,090,079.50~~\$2,165,520.03 from the State Treasurer’s Bond Reversion Account (94-12-05-03-50015) to the
15 following departments in the following amount for the purpose set forth in the Section 1 Addendum of this Act.

16	Department, Agency, Instrumentality	Amount
17	Office of Management and Budget	
18	<i>Judicial Project</i>	
19	Kent and Sussex Family Court Facilities	\$1,090,079.50
20	<i>Safety and Homeland Security Project</i>	
21	<u>New Troop 4 – Georgetown</u>	<u>\$2,165,520.03</u>
22	TOTAL	\$1,090,079.50<u>\$2,165,520.03</u>

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

27	Department, Agency or Instrumentality	Appropriation Code	Amount
28	Office of Management and Budget		
29	<u>Higher Education Economic Development</u>		
30	<u>Investment Fund</u>	<u>2020-10-02-11-10134</u>	<u>\$10,000</u>
31	Department of State		
32	<u>Experimental Program to Stimulate Competitive Research -</u>		
33	<u>Research Infrastructure Improvement</u>		
34	<u>(EPSCOR-RII)</u>	<u>2021-20-10-01-10066</u>	<u>32,000</u>
35	<u>Experimental Program to Stimulate Competitive Research -</u>		
36	<u>Research Infrastructure Improvement</u>		
37	<u>(EPSCOR-RII)</u>	<u>2022-20-10-01-10066</u>	<u>32,000</u>
38		TOTAL	<u>\$74,000</u>

(b) Department, Agency or Instrumentality	Amount
<u>Department of State</u>	
<u>Experimental Program to Stimulate Competitive Research -</u>	
<u>Research Infrastructure Improvement</u>	
<u>(EPSCOR-RII)</u>	\$74,000
	<u>TOTAL \$74,000</u>

Section 9. Continuing Appropriations. For the fiscal year ending June 30, ~~2021~~2022, any sums in the following accounts shall remain as continuing appropriations and shall not be subject to reversion until June 30, ~~2022~~2023.

Fiscal Year(s)	Appropriation Code	Description
2019	01-08-02-10113	Technology Fund
2017	01-08-02-50001	Legislative Information System (LIS) Upgrade
2014/15/16	01-08-02-59905	LIS Upgrade
2019	02-17-01-10020	MCI – Judicial
2009	10-02-05-50006	800 MHZ
2020	10-02-11-10015	Network Core Router In
2019	10-02-11-10092	Construction/Federal Contingency
2019/2020	10-02-11-10093	Community Reinvestment Fund
2019/2020	10-02-11-10094	Municipal Infrastructure Fund
2019	10-02-11-10113	Technology Fund
2019	10-02-11-10119	Sussex County FEMA
2020	10-02-11-10135	City of Wilmington Edu
2017/19/20	10-02-11-10228	Local Law Enforcement
2017	10-02-11-50103	City of Wilmington Lighting
2020	10-02-11-50140	City of Wilmington Edu
2012	10-02-11-50369	New Jobs Infrastructure
2020	10-02-50-10005	CSOB Maintenance and Restoration
2019/20	10-02-50-10020	MCI/Judicial
2019/20	10-02-50-10023	MCI/DHSS
2020	10-02-50-10026	MCI/STATE
2019/20	10-02-50-10027	MCI/ DOC <u>DSCYF</u>
2019/20	10-02-50-10031	MCI/ Judicial <u>DOC</u>
2019/20	10-02-50-10035	MCI Delaware National Guard
2020	10-02-50-10040	Environmental Compliance
2019/20	10-02-50-10051	Veterans Home
2019	10-02-50-10087	Incinerator
2019/20	10-02-50-10091	Roof Replacements
2019	10-02-50-10092	Construction/Federal Contingency
2019/20	10-02-50-10122	Deferred Maintenance
2019	10-02-50-10125	Veterans Home Bathing
2020	10-02-50-10156	Veterans Home Dental Suite
2019	10-02-50-10159	Park Facility Rehab
2020	10-02-50-10173	Absalom Jones – Gym Floor
2020	10-02-50-10186	Cleveland White Renovations
2020	10-02-50-10230	MCI Equipment
2016/19	10-02-50-50003	Carvel Office Building Mechanical Upgrades

1	2016	10-02-50-50004	Carvel Office Building Sprinkler
2			System Replacement
3	2017/19	10-02-50-50005	Roof Replacements
4	2017/2019/20	10-02-50-50009	Kent and Sussex Judicial Court Facilities
5	2017	10-02-50-50012	Holloway Campus Electrical
6	2016/17	10-02-50-50021	HRYCI Old Kitchen Space Renovation
7	2016	10-02-50-50023	JTVCC Shower Renovations
8	2016/17	10-02-50-50026	HRCYI Front Lobby Renovation
9	2016	10-02-50-50042	New JTVCC Sally Port/Intake Facility
10	2017/19	10-02-50-50055	New Troop 7, Lewes
11	2018	10-02-50-50064	MCI/Correction
12	2017	10-02-50-50096	Carvel State Office Building
13	2017	10-02-50-50099	Prices Corner Government Complex
14			Engineering Study
15	2017	10-02-50-50109	DEMA Shed Replacement
16	2018	10-02-50-50133	Combined Support Maint
17	2018	10-02-50-50138	Combined Support Maint
18	2018	10-02-50-50184	BWCI Special Needs Unit
19	2020	10-02-50-50189	Jesse Cooper Building
20	2020	10-02-50-50199	JTVCC Perimeter Fence
21	2020	10-02-50-50200	Motor Pool Bldg Conver
22	2016/18	10-02-50-50306	MCI/OMB
23	2015	10-02-50-50362	Roof Replacements
24	2020	10-02-50-50370	Roof Replacement - DHS
25	2019	10-02-50-59916	Minor Capital Improv & Equipment
26	2015	10-02-50-59920	Generator Replacements
27	2018/19	10-02-50-59926	Architectural Barrier
28	2018	10-02-50-59940	JTVCC Building C Contingency
29	2018	10-02-50-59949	Combined Support Maintenance
30	2019	10-02-50-59952	Environmental Compliance
31	2020	10-02-50-59963	Deferred Maintenance
32	2020	10-02-50-59964	Leonard L. Williams Justice
33	2020	10-02-50-59965	Veterans Home Bathing
34	2020	10-02-50-59972	MCI-Safety & Homeland
35	2002	12-05-03-10090	GF Cap Reprogramming
36	1994	12-05-03-50015	Agency Reversions
37	1994	12-05-03-50229	School Reversions
38	2020	20-06-01-10122	Deferred Maintenance
39	2020	20-06-01-10184	Weldin House Improvements
40	2020	20-06-01-59955	Museum Maintenance
41	2020	20-06-01-59966	John Dickinson Plantation
42	2002/15/16/17/18	20-08-01-50065	Harrington Public Library
43	2017/18/19	20-08-01-50364	Duck Creek Library
44	2019/20	20-08-01-59957	Southern Regional Libraries
45	2019	20-08-01-59958	Duck Creek Library
46	2020	20-08-01-59959	Seaford Public Library
47	2020	20-08-01-59967	North Wilmington Public Library
48	2020	20-08-01-59968	Rehoboth Beach Public Library
49	2020	35-01-30-50267	Maintenance and Restoration
50	2019	38-04-40-10075	Security, Technology and Equipment
51	2020	38-04-40-10118	Maintenance & Restoration
52	2020	38-04-40-50193	Level V Security Cameras
53	2019	40-01-01-10044	Delaware Bayshore Initiative
54	2016	40-01-01-59923	Critical Equipment for Operations

1	2016	40-01-01-59937	Delaware Bayshore Initiative
2	<u>2020</u>	40-01-01-50194	<u>Delaware Bayshore Initiative</u>
3	<u>2019/20</u>	40-01-06-10918	<u>Clean Water State Revolving Fund</u>
4	2019	40-03-02-10080	Fort Miles Museum
5	2019	40-03-02-10082	Biden Center Renovations
6	<u>2020</u>	40-03-02-10159	<u>Prk Fctly Rehab Publ Rec Infrastructure</u>
7	<u>2020</u>	40-03-02-10191	<u>Bellevue State Park Improvements</u>
8	<u>2020</u>	40-03-02-10192	<u>Statewide Trails – Newport Pathway</u>
9	<u>2020</u>	40-03-02-10193	<u>White Clay Creek – Big Pond</u>
10	2014/15/2016/17	40-03-02-50086	Statewide Trails and Pathways
11	2017/18	40-03-02-50118	Redevelopment of Strategic Sites
12	<u>2020</u>	40-03-02-50195	<u>Biden Center Renovations</u>
13	2016/17	40-03-02-50237	State Park Facilities
14	<u>2016/19/20</u>	40-03-02-59922	<u>Redevelopment of Strategic Sites</u> (NVF/Fort DuPont)
15			
16	2018	40-03-02-59942	Park and Wildlife Area
17	2019	40-03-02-59960	Park Facility Rehab
18	<u>2020</u>	40-03-03-10195	<u>Tick Control Program</u>
19	2019	40-03-04-10078	Conservation Reserve Enhancement
20	<u>2019/20</u>	40-03-04-10165	<u>Resource Conservation & Development</u>
21	<u>2020</u>	40-03-04-10197	<u>Marshallton Drainage</u>
22	2014	40-03-04-10246	Holts Landing Dredging
23	<u>2019/20</u>	40-03-04-10251	<u>Shoreline and Waterway</u>
24	2014/15/16/17	40-03-04-50087	Dikes/Dams
25	2017	40-03-04-50125	Pier and Dredging Project
26	<u>2020</u>	40-03-04-50196	<u>Debris Pits</u>
27	2003	40-03-04-50224	Resource Conserv & Dev
28	2016/17	40-03-04-50225	Resource Conserv & Dev
29	<u>2020</u>	40-03-04-59910	<u>Dikes/Dams</u>
30	2018	40-03-04-59943	High Hazard Dam and Dike
31	2019	40-03-04-59961	Dikes/Dams
32	<u>2020</u>	40-03-04-59969	<u>Conservation Reserve</u>
33	2017	40-04-03-50121	Water Supply Monitoring
34	2010	55-05-00-95401	FHWA
35	2010	55-05-00-95402	FTA
36	2010	55-05-00-95403	Federal-Other
37	2010	55-05-00-95404	TIFIA Loan
38	2010/11/12/13/14/15/16/17/18/19/ <u>20</u>	55-05-00-95601	Grants & Allocations
39			
40	2010/11/12/13/14/15/16/17/18/19/ <u>20</u>	55-05-00-97301	Transit System
41			
42	2010/11/12/13/14/15/16/17/18/19/ <u>20</u>	55-05-00-97601	Support System
43			
44	2010/11/12/13/14/15/16/17/18/19/ <u>20</u>	55-05-00-97701	Road System
45			
46	2010	55-05-00-97801	GARVEE Fund
47	2016	55-05-00-97802	US 301 Toll Revenue Bond
48	<u>2020</u>	65-01-01-10200	<u>Combustion Instrument</u>
49	<u>2020</u>	65-01-04-10201	<u>State Forest Building</u>
50	<u>2020</u>	65-01-12-10203	<u>Irrigation System Conversion</u>
51	<u>2020</u>	76-01-01-10035	<u>Minor Cap Imprv Equip DNG</u>
52	2016	76-01-01-50092	Field Maintenance Shop
53	<u>2018</u>	76-01-01-59949	<u>Combined Support Maintenance</u>
54	<u>2019</u>	90-01-01-10134	<u>HED Econ Dvlpt Invest</u>

1	2019	90-01-01-10167	Laboratories
2	2017/2018/19/20	90-01-01-50088	Laboratories
3	2019/20	90-03-01-10168	Campus Improvements
4	2017/18/2019/20	90-03-01-50093	Campus Improvements
5	2020	90-03-01-50198	New Land Grant Facility
6	2020	90-03-01-50273	Excellence Through Technology
7	2019/20	90-04-01-10134	HED Economic Development
8			Investment Fund
9	2019	90-04-01-10170	Critical Capital Needs
10	2017	90-04-01-50273	Excellence Through Technology
11	2016/17/18/19/20	90-04-01-50353	Critical Capital Needs
12	2019/20	95-01-01-50022	MCI
13	2019	95-01-01-50392	Architectural Barrier
14	2020	95-01-01-59970	School Safety and Security
15	2019	95-01-04-10113	Technology Fund
16	2019	95-01-20-50140	City of Wilmington Education Initiatives
17	2020	95-10-00-50022	MCI
18	2018/19	95-10-00-50465	Caesar Rodney, Renovations
19	2017/18/19	95-10-00-50466	Additions and Renovations to CRHS
20	2017/2018/19	95-10-00-50468	Renovate Fred Fifer III
21	2018/19	95-10-00-50469	Caesar Rodney, Renovations
22	2017/2018/19	95-10-00-50471	Renovate F Neil Postlethwait
23	2018/19	95-10-00-50472	Caesar Rodney, Renovations
24	2018	95-10-00-50473	CR Ren Star Hill ES
25	2018	95-10-00-50475	CR Ren Nellie Hughes Stokes
26	2017/18/19/20	95-10-00-50477	Construct 600 Student ES
27	2020	95-10-00-59970	School Safety and Security
28	2016	95-11-00-50461	Renovate John S. Charlton
29	2019	95-13-00-50324	Voc Equipment Replacement
30	2020	95-13-00-50345	Capital, Construct 800
31	2020	95-13-00-59970	School Safety and Security
32	2019/20	95-15-00-50022	MCI
33	2015/16/17/18/19/20	95-15-00-50324	Voc Equipment Replacement
34	2020	95-15-00-59970	School Safety and Security
35	2020	95-16-00-50022	MCI
36	2013/14/15	95-16-00-50394	Laurel, Construct 1200 Student ES
37	2018/19/2020	95-17-00-50022	MCI
38	2019	95-17-00-50188	Add'l Classrooms for Sussex Consortium at
39			Cape Henlopen HS
40	2020	95-17-00-50324	Voc Equipment Repl
41	2019/20	95-17-00-50467	Renovate Milton ES
42	2018/19/20	95-17-00-50474	Construct New Rehoboth ES
43	2018/19	95-17-00-50476	Nine Additional Classrooms for Sussex
44			Consortium at Rehoboth ES
45	2019/20	95-17-00-50482	Renovate Lewes School and Demolish
46			Shields
47	2017/18/19	95-17-00-50490	Construct Sussex Consortium Building
48	2017/2018	95-17-00-50491	Replace H.O. Brittingham ES
49	2019/20	95-17-00-50492	Addition to Cape Henlopen HS
50	2017/2018	95-17-00-50493	9 Add'l Classrooms for Sussex County
51			Consortium
52	2019	95-17-00-50496	Add'l Classrooms for Sussex Consortium at
53			Cape Henlopen HS
54	2019/20	95-17-00-50497	Sussex Consortium Expansion

1	2018	95-17-00-59945	Supplementary Funds for Sussex Consortium Building
2			
3	<u>2020</u>	95-17-00-59971	<u>Cape Hen, 4 Addnl Classrooms</u>
4	<u>2020</u>	95-18-00-50022	<u>MCI</u>
5	<u>2020</u>	95-23-00-50022	<u>MCI</u>
6	<u>2020</u>	95-23-00-59970	<u>School Safety and Security</u>
7	<u>2019/20</u>	95-24-00-50022	MCI
8	2012	95 24 00 50091	Roofing Systems
9	2016	95-24-00-50094	Security Systems
10	2011	95-24-00-50095	Technology Infrastructure
11	2016	95-24-00-50130	System Upgrades
12	<u>2020</u>	95-24-00-59970	<u>School Safety and Security</u>
13	2019	95 29 00 50324	Voc Equipment Replacement
14	<u>2019/20</u>	95-29-00-50480	Construct 1,000 Student MS and 1,600 Student HS
15			
16	<u>2019/20</u>	95-29-00-50484	Replace Everett Meredith MS
17	<u>2019/20</u>	95-29-00-50486	Renovate Silver Lake ES
18	2018	95-29-00-59946	Construct 1,000 Student MS and 1,600 Student HS
19			
20	<u>2020</u>	95-29-00-59970	<u>School Safety and Security</u>
21	<u>2020</u>	95-31-00-10205	<u>Brandywine, Bush Playground</u>
22	2019/2020	95-31-00-50022	MCI
23	2019	95 31 00 50324	Voc Equipment Replacement
24	2017/18	95 31 00 50479	Additions and Renovations to Carreroft ES
25	<u>2019/20</u>	95-31-00-50481	Renovate Brandywine HS
26	2018/2019/20	95-31-00-50483	Renovate Claymont ES
27	2017	95-31-00-50485	Renovate Facilities Maintenance Building
28	<u>2020</u>	95-31-00-59970	<u>School Safety and Security</u>
29	2019	95 32 00 10171	School Safety and Security
30	2013/2018/19/20	95-32-00-50022	MCI
31	<u>2014/15/16/17/18/19/20</u>	95-32-00-50324	Voc Equipment Replacement
32	2018	95-32-00-50392	Architectural Barrier
33	2016	95-32-00-50459	Renovate the Central School
34	<u>2020</u>	95-32-00-59970	<u>School Safety and Security</u>
35	<u>2020</u>	95-33-00-10041	<u>Architectural Barrier</u>
36	2019	95 33 00 10135	City of Wilmington Education Initiatives
37	<u>2020</u>	95-33-00-10171	<u>School Safety and Security</u>
38	2019	95 33 00 10177	School Safety and Security
39	<u>2019/20</u>	95-33-00-50022	MCI
40	2018/2019/20	95-33-00-50140	City of Wilmington Education Initiatives
41	2019/2020	95-33-00-50324	Voc Equipment Replacement
42	2018	95-33-00-59941	City of Wilmington Education Initiatives
43	2018/19	95 33 00 59950	City of Wilmington Education Initiatives
44	<u>2020</u>	95-33-00-59970	<u>School Safety and Security</u>
45	<u>2020</u>	95-34-00-50022	<u>MCI</u>
46	<u>2020</u>	95-35-00-59970	<u>School Safety and Security</u>
47	<u>2020</u>	95-36-00-50022	<u>MCI</u>
48	<u>2019/20</u>	95-36-00-50488	Replace Howard T. Ennis
49	<u>2020</u>	95-36-00-59970	<u>School Safety and Security</u>
50	2018	95-37-00-50392	Architectural Barrier
51	2019	95-38-00-10112	Delaware Skills Center
52	<u>2020</u>	95-38-00-50022	<u>MCI</u>
53	<u>2020</u>	95-38-00-50324	<u>Voc Equipment Replacement</u>
54	2015	95-38-00-50437	Replace Roof at Hodgson HS

1	2015	95-38-00-50439	Replace Roof at Deleastle HS
2	2017/18	95-38-00-50463	Renovate Howard HS/1927 Building
3	<u>2020</u>	<u>95-38-00-59970</u>	<u>School Safety and Security</u>
4	<u>2019/20</u>	<u>95-39-00-50022</u>	<u>MCI</u>
5	2018/19 <u>2020</u>	95-39-00-50324	Voc Equipment Replacement
6	<u>2020</u>	<u>95-40-00-10230</u>	<u>MCI Equipment</u>
7	<u>2020</u>	<u>95-40-00-50022</u>	<u>MCI</u>
8	2014/17/19	95-51-00-50022	MCI
9	<u>2020</u>	<u>95-53-00-50022</u>	<u>MCI</u>
10	<u>2019/20</u>	<u>95-54-00-50022</u>	<u>MCI</u>
11	<u>2020</u>	<u>95-70-00-59970</u>	<u>School Safety and Security</u>
12	<u>2020</u>	<u>95-70-00-59970</u>	<u>School Safety and Security</u>
13	<u>2020</u>	<u>95-72-00-50022</u>	<u>MCI</u>
14	<u>2020</u>	<u>95-74-00-59970</u>	<u>School Safety and Security</u>
15	<u>2020</u>	<u>95-76-00-50022</u>	<u>MCI</u>
16	<u>2020</u>	<u>95-79-00-59970</u>	<u>School Safety and Security</u>
17	<u>2020</u>	<u>95-80-00-59970</u>	<u>School Safety and Security</u>
18	<u>2020</u>	<u>95-82-00-50323</u>	<u>MCI Operations</u>
19	<u>2020</u>	<u>96-04-00-59970</u>	<u>School Safety and Security</u>
20	<u>2020</u>	<u>96-05-00-59970</u>	<u>School Safety and Security</u>
21	2019	96-06-00-10171	School Safety and Security
22	<u>2020</u>	<u>96-06-00-59970</u>	<u>School Safety and Security</u>
23	<u>2020</u>	<u>96-07-00-59970</u>	<u>School Safety and Security</u>
24	2019	96-11-00-10171	School Safety and Security
25	<u>2020</u>	<u>96-11-00-59970</u>	<u>School Safety and Security</u>
26	<u>2020</u>	<u>96-12-00-59970</u>	<u>School Safety and Security</u>

27 **Section 10. Prefatory Language.** This Act has been prepared in conformance with 78 Del. Laws, c. 90. For
28 all sections with the exception of Section 1 Addendum, all comparisons to the previous year’s Budget Act are shown
29 noting insertions by underlining and deletions by strikethrough.

30 **Section 11. Conservation Districts.** Federal Acquisition Regulations. Conservation Districts shall not be
31 required to follow the provisions of the Federal Acquisition Regulations unless specifically required under a
32 contract(s) with a federal agency or federal grant. If the Conservation Districts are required to follow subpart 31.2 of
33 the Federal Acquisition Regulations, then the Conservation Districts are hereby authorized to charge an additional 10
34 percent to their overhead cost rate to enable the Conservation Districts to continue to fulfill their statutory duties and
35 responsibilities.

36 **Section 12. First State Preservation Revolving Fund, Inc.** For the current fiscal year, First State
37 Preservation Revolving Fund, Inc. may continue to expend, for administrative expenses, the interest generated by the
38 Community Redevelopment Fund appropriations of \$250,000 in each of Fiscal Years 1999 and 2000.

1 **Section 13. Laurel Redevelopment Corporation.** Any proceeds from the sale of property funded in whole
2 or in part from Community Redevelopment Fund grants to Laurel Redevelopment Corporation shall be reinvested in
3 redevelopment projects within the Town of Laurel.

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

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

17 **Section 16. Escheat – Special Funds.** For Fiscal Year ~~2022~~2023, in which General Fund deposits equal the
18 threshold established in 29 Del. C. § 6102(s) and the Fiscal Year ~~2022~~2023 Operating Budget Act, the Secretary of
19 Finance shall transfer all additional receipts received to a holding account entitled “Escheat - Special Fund”. The Joint
20 Committee on Capital Improvements shall allocate these additional receipts as part of the Fiscal Year ~~2023~~2024 Joint
21 Committee on Capital Improvements among the following funds: (a) The K-12 Construction Fund; (b) The Debt
22 Reduction Fund; and (c) The Other Post-Employment Benefits Fund as established by 29 Del. C. § 5281. Amounts in
23 the “Escheat-Special Fund” account on June 30, ~~2021~~2022 shall be allocated to a reserve fund for extraordinary
24 escheat claims. Any reserve fund balance deemed in excess of amounts necessary to satisfy such claims shall be
25 transferred by the Secretary of Finance to the Other Post-Employment Benefits Fund as established by 29 Del. C.
26 § 5281.

27 **Section 17. Higher Education Research and Education.** The Section 1 Addendum of this Act makes
28 appropriations to the Department of Transportation and the Department of Natural Resources and Environmental

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

9 **Section 18. American Rescue Plan Act.** It is the intent of the General Assembly ~~that~~, to the maximum
10 extent allowable under applicable federal law or guidelines, that funds provided by the American Rescue Plan Act
11 from the Coronavirus State Fiscal Recovery Funds or State Capital Projects Funds ~~provided by the American Rescue~~
12 ~~Plan Act~~ must be used before the state appropriations listed in the Section 1 Addendum of this Act.

13 (1) The Office of Management and Budget shall do all of the following:

14 a. Provide a monthly report to the co-chairs of the Joint Committee on Capital Improvements and the
15 Controller General on the funds from the Coronavirus State Fiscal Recovery Funds and State Capital Projects Funds
16 used under this section.

17 b. General fund appropriations unused based on this section shall be made available for re-appropriation by
18 the Joint Committee on Capital Improvements.

19 (2) The Office of Management and Budget may deauthorize any general obligation bond appropriations as
20 listed in the Section 1 Addendum of this Act. A deauthorization under this paragraph (2) of this section must be
21 reviewed and approved by the co-chairs of the Joint Committee on Capital Improvements and the Controller General
22 before taking effect.

1 **JUDICIAL**

2 **Section 19. 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 20. Kent and Sussex County Judicial Court Facilities.** The Section 1 Addendum of this Act
16 includes an appropriation of ~~\$131,000,000~~\$80,000,000 for Kent and Sussex Family Court Facilities. The Section 1
17 Addendum of 80 Del. Laws c. 78 and c. 299, 81 Del. Laws c. 303, ~~and~~ 82 Del. Laws c. 86, and 83 Del Laws c. 56
18 appropriated funding and Section 21 of 81 Del. Laws c. 59 provided spending authority to be used toward preliminary
19 costs, including planning and design, architectural and engineering work, ~~and~~ construction costs and costs associated
20 with relocating the Department of Justice offices. Efficiencies shall be achieved in this process through the combining
21 of planning, design, architectural and engineering work for both facilities, in all circumstances where combined efforts
22 are appropriate and will likely achieve cost savings to the overall project.

1 **OFFICE OF MANAGEMENT AND BUDGET**

2 **Section 21. 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 Committee on Capital Improvements of any decisions of the Appeals Board.

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

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

24 (d) No project's budget should be increased beyond what is appropriated in any Bond and Capital
25 Improvements Act, either with special funds or private funds, unless the use of those funds is approved by the
26 appropriate cabinet secretary, the Director of the Office of Management and Budget, the Controller General and the
27 Co-Chairs of the Joint Committee on Capital Improvements.

1 **Section 22. Construction Manager.** It is the intent of the General Assembly that all public works projects,
2 including all public school projects, that utilize a construction manager on the project, utilize the delivery methodology
3 which requires the construction manager to secure a performance and payment bond for their portion of the work. All
4 subcontractors shall be listed at the start of the project and shall provide a performance and payment bond which
5 names the construction manager and the State of Delaware as additional insureds. All provisions of 29 Del. C. c. 69
6 are in effect for projects which utilize a construction manager.

7 **Section 23. Judicial Construction Oversight.** It is the intent of the General Assembly that a nine-member
8 Executive Committee be created to oversee construction of new or major renovation of judicial facilities. The
9 Executive Committee shall include two members of the legislature appointed by the Co-Chairs of the Joint Committee
10 on Capital Improvements; the respective Chairs of the House and Senate Judiciary Committees; two members of the
11 Judiciary as appointed by the Chief Justice; and three members of the Executive Department to include the Director of
12 Facilities Management, the Director of the Office of Management and Budget and their designee. The Executive
13 Committee shall work in conformation with existing construction oversight guidelines as written in the Construction
14 Management section of this Act. The Executive Committee is hereby empowered to:

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

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

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

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

21 This section shall apply to the following projects: Sussex County Family Court; Kent County Family Court; and any
22 Judicial construction or renovation project requested by either the Judicial Branch or recommended by the Office of
23 Management and Budget for the Judicial Branch where the total project cost estimate exceeds \$10,000,000.

24 **Section 24. New Castle County Courthouse.** Notwithstanding any law or local government ordinance,
25 resolution or any deed restrictions to the contrary, the Director of the Office of Management and Budget shall
26 designate the name of any state-owned or state-operated courthouse or other judicial building or facility in New Castle
27 County purchased, constructed or improved by funds appropriated pursuant to an act of the General Assembly and

1 shall have the sole authority to approve or disapprove the placement of any statues or memorials in or on the grounds
2 of such courthouse or judicial building or facility.

3 **Section 25. Card Access Security Systems.** Notwithstanding the provisions of any law to the contrary, the
4 Office of Management and Budget, the Department of Safety and Homeland Security (DSHS) and the Department of
5 Technology and Information (DTI) shall jointly develop and maintain specifications and standards for card access
6 security systems for all state facilities. Security system communications using state infrastructure will observe
7 enterprise standards and policies as defined by DTI pursuant to 29 Del. C. c. 90C. The specifications and standards
8 shall enable a single-card security solution for all state-owned facilities, require the ability for concurrent central and
9 local administration of card access functions and shall include a registry of approved card readers and associated
10 hardware required to implement card access security systems. It is the intent of this section to authorize the Office of
11 Management and Budget, DSHS and DTI to jointly select a single supplier, manufacturer or technology of access
12 cards and security management software for use by all state agencies. The Office of Management and Budget, DSHS
13 and DTI shall develop procedures and standards required for the evaluation and approval of agency requests for new or
14 modified security systems of any type. Before a state agency may install a new security system or modify an existing
15 system, the agency shall obtain the approval of the Office of Management and Budget, DSHS and DTI.

16 **Section 26. Design-Build Contracts.** The Office of Management and Budget is hereby authorized to utilize
17 or approve the design-build contract mechanism for up to twelve construction projects that are deemed necessary by
18 the Director for the efficient construction and improvement of state facilities. Design-build is a project delivery method
19 under which a project owner, having defined its initial expectations to a certain extent, executes a single contract for
20 both architectural/engineering services and construction. The selection processes and other terms of such contracts
21 may vary considerably from project to project. The design-build entity may be a single firm, a consortium, joint
22 venture or other organization. However, the fundamental element of design-build delivery remains that one entity
23 assumes primary responsibility for design and construction of the project. The Office of Management and Budget is
24 authorized to use this approach in completing its projects, subject to the following conditions:

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

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

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

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

8 **Section 27. Carvel State Office Building.** As office space becomes available on the 11th floor of the Carvel
9 State Office Building, the Director of the Office of Management and Budget shall consider Legislative space needs
10 when reallocating available space.

11 **Section 28. 312 Cherry Lane.** The use of 312 Cherry Lane, New Castle, located in Riveredge Industrial
12 Park, being tax parcel 10-015.40-371, as it relates to zoning, subdivision, parking approvals, land development,
13 construction, permitting and code enforcement, shall not be subject to the jurisdiction of New Castle County or any
14 other municipality, provided that it or a portion thereof is leased by the State of Delaware or an agency thereof,
15 including if it is thereafter subleased to a private provider, as a medically assisted treatment facility for drug and other
16 addiction services, including any ancillary related uses such as offices or other treatment programs.

17 **Section 29. Emily P. Bissell.** The General Assembly finds that the State-owned site formerly housing
18 the Emily P. Bissell Hospital campus (the “site”) is no longer required by the State. The General Assembly
19 further finds the State should offer, through a competitive process, the site and improvements thereto for sale to
20 a partner with the vision and capacity to bring economic development, jobs and services to the area while
21 maintaining the historic significance of the original Emily P. Bissell Hospital and the overall character of the
22 site.

23 Notwithstanding the provisions of Chapter 94 of Title 29, the General Assembly hereby directs the
24 Office of Management and Budget to administer a Request for Proposal (RFP) process to solicit redevelopment
25 proposals for the site. An RFP review committee shall be convened for the purpose of approving the RFP and
26 reviewing proposals received as a result of the RFP. The RFP review committee shall consist of the following
27 individuals:

- 28 (1) The Director of the Office of Management and Budget or their designee.

- 1 (2) The Controller General or their designee.
- 2 (3) The Secretary of State or their designee.
- 3 (4) The Secretary of the Department of Health and Social Services or their designee.
- 4 (5) One member of the House of Representatives chosen by the Speaker of the House.
- 5 (6) One member of the Delaware State Senate chosen by the President Pro Tempore.
- 6 (7) Two members of the public appointed by the Governor representing the surrounding area.

7 The RFP committee shall review all proposals received and submit a recommended proposal to the
8 Governor and Co-Chairs of the Joint Committee on Capital Improvements for their approval. Upon approval,
9 the Office of Management and Budget is authorized to proceed with the approved proposal.

10 The Office of Management and Budget is authorized to expend Minor Capital Improvements funds
11 authorized in the Section 1 Addendum to support this process.

12 **Section 30. Higher Education Economic Development Investment Fund.** The Section 1 Addendum of
13 this Act ~~allocates \$15,000,000~~ makes an appropriation to the Office of Management and Budget (10-02-11) for the
14 Higher Education Economic Development Investment Fund to be expended to supplement investments that
15 Delaware’s institutes of higher education are making to improve job growth, job retention and economic development
16 in the State. These funds shall be awarded to the University of Delaware, Delaware State University and Delaware
17 Technical Community College to support projects and efforts that will help create or retain a significant number of
18 high quality, full-time jobs and/or continue to provide access to higher education opportunities for in-state residents.
19 Applications for funding shall be submitted to, and specific projects and amounts shall be approved by, the Secretary
20 of State, the Co-Chairs of the Joint Committee on Capital Improvements, the Director of the Office of Management
21 and Budget and the Controller General, or their respective designees. The Office of Management and Budget and the
22 Office of the Controller General will provide an annual report on the approved projects and amounts expended to the
23 Joint Committee on Capital Improvements.

24 **Section 31. Procurement Thresholds.** (a) Notwithstanding the provisions of 29 Del. C., § 6913 (c) (4),
25 effective September 1, 2021 the thresholds for requiring the issuance of a formal bid or formal RFP shall be as
26 follows: For a materiel/Non-professional Services procurement: \$50,000, for a Public Works procurement: \$150,000
27 and for a Professional Services procurement: \$100,000.

28 ~~(b) Amend 29 Del. C., §6913 (a) by making insertions as shown by underline:~~

1 ~~§ 6913. Contracting and purchasing advisory council.~~

2 ~~(a) There is established a Contracting and Purchasing Advisory Council to consist of all covered agency~~
3 ~~heads or their designee and 1 additional member representing all public school districts. The Administrator of the~~
4 ~~Section shall be a nonvoting member of the Council.~~

5 **Section 32. Technology System Contingency.** The Section 1 Addendum to this Act makes an appropriation
6 to the Office of Management and Budget (10-02-11) for Technology System Contingency. The expenditure of these
7 funds is intended to support and is contingent upon enactment of Senate Bill No. 1 of the 151st General Assembly or
8 similar legislation establishing a family and medical leave insurance program to be administered by the Department of
9 Labor. The Department of Labor and Office of Management and Budget are encouraged to use available American
10 Rescue Plan Act funds to augment state funding for this project.

1 **DELAWARE STATE HOUSING AUTHORITY**

2 **Section 33. 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 34. 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 no more than
15 the greater of 5 percent or \$350,000 of the appropriated amount for the support of DSHA administrative functions
16 associated with this initiative.

17 **Section 35. Strong Neighborhoods Housing Fund.** Section 1 Addendum of this Act makes an
18 appropriation to support housing development activities as part of comprehensive revitalization efforts in distressed
19 areas impacted by blight and crime. DSHA shall administer these funds and is authorized to use no more than the
20 greater of 5 percent or \$150,000 of the appropriated amount for the support of DSHA administrative functions
21 associated with this initiative.

1 **DEPARTMENT OF TECHNOLOGY AND INFORMATION**

2 **Section 36. 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 Chief Information Officer. This
5 includes, but is not limited to, relocating, renovating and/or constructing new information technology data centers.

6 **Section 37. IT Project Funding.** (a) Section 1 Addendum of this Act makes appropriations to the Office of
7 Management and Budget for technology projects. For Fiscal Year ~~2022~~2023, the following projects may receive an
8 allocation for planning, development, procuring services, conducting a feasibility/investment analysis or project
9 implementation provided they meet all of the requirements contained within this section:

10 Department/Agency Service Need

11 Safety and Homeland Security
12 800 MHz Technology Refresh

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

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

- 24 (i) Needs analysis;
- 25 (ii) Business process to be impacted/reengineered;
- 26 (iii) Risk assessment;
- 27 (iv) Stakeholder impact assessment;
- 28 (v) Cost-benefit analysis; and

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

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

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

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

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

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

1 **DEPARTMENT OF STATE**

2 **Section 38. 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 39. 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 40. 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 41. 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 42. 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 ~~2022-2027~~2023 - 2028.

22 **Section 43. 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 44. Kalmar Nyckel.** The scheduling of the Kalmar Nyckel by non-state entities shall require the
2 approval of the Riverfront Development Corporation of Delaware (RDC). Further, the RDC is encouraged to enter into
3 negotiations with interested parties to review the disposition of loans to the Kalmar Nyckel.

4 **Section 45. 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 46. 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 Committee on Capital Improvements within 10 business days. The
10 notification shall include details of the actual award, the Council recommendations on the proposal and a justification
11 for why the Division of Small Business did not follow the recommendations of the Council.

12 **Section 47. 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 Committee on Capital Improvements and the Delaware State Clearinghouse Committee. Should such application
18 receive final approval by the U.S. Treasury Department or other federal governmental entity charged with such
19 authority, at least one public hearing shall be held for the purpose of presenting the program, the availability of
20 financial assistance and the selection process.

21 **Section 48. Riverfront Development Corporation.** (a) Funds appropriated for the RDC shall be disbursed
22 to a special fund to be known as the Riverfront Development Corporation Fund hereinafter referred to as the Fund.

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

25 (c) Funds appropriated to the Division of Small Business for RDC shall be expended only with the approval
26 of the Board of Directors of RDC. Funds may only be expended for activities related to the redevelopment of the
27 Brandywine and Christina riverfront areas, including: planning and design studies; the acquisition, construction and
28 improvement of real property; environmental remediation; costs of operations and administration; debt service; and

1 other expenses in furtherance of the mission of RDC. On October 1 of each year the RDC will submit a report to the
2 Division of Small Business which will outline how the funds awarded in the previous fiscal year were utilized. This
3 report will also outline and explain the RDC's request for funding for the next fiscal year.

4 (d) The RDC is authorized to expend funds and utilize staff to support the operations of the Delaware
5 Stadium Corporation (DSC) in furtherance of a long-term commitment to minor league baseball at Frawley Stadium.

6 **Section 49. Limited Investment for Financial Traction (LIFT) and Delaware Rural Irrigation Program**
7 **(DRIP) Initiatives.** Notwithstanding any other law to the contrary, the Division of Small Business is hereby
8 authorized to pay administrative fees associated with LIFT and DRIP Initiatives from the Delaware Strategic Fund not
9 to exceed 2 percent of the program total.

10 **Section 50. Innovation Centers.** The Division of Small Business shall utilize the Delaware Strategic Fund
11 to encourage and invite proposals targeted at innovation to support the establishment or expansion of one or more
12 Innovation Centers. The mission of the Innovation Center(s) shall be creation of wealth by new and growing high tech
13 businesses in Delaware that have global impact. The innovation process shall involve assisting in the identification of
14 new product and process ideas that will succeed and the means of taking these new ideas to market. The Center(s) will
15 facilitate the marrying of the resources of Delaware's labor force, academic institutions and technical resources to the
16 expertise of a select group of entrepreneurs who understand opportunity, as well as the means to develop it.

17 **Section 51. Cultural Access Fund.** The Department of State is hereby authorized to use funds reserved in
18 the Cultural Access Fund in order to help fund a matching grant program for capital projects and related programs that
19 will enhance the quality of availability of Delaware's recreational and cultural offerings. Funds disbursed as part of
20 this matching grant program must be matched 2:1 to state funds. In the event the grant recipient does not have funds
21 to support match requirement, the Department may submit a request to the Director of the Office of Management and
22 Budget and the Controller General for approval to waive said requirement.

23 **Section 52. Business Development Allocation.** Notwithstanding any law to the contrary, the Division of
24 Small Business is authorized to utilize a portion of the funds allocated in the Section 1 Addendum of this Act to the
25 Delaware Strategic Fund to reimburse no more than 3 percent of capital expenditures made by a commercial developer
26 who is undergoing a construction project that will cost at least \$75,000,000 and result in the creation of at least 500
27 new jobs. Before funding can be allocated, the project must be reviewed by the Council on Development Finance and

1 the Director of the Division of Small Business must submit written justification to the Director of the Office of
2 Management and Budget and the Co-Chairs of the Joint Committee on Capital Improvements.

3 **Section 53. Small Business Financial Development Fund.** Notwithstanding any law to the contrary, the
4 Division of Small Business is authorized to use up to \$1,750,000 of the funds allocated in the Section 1 Addendum of
5 this Act to the Delaware Strategic Fund in order to help support programs that provide financial assistance to further
6 the development of small businesses in the state. Any programming that is to be allocated funding shall first be
7 reviewed by the Council on Development Finance.

8 **Section 54. Historical and Cultural Affairs.** (a) The Secretary of State is authorized to waive the provisions
9 of Chapter 69 of Title 29 of the Delaware Code to rapidly complete restoration and maintenance projects for historic
10 buildings and sites that the Secretary of State deems critical and are threatened by rapid deterioration. Requirements
11 contained in 29 Del. C. § 6960 shall remain in effect.

12 (b) The Secretary of State is authorized to waive the provisions of Chapters 5, 94 and 95 of Title 29 of the
13 Delaware Code in order to sell, transfer, or acquire historic buildings and sites. Any properties which are transferred
14 shall be subject to an easement designed to protect the historical nature of the historic building or site.

15 **Section 55. Port Terminal Access and Training Facility.** The Section 1 Addendum of ~~this Act~~ 83 Del.
16 Laws, c. 56 makes an appropriation for Port Terminal Access and Training Facility. Of this amount, funds may to be
17 used towards improvements at the Palmer School. The Chairman of the Diamond State Port Corporation will
18 collaborate with GulfTainer on developing a cost sharing plan for the reuse of the Palmer School. The proposed cost
19 sharing plan will be submitted to the Director of the Office of Management and Budget and the Controller General for
20 final approval no later than December 31, ~~2021~~2022.

21 **Section 56. Laboratory Space and Laboratory Space Development Fund.** Section 1 Addendum of this
22 Act makes an appropriation of \$10,000,000 to Department of State for Laboratory Space. Funds appropriated for
23 Laboratory Space shall be disbursed to a special fund to be known as the Laboratory Space Development Fund,
24 hereinafter referred to as the Fund. The purpose of the Fund is to provide grants and other financial assistance to
25 directly support the acquisition and expansion of high-quality modern laboratory space for business use and research in
26 the State. The Division of Small Business shall administer the Fund and distribution of any awards from the Fund. Any
27 laboratory space proposal that is to be allocated funding from the Fund shall first be reviewed and approved by the
28 Council on Development Finance.

1 **Section 57. Transfer of Economic Development Funds.** Section 1 Addendum of this Act makes
2 appropriations to the Delaware Strategic Fund, Site Readiness Fund and Laboratory Space. Upon request from the
3 Chairperson of the Delaware Economic Development Authority, and approval from the Director of Office of
4 Management and Budget and the Controller General, the Division of Small Business is authorized to transfer funds
5 among these appropriations in order to maximize economic development opportunities in the State.

6 **Section 58. The Riverfront Development Corporation.** Section 1 Addendum of this Act appropriates
7 \$2,500,000 for the creation of the Frawley Stadium Improvement Fund, the purpose of which is to make needed and
8 necessary improvements to Frawley Stadium in furtherance of the State’s long-term commitment to minor league
9 baseball in Delaware. Such funds may only be utilized upon approval from the Director of the Office of Management
10 and Budget and the Co-Chairs of the Joint Committee on Capital Improvements. No approval shall be submitted or
11 granted until an acceptable long-term lease agreement with the Wilmington Blue Rocks is secured, including any
12 approvals that may be needed or required from the Washington Nationals and/or Major League Baseball. Requests for
13 approval for the use of these funds shall be submitted jointly by the Riverfront Development Corporation and the
14 Delaware Stadium Corporation.

1 **DEPARTMENT OF FINANCE**

2 **Section 59. 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 60. 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).

27 **Section 61. Diamond State Port Corporation.** The State Treasurer is authorized to and shall take custody
28 of certain reserve funds belonging to and transferred by the Diamond State Port Corporation (DSPC). The Department

1 of Finance, Office of the Secretary (25-01-01) shall establish and maintain a special fund with the State Treasurer on
2 behalf of DSPC for the purpose of accounting for the receipt and disbursement of the reserve funds. The reserve funds
3 shall be invested with other State funds in accordance with the guidelines established by the Cash Management Policy
4 Board. The special fund shall receive interest at the school and special fund rate approved by the Cash Management
5 Policy Board. The State Treasurer shall release custody of the reserve funds upon receipt of disbursement requests
6 approved by the Department of Finance.

1 **DEPARTMENT OF HEALTH AND SOCIAL SERVICES**

2 **Section 62. 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 63. 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 64. 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 65. 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 66. 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~~ Delaware Correctional Industries program can continue to
24 build, pour and construct precast concrete products that are exempt from this standard for use on State of Delaware
25 prison projects.

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

2 **Section 67. 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 68. 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 Committee on Capital Improvements provided, however, that the Department is
12 not prohibited from conducting studies, surveys or other contractual arrangements that would normally precede land
13 acquisition procedures.

14 **Section 69. 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 70. 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 Committee on Capital
23 Improvements 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 71. Newark Reservoir.** Regardless of whether New Castle County retains, or if the City of Newark
27 annexes the property referred to as New Castle County Tax Parcel Number 08-059.20-002 and Tax Parcel Number 08-

1 059.20-001, this property is prohibited from any commercial or more intense residential development that would
2 require a rezoning of the property.

3 **Section 72. 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 73. 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. DNREC shall provide a report of the projects, priority rankings, and
18 timelines for completion of the dredging, navigation, and channel marking related projects within the Inland Bays to
19 the Joint Committee on Capital Improvements by September 1st of each year.

20 **Section 74. Auburn Valley Project.** The implementation of the transportation, stormwater management,
21 demolition, remediation, redevelopment and parks and recreation element of the Auburn Valley Master Plan shall not
22 be subject to the zoning, subdivision, land use or building code ordinances or regulations of New Castle County.

23 **Section 75. Conservation District Contracting.** Notwithstanding any statutory provision or regulation to
24 the contrary, it is the intent of the General Assembly that DNREC may enlist Delaware's conservation districts as
25 provided in 7 Del. C. c. 39 to advance the purposes of this chapter. All contracts shall be subject to the provisions of
26 29 Del. C. § 6960.

27 **Section 76. Bay View.** The New Castle County Conservation District shall continue to work with the Bay
28 View community as a Twenty-First Century Fund drainage project and may use up to \$200,000 from existing Twenty-

1 First Century Fund project funds should the opportunity arise to fund an appropriate solution. For the purposes of Bay
2 View, appropriate solutions may include, but are not limited to, matching the \$200,000 in Twenty-First Century Fund
3 Project funds with FEMA funding as a Hazard Mitigation Project.

4 **Section 77. Redevelopment of Strategic Site.** Section 1 Addendum of this Act makes an appropriation to
5 DNREC for the redevelopment of the following strategic site:

6 The Fort DuPont complex adjacent to Delaware City. Up to \$300,000 of this appropriation may be utilized for
7 the operations and administration of the redevelopment corporation. Notwithstanding the provisions of 29 Del C. c. 94
8 and upon request by the redevelopment corporation board pursuant to a duly authorized resolution, the Director of the
9 Office of Management and Budget may transfer real property of the Fort DuPont/Governor Bacon Complex to the
10 redevelopment corporation.

11 **Section 78. Resource, Conservation and Development Projects.** It is the intent of the General Assembly
12 that the Office of Natural Resources, Division of Watershed Stewardship and the Conservation District(s) as
13 established by 7 Del. C. c. 39 shall have the following authorities:

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

19 (b) For water management and drainage projects undertaken by DNREC, Office of Natural Resources,
20 Division of Watershed Stewardship and the Conservation Districts using Twenty-First Century Fund Resource,
21 Conservation and Development funds, the required non-Twenty-First Century Fund match shall be a minimum of 10
22 percent of the total project cost for any project.

23 (c) Approved projects remain on the approved project list until completed or discontinued by the Division of
24 Watershed Stewardship or Conservation District(s) because of engineering, landowner consent or other issues that
25 render a cost-effective solution to drainage or flooding problem unlikely. The projects recommended to be
26 discontinued will be identified on the annual report submitted to the Joint Committee on Capital Improvements.

27 (d) In December and May of each year, the Division of Watershed Stewardship shall submit a financial
28 report of fund activity including expenditures by fiscal year appropriated for each county to the Office of Management

1 and Budget and the Office of the Controller General. Accounting and financial management for the Twenty-First
2 Century Fund will be based on the current pro-rated allocation of funds for each county and not based on specific
3 project allocations.

4 (e) The Division of Watershed Stewardship will submit an annual report to the Joint Committee on Capital
5 Improvements at the Resource, Conservation and Development hearing detailing project status including those projects
6 recommended for discontinuation. The annual report will also include a request for funding that will identify the total
7 unexpended balance of the fund and the total projected needs of the project estimates to date. A list of new projects
8 will also be identified and submitted for approval by the Joint Committee on Capital Improvements.

9 (f) When a proposed tax ditch project or other water management project traverses county lines, if approved
10 by the Joint Committee on Capital Improvements the project shall be added to the project list in both counties.

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

15 **Section 79. Revenues.** DNREC, following adequate opportunity for public comment and the approval of the
16 appropriate public advisory council(s) and the Secretary, may establish, for activities and services administered by the
17 department, such appropriate fees as shall approximate and reasonably reflect costs necessary to defray the expenses of
18 each such activity or service. There may be a separate fee charged for each service or activity, but no fee shall be
19 charged for a purpose not specified in the appropriate chapter of the Delaware Code. At the beginning of each calendar
20 year, the Department shall compute the appropriate fees for each separate activity or service and provide such
21 information to the General Assembly. All revenue generated by any of the activities or services performed by the
22 Department shall be deposited in the appropriated special fund account. These funds shall be used to defray the
23 expenses of the department but may not exceed the budget authority for any fiscal year. Any fee or fee increase
24 associated with hunting, trapping or fishing and under the management authority of the Division of Fish and Wildlife
25 must also receive the appropriate approval by the General Assembly before becoming effective.

26 **Section 80. Clean Water Initiative.** Section 1 Addendum of this Act makes an appropriation to Clean
27 Water State Revolving Fund. At least \$1,600,000 of these funds shall be used for the development, administration and

1 implementation of a clean water financing program to benefit low-income and traditionally underserved communities
2 through lower interest rates and affordability grants.

3 **Section 81. Delaware Inland Bays and Delaware Bay Coastal Storm Risk Management Feasibility**

4 **Study.** Notwithstanding any provision of the Delaware code to the contrary, the General Assembly authorizes the
5 Department of Natural Resources and Environmental Control to utilize up to \$250,000 from the Waterway
6 Management Fund to match federal funds in the same amount in order to enable the U.S. Army Corps of Engineers to
7 carry out a Delaware Inland Bays and Delaware Bay Coastal Storm Risk Management Feasibility Study. The purpose
8 of the study is to evaluate methods to relieve tidal flooding problems in Delaware’s Inland Bays and Delaware Bay
9 communities.

10 **Section 82. Buried Debris Pit Remediation Program.** Section 1 Addendum of this Act makes an

11 appropriation of \$1,000,000 to the Department of Natural Resources and Environmental Control for Debris Pits.
12 Remediation will be provided for cost-share assistance to landowners with buried debris on their properties. New
13 Castle County is encouraged to match the state appropriation. It is the intent of the General Assembly that any future
14 appropriations for Buried Debris Pit Remediation shall require a 1:1 match by New Castle County.

15 **Section 83. Ogletown Trail.** For purposes of creating and maintaining public-use trails in the Ogletown

16 area, the Secretary of the Department of Natural Resources and Environmental Control is hereby directed to enter into
17 an easement agreement with the property owners of parcels with Tax IDs 11-003.30-049 and 09-028.00-009 located on
18 East Chestnut Hill Road in Newark. Upon entering into an easement agreement for public access, the Department
19 shall allocate \$500,000 of its Park Facility Rehab and Public Recreational Infrastructure appropriation for the creation
20 and maintenance of trails, and enter into an agreement with a third-party organization related to easement monitoring,
21 trail development and maintenance, and habitat protection and restoration.

22 **Section 84. Polly Drummond Yard Waste.** Section 1 Addendum of this Act makes an appropriation to

23 the Department of Natural Resources and Environmental Control for Park Facility Rehab and Public Recreation
24 Infrastructure. Of that amount, funds shall be used for the continued operation of the Polly Drummond Yard Waste
25 site at a minimum of the service level consistent with Fiscal Year ~~2021~~2022. A review will be established to
26 determine the status of the federal overlay. The department shall work with members of the General Assembly to
27 determine a permanent solution to ensure New Castle County residents have safe and accessible yard waste drop sites,
28 including in the vicinity of the current Polly Drummond Yard Waste site. The department shall provide a report on the

- 1 progress and potential solutions to the Co-Chairs of the Joint Committee on Capital Improvements, the Director of the
- 2 Office of Management and Budget and the Controller General by January 31, ~~2022~~2023.

1 **DEPARTMENT OF SAFETY AND HOMELAND SECURITY**

2 **Section 85. 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 86. 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 ~~\$771,195,653~~\$598,121,211 (State:
5 ~~\$386,102,189~~\$315,650,483; Federal: ~~\$320,403,645~~\$278,266,905; Other: ~~\$64,689,819~~\$4,203,823) are authorized to be
6 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 pursuant to the provisions of 2 Del. C. c. 13 and 14, of which not more than \$25,000,000 plus premium shall be used
11 for purposes set forth in the Section 1 Addendum of this Act with the remainder, not to exceed \$1,741,437 to be used
12 to fund issuance costs and necessary reserves for the Reserve Account.

13 (c) GARVEE bond interest earnings from US 301 2010 bond indebtedness may be reprogrammed to
14 be utilized for capital projects under the US301 2016 bond indebtedness.

15 **Section 87. Maintenance and Operations Facilities.** Building structures and facilities constructed, or to be
16 constructed, within the Department of Transportation's operating right of way that facilitate maintaining the highway
17 system and are used to assist in the operational and maintenance activities for all roads, shall not be subject to zoning,
18 subdivision or building code ordinances or regulations by any political subdivision of the State. Types of structures
19 may include equipment sheds, crew quarters, equipment maintenance, equipment washing, material storage sheds (i.e.
20 salt, sand and other bulk materials), fuel centers and other maintenance structures required to maintain the highway
21 system such as security (cameras and fences) including necessary maintenance and replacement items such as
22 upgrades to existing facilities. The Department shall not construct any such facility without first conducting a public
23 workshop to describe such plans and gather public input into the effect of such plans.

24 **Section 88. Grants and Allocations.** Section 1 Addendum of this Act makes an appropriation for projects
25 within the Grants and Allocations classification. The General Assembly further defines its intent with response to
26 those appropriations as follows:

1 (a) The sum of ~~\$52,150,000~~\$22,680,000 (State/Other), of which ~~\$2,000,000~~\$630,000 is categorized as
2 Drainage Funds, shall be used for the Community Transportation Fund (CTF), in accordance with the rules and
3 regulations adopted by the Committee on Capital Improvements, as amended from time to time.

4 (b) The sum of \$6,000,000 (State) shall be used for the Municipal Street Aid program pursuant to the
5 provisions of 30 Del. C. c. 51.

6 (c) Of the funds appropriated in subsection (a), ~~\$10,000,000~~\$5,000,000 shall be used by the department to
7 continue the pilot program to accelerate the improvement and the quality of community streets. The department is
8 directed to only use these funds for direct paving and rehabilitation of community streets. The department is further
9 directed to use its existing road rating criteria as a basis to determine the priority of paving and rehabilitating
10 community streets. The department will provide a monthly report to the Co-Chairs of the Joint Committee on Capital
11 Improvements on the progress of the pilot program.

12 **Section 89. 5310 Program.** The Delaware Transit Corporation is authorized to expend up to
13 ~~\$1,200,296~~\$1,200,245 (State portion ~~\$741,700~~\$741,649, Federal portion \$458,596) from the Transit System
14 classification (97301) appropriated in this Act for the 5310 Program, administered by the Federal Transit
15 Administration.

16 **Section 90. Department Work Impacts on Private Property and its Owners.** When the Department
17 and/or any of its contractors determines that it would be in the best interests of the State to undertake
18 construction/reconstruction work past 9:00 p.m. or before 7:00 a.m., and such work is to be conducted immediately
19 adjacent to a residential neighborhood:

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

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

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

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

13 **Section 91. City of Wilmington Beautification.** In order to maintain the urban tree canopy available in the
14 City of Wilmington, and those properties that directly ~~about~~ abut City limits, the General Assembly authorizes and
15 directs the Department to establish, and maintain a program of tree maintenance and replacement in cooperation with
16 the Delaware Center for Horticulture and/or Urban Forestry in the Department of Agriculture. It is the intent of the
17 General Assembly that such program shall be funded exclusively by allocations made from time to time by members
18 of the General Assembly from their CTF. The Department shall make payments to the center and/or Urban Forestry in
19 the Department of Agriculture for work accomplished, and appropriately vouchered, from the CTF funds herein
20 identified.

21 **Section 92. Supplies of Road Materials.** 74 Del. Laws, c. 308 § 109 is suspended until such time as the
22 Department of Transportation shall suggest its re-institution and such suspension has been overridden by an Act of the
23 General Assembly.

24 **Section 93. System Capacity Preservation.** The General Assembly hereby determines that it is in the
25 public interest to limit future residential, commercial or industrial growth along certain portions of the State's highway
26 network. Such potential growth would produce unsafe driving conditions as increased traffic seeks access to, and
27 movements along, a number of local roads and collectors in critical locations through the State. The General
28 Assembly further determines that it would be infeasible or imprudent for the Department to attempt to design and

1 construct modifications to the State’s highway network adjacent to these locations because such improvements would
2 irrevocably destroy the important scenic and historic nature of the view sheds and other environmental attributes
3 associated with these locations. Accordingly, the Secretary of Transportation is authorized and directed to use state
4 funds appropriated to the Transportation Enhancements program authorized and funded in the Section 1 Addendum of
5 74 Del. Laws, c. 308, together with such other funds from any public or private source as may be available and
6 appropriate, to purchase land, or such rights in land, as the Secretary deems necessary to protect the following
7 properties, pursuant to the stipulations stated herein. Expenditures of these funds for these purposes shall be with the
8 review and approval of the Director of the Office of Management and Budget and Controller General. The provisions
9 of 17 Del. C. c. 1 and 29 Del. C. c. 93 and 95 shall govern such purchases, and any other purchase by the Department
10 authorized by this Act.

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

17 **Section 94. Wakefield Drive.** The Department shall be prohibited from reopening Wakefield Drive in
18 Newark through Old Baltimore Pike.

19 **Section 95. 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 96. 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 97. 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 98. 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 99. 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 100. Chestnut Hill Road Parcel.** The provisions of 17 Del. C. § 137 notwithstanding, the
4 Department is authorized to enter into agreements with other governmental agencies, either directly or in concert with
5 a private entity, regarding a Department-owned parcel known as NC227, Tax Parcel Number 11-003.30-027, on terms
6 the Secretary deems appropriate, for purposes of evaluating the costs and benefits of fuel cell technology from
7 environmental and economic development perspectives, which the General Assembly hereby finds is an appropriate
8 public purpose.

9 **Section 101. Rehabilitation of Public Streets, Industrial Parks.** In order to maintain a safe, attractive and
10 efficient network of public streets serving the State's growing inventory of industrial parks, the Department shall be
11 authorized to spend sums not exceeding \$1,000,000 on the program first established by 78 Del. Laws c. 76, § 123 to
12 address this issue. The Department shall prepare an inventory of all public streets within the State's industrial parks.
13 It shall further rank all of these streets in the same manner that it prepares the annual program of roads eligible for the
14 Paving and Rehabilitation Program authorized elsewhere in this Act. The Secretary shall then distribute this list to all
15 members of the General Assembly, together with an estimate of the amounts necessary to address those public streets
16 in this inventory most in need of repair. If a member of the General Assembly elects to allocate funds from ~~his/her~~
17 their CTF to repair any of these public streets, the Secretary may draw on this appropriation to match those individual
18 CTF dollars on the basis of three dollar from this special account for every one dollar allocated by the member. The
19 Secretary shall notify all members of ~~his~~ their intent to make such matching allocations and shall require any member
20 interested in participating to notify the Department of ~~his/her~~ their interest within 30 days from the date of such
21 announcement. In the event that the sum of all individual member requests exceeds the amounts authorized by this
22 section, the Department shall prioritize the industrial park streets to be improved on the basis of the ranking required
23 by this section, and shall share its decisions with all members of the General Assembly. For purposes of preparing this
24 inventory and ranking, the Department is authorized and directed to expend such sums as may be necessary from the
25 accounts established for statewide paving and rehabilitation activities. For purposes of eligibility, the industrial park
26 public streets shall be limited to those streets which meet department standards and are currently maintained by the
27 Department.

1 **Section 102. Community Transportation Fund.** The Department will provide an annual financial report
2 regarding projects funded through CTF and will report to the Co-Chairs of the Joint Committee on Capital
3 Improvements by June 30 of each fiscal year.

4 **Section 103. Route 1 Widening.** The Department is encouraged to consider all feasible and prudent options
5 with respect to access issues for the proposed widening of State Route 1 between State Route 273 and the Senator
6 William V. Roth Bridge, including but not limited to, the provision of new ramps in the vicinity of Newtown Road.

7 **Section 104. Community Transportation Fund.** The Department shall continue to allow the funding of
8 state historical markers through the CTF. Said CTF-funded markers shall be placed either within the right-of-way, or
9 as close thereto as safety conditions will permit and shall be positioned to be as visible as possible from the roadway
10 consistent with applicable highway safety standards. State historical markers, regardless of placement, shall be exempt
11 from all county or local signage regulations, ordinances, fees or licenses. Existing historical markers shall be brought
12 into compliance with current standards only as they require replacement, in which case CTF funding may be used for
13 said replacement and, if necessary, repositioning consistent with current safety standards. If a marker must be relocated
14 or replaced as the result of a transportation road project, the cost of said relocation or replacement, as well as the cost
15 of upgrading of the marker to current safety standards shall be borne by the Department as an expense of the project.

16 **Section 105. Research Programs.** Section 1 Addendum of this Act makes various appropriations to the
17 Department.

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

20 (b) Of this amount, \$62,500 shall be used for infrastructure research and forums through the University of
21 Delaware, Institute for Public Administration. An additional \$50,000 shall be allocated for the purposes set forth in
22 this section to be funded from eligible federal funds. These activities funded by this appropriation shall be approved by
23 the Secretary.

24 **Section 106. Governor Printz Boulevard Private Utility Line.** (a) The General Assembly acknowledges
25 that the private utility facilities, owned by Linde LLC and installed in 1963 under permit by the then-Delaware
26 Highway Department, which previously supplied the EdgeMoor Plant with such gases, may enable future economic
27 development to the benefit of the citizens of the State of Delaware if permitted to remain in the Governor Printz
28 Boulevard right-of-way for another 10 year term. Under 26 Del. C. c. 13, utility corporations regulated by the Public

1 Service Commission are entitled to the free, regulated use of the State’s rights-of-way for the placement of gas, water,
2 wastewater and oil transmission pipelines. However, independent providers who are not so regulated may not use these
3 rights-of-way for the longitudinal placement of their facilities or transmission lines or similar underground conduits.
4 These entities may only enter into use and occupancy agreements to cross such rights-of-way. The General Assembly
5 notes that such independent providers are often unable to make any reasonable private arrangement for locating their
6 facilities on private easements or arrangement for location on public lands, unless a specific exception is created for
7 this limited purpose within the State’s rights-of-way.

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

- 11 (i) provisions for review and approval by the Department of the location and placement of all such
12 privately owned facilities in the State’s rights-of-way, including but not limited to assuring compliance
13 with the Department’s Utility Manual Regulation and the Underground Utility Damage Prevention and
14 Safety Act (26 Del. C. c. 8);
- 15 (ii) provisions to reflect the fact that all other necessary approvals and agreements for such purposes have
16 been or will be obtained from the appropriate State agencies, as well as any relevant municipality or
17 other political subdivision of the State;
- 18 (iii) provisions for an appropriate initial length of time for which the State’s right-of-way will be used for
19 this purpose, similar to the franchise agreements the Department enters into with public utility
20 corporations, including any renewal terms thereof;
- 21 (iv) provisions to address the cost of future relocations of such privately owned facilities, if the right-of-
22 way is required for roadway purposes or by a public utility to be reconstructed, widened, or altered
23 during the term of the contract if efforts to find a reasonable and industry accepted alternative that does
24 not involve a relocation of the privately owned facilities cannot be found;
- 25 (v) provisions as needed to accommodate the New Castle County Sewer Interceptor project including (A)
26 provisions for the relocation of such privately owned facilities, within the State’s rights-of-way, if
27 efforts to find a reasonable and industry accepted alternative that does not involve a relocation of the
28 privately owned facilities cannot be found and (B) provisions for the prompt determination of a

1 reasonable and industry accepted alternative, including cost allocation and liability acknowledgement,
2 through an agreement between New Castle County and Linde LLC that is acceptable to the Department
3 of Transportation;

4 (vi) provisions for bonding or other acceptable forms of security for the eventual removal of such
5 facilities;

6 (vii) provisions for the conversion of the contract to a standard franchise agreement with a utility
7 corporation regulated by the Public Service Commission, if these privately owned facilities are ever
8 acquired by such entity; and

9 (viii) provisions for compensating the State for the use of these rights-of-way, based on a fair market value
10 assessment. This compensation shall be calculated and expressed as a property lease payment. Any
11 such payments shall be deposited to the credit of the Transportation Trust Fund created in 2 Del. C.

12 **Section 107. Construction Manager/General Contractor Pilot.** The U.S. Department of Transportation is
13 encouraging states to explore procurement alternatives for transportation project delivery, through its Every Day
14 Counts Initiative, aimed at shortening the time frame required for project completion and reducing overall project
15 costs, while still providing quality assurance for the results. Therefore, the Department is hereby authorized to utilize
16 Construction Manager/General Contractor (“CM/GC”) procurement mechanisms, for up to ten transportation
17 construction projects. “Construction Manager/General Contractor” is a project delivery method under which an owner
18 selects a General Contractor to provide consultation during the design of the project. After the project design is
19 completed, the General Contractor may submit a bid to perform the construction work. The owner evaluates the bid
20 and may decide to award the construction contract to the General Contractor, or advertise the construction contract to
21 be bid. CM/GC entities may be a single firm, a consortium, a joint venture, or a combination of entities. The use of
22 these experimental procurement approaches is further subject to the following conditions:

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

25 (b) The following additional provisions of 29 Del. C. c. 69 shall also be incorporated into these contracts: (1) §
26 6962(d)(4)a. (anti-pollution, conservation environmental measures); (2) § 6962(d)(7) (equal employment opportunity
27 assurances); and (3) § 6962(d)(8) (performance bonding requirements).

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

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

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

7 (f) The Co-Chairs of Joint Committee on Capital Improvements and the Director of the Office of Management
8 and Budget shall approve all projects subject to this section.

9 **Section 108. Beau Tree Lane.** As it has been dedicated for public use by the residents, the section of Beau
10 Tree Lane located within the jurisdictional limits of the State of Delaware is eligible for the Department of
11 Transportation's Snow Removal Reimbursement Program and is specifically exempted from the requirement found in
12 17 Del. C. § 521(a)(6) requiring that a street be accepted for perpetual maintenance by the Department to qualify for
13 the Snow Removal Reimbursement Program. The residents of the Delaware section of Beau Tree Lane must comply
14 with all other requirements of the Snow Removal Reimbursement Program as codified in 17 Del. C. § 521.

15 **Section 109. Community Transportation Funds.** Notwithstanding any provision of 29 Del. C. to the
16 contrary, the Delaware Department of Transportation is hereby authorized to use Community Transportation Funds for
17 a one-time reimbursement to each of the following:

18 ~~(1) Barley Mill Courts in the amount of up to \$9,000 for reimbursement for storm debris removal.~~

19 ~~(2) The Bellevue Community Center in the amount of up to \$75,000 for sidewalk and parking lot
20 improvements.~~

21 ~~(3)~~(1) The Bethany Beach Fire Company in the amount of up to \$3,261 for a LED traffic control arrow
22 display.

23 ~~(4)~~(2) Brandywine Shad 2020 in the amount of up to \$200,000 for dam permitting and removal.

24 ~~(5) The Town of Clayton in the amount of up to \$8,275 for a mower.~~

25 ~~(6) The Town of Dewey Beach in the amount of up to \$3,500 for a beach wheelchair.~~

26 ~~(7) The City of Dover in the amount of up to \$124,017 for two police vehicles and K-9 equipment.~~

27 ~~(8)~~(3) The Town of Georgetown in the amount of up to \$35,000 for a public messaging board and sign.

1 ~~(9) The McCaulley Court Maintenance Corporation in the amount of up to \$25,000 for common area~~
2 ~~landscaping.~~

3 ~~(10)(4) New Castle County in the amount of up to \$85,000 for security cameras for Overlook Colony.~~

4 ~~(11) The Red Clay School District in the amount of up to \$20,000 for playground equipment at Marbrook~~
5 ~~Elementary.~~

6 ~~(12) The City of Smyrna in the amount of up to \$125,000 for a commemorative statue.~~

7 ~~(13)(5) The Talleyville Girls' Softball League in the amount of up to \$50,000 to extend a parking lot.~~

8 ~~(14)(6) Department of Transportation in the amount of up to \$59,875 for the purchase and installation of~~
9 ~~a sign at Kent County Veterans Memorial Park~~

10 ~~(15) The Village of Westover in the amount of up to \$1,253 for playground equipment.~~

11 ~~(16)(7) The City of Wilmington in the amount of up to \$27,000 for a commemorative statue.~~

12 ~~(17)(8) The City of Wilmington in the amount of up to \$50,000 for Sellers Park.~~

13 **Section 110. Laurel Redevelopment Corporation.** Notwithstanding any other provision or law to the
14 contrary, the Department of Transportation may enter into contractual agreements with the Laurel Redevelopment
15 Corporation with respect to the use of Community Transportation Funds on those properties owned or managed by the
16 Corporation. Any use of such funds shall be limited to the support of projects and/or land uses that will be kept open
17 and available for public access.

18 **Section 111. Bridge 1-424.** Being aware that Bridge 1-424 on Old Corbitt Road does not qualify for
19 FEMA Flood Hazard Mitigation Grants, the General Assembly desires not to vacate Bridge 1-424 or Old Corbitt
20 Road, New Castle County Road #424.

21 **Section 112. Port of Wilmington.** For the purpose of restructuring the loan agreement dated November
22 30, 2001, as amended, between the Diamond State Port Corporation (DSPC) and the Transportation Trust Fund, the
23 Secretary of Transportation is hereby authorized and directed to defer the principal and interest payments to be made
24 by the DSPC through Fiscal Year ~~2022~~2023. The Secretary of Finance shall prepare a new amortization schedule for
25 the loan to include recapitalized interest for the foregone amounts deferred, subject to approval by the Co-Chairs of the
26 Joint Committee on Capital Improvements.

27 **Section 113. South Market Street Redevelopment.** The Delaware Department of Transportation is
28 authorized to enter into agreements with the City of Wilmington and/or the Riverfront Development Corporation

1 ~~(RDC)~~ with respect to the use of Transportation Trust Funds related to the redevelopment of South Market Street in
2 accordance with the South Market Street Master Plan. Funds shall be expended only with the approval of the Co-
3 Chairs of the Bond Bill Committee. Funds shall only be utilized for public transportation initiatives related to the
4 redevelopment.

5 **Section 114. Beebe Health.** The Department of Transportation is authorized to enter into agreements with
6 Beebe Health for construction of transportation improvements that are currently contained with the Department of
7 Transportation's Capital Improvement Program. The Department shall report on the progress of these projects to the
8 Co-Chairs of the Bond Bill Committee by May ~~2022~~2023.

9 **Section 115. Beau Tree Drive.** As it has been dedicated for public use by the residents, the section
10 of Beau Tree Drive located within the jurisdictional limits of the State of Delaware is eligible for minor temporary
11 road maintenance repairs and expenditures of Community Transportation Funds and is specifically exempted from the
12 requirement found in 17 Del. C. § 508 regarding the dedication of a new road for state maintenance.

13 **Section 116. Bridge painting.** The Section 1 Addendum of this Act contains an appropriation for the
14 Department of Transportation for Road System. The Department shall ensure that bridge No. 1-155 and bridge No. 1-
15 193 are repainted by a qualified and experienced painting contractor during Fiscal Year ~~2022~~2023.

16 **Section 117. I-95 Restore the Corridor Work Zone Safety.** The Delaware Department of Transportation
17 is authorized to enter into an agreement with an existing vendor for the installation of temporary mobile speed
18 enforcement devices along the work zone of the I-95 Restore the Corridor project to reduce speeding, crashes and
19 increase safety. Civil speeding violations will be issued pursuant to 21 Del. C. § 4169 and § 4105 and will be reviewed
20 and issued by the Delaware State Police. The procedures for issuance of violations and appeals of the issuance of a
21 civil violation shall be pursuant to the provisions set forth in 21 Del. C. § 4101(d). This technology can only be used
22 within the work zone limits and during construction of the project. Once construction is complete, the devices will be
23 removed. The Department will provide the Joint Committee on Capital Improvements a report at the conclusion of the
24 project.

25 **Section 118. Chestnut Ridge.** The Department of Transportation shall monitor the progress of the final
26 completion of roads in the Chestnut Ridge development located in Magnolia.

1 **DEPARTMENT OF AGRICULTURE**

2 **Section 119. 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 the current fiscal year 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 jurisdiction’s 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 120. Farmland Preservation Report.** The Department of Agriculture and the Agricultural Lands
16 Preservation Foundation shall provide a report to the Joint Committee on Capital Improvements. The report shall
17 review the current farmland preservation program and make suggestions on the property value variations throughout
18 the State and how those variations are affecting the Agricultural Lands Preservation program. Based on the findings,
19 the foundation shall make recommendations on program changes to the committee that will address these issues.

20 **Section 121. Cover Crop Investment.** Section 1 Addendum of this act makes an appropriation to the
21 Department of Agriculture for Cover Crop Investment. The entire appropriation shall be divided among the three
22 conservation districts based on a formula agreed to by the Department and districts and administered as part of their
23 respective cost share programs for cover crops. The conservation districts are hereby authorized to use an amount not
24 to exceed ten (10) percent of the entire appropriation for direct and indirect expenses associated with administering the
25 cover crop program.

1 **FIRE PREVENTION COMMISSION**

2 **Section 122. Rescue Tools Replacement.** It is the intent of the General Assembly that the funds
3 authorized in the Section 1 Addendum of this Act be used to reimburse the Fire School and the ~~Minquadale and~~
4 Talleyville Claymont, Wilmington Manor, Carlisle, and Citizens' Hose fire companies. Upon submitting the
5 receipt of sale, each company will be reimbursed up to \$7,500 by the Fire Prevention Commission, State Fire
6 School (75-02-01).

1 **DELAWARE STATE UNIVERSITY**

2 **Section 123. Convocation Center.** The Joint Committee on Capital Improvements accepts the Delaware
3 Convocation Center Feasibility Study final report and recognizes the need for such a facility at Delaware State
4 University and in Central Delaware. The Committee will work towards exploring options for funding the building of
5 the facility in future fiscal years. In support of the continued development of the Convocation Center, Delaware State
6 University shall work with stakeholders comprised of local healthcare leaders in the planning of a Health Institute to
7 be incorporated within the Convocation Center.

1 **DELAWARE TECHNICAL COMMUNITY COLLEGE**

2 **Section 124. 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.

DEPARTMENT OF EDUCATION

Section 125. School Building and Custodial Verification. By September 30 of each calendar year, each school district shall notify the Department of Education (Department) of its intended use for each school building and administrative office building. School districts shall notify the Department about changes in the use of such buildings to include the sale of property, closing of a building, lease of property to another agency and additions and renovations. The Department shall establish a standard reporting mechanism that school districts shall utilize to gather and submit required information.

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

Section 126. Land Donation for School Construction. Any land donated to a school district with an approved major capital improvement program shall be required to return to the State one-half of the state share amount originally budgeted for land purchase costs. In such case, the district shall be entitled to keep the remaining one-half state share amount, as well as the full local share amount in accordance with the certificate of necessity.

Section 127. Minor Capital Improvements. It is the intent of the General Assembly that funds authorized in the Section 1 Addendum of this Act be used for minor capital improvements to school buildings in the following amounts:

School District	Maximum State Share	Maximum Local Share	Total Cost
Appoquinimink	\$1,144,627	\$763,085	\$1,907,712
Brandywine	981,590	654,393	1,635,983
—Special	30,103		30,103
Caesar Rodney	699,612	466,408	1,166,020
—Special	36,188		36,188
Cape Henlopen	529,753	353,169	882,922
—Special	60,527		60,527
Capital	583,747	389,165	972,912
—Special	40,992		40,992
Christina	1,210,245	806,831	2,017,076
—Special	82,624		82,624
Colonial	933,168	622,112	1,555,280
—Special	13,130		13,130
Delmar	132,294	88,196	220,490

1	Indian River	1,004,071	669,381	1,673,452
2	Special	22,577		22,577
3	Lake Forest	336,740	224,493	561,233
4	Laurel	244,605	163,070	407,675
5	Milford	409,948	273,299	683,247
6	New Castle County VoTech	751,140		751,140
7	Polytech	189,266		189,266
8	Red Clay	1,433,907	955,939	2,389,846
9	Special	21,136		21,136
10	Seaford	314,931	209,954	524,885
11	Smyrna	565,204	376,803	942,007
12	Sussex County Technical	198,393		198,393
13	Woodbridge	238,072	158,715	396,787
14	Academia Antonia Alonso	97,996		97,996
15	Academy of Dover Charter	52,681		52,681
16	Campus Community	66,131		66,131
17	Charter School of Wilmington	154,519		154,519
18	Delaware Military Academy	92,712		92,712
19	Early College High School			
20	at Delaware State University	63,889		63,889
21	East Side Charter	71,895		71,895
22	Charter School of New Castle	122,014		122,014
23	First State Military Academy	73,337		73,337
24	First State Montessori Academy	96,715		96,715
25	Freire Charter School	80,222		80,222
26	Gateway Lab	25,300		25,300
27	Great Oaks Charter School	50,919		50,919
28	Kuumba Academy Charter	103,120		103,120
29	Las Americas ASPIRA Academy	169,731		169,731
30	M.O.T Charter	221,451		221,451

1	Newark Charter	390,061		390,061
2	Odyssey Charter	308,398		308,398
3	Positive Outcomes Charter	17,934		17,934
4	Providence Creek			
5	Academy Charter	113,207		113,207
6	Sussex Academy of Arts			
7	and Sciences	180,299		180,299
8	Sussex Montessori	41,632		41,632
9	Thomas A. Edison Charter	112,247		112,247
10	Total to Schools	\$14,915,000	\$7,175,013	\$22,090,013
11	Vocational Equipment	85,000	56,667	141,667
12	TOTAL	\$15,000,000	\$7,231,680	\$22,231,680
13		<u>Maximum</u>	<u>Maximum</u>	
14	School District	State Share	Local Share	Total Cost
15	Appoquinimink	\$1,181,493	\$787,662	\$1,969,155
16	Brandywine	965,401	643,601	1,609,002
17	Special	33,962		33,962
18	Caesar Rodney	707,796	471,864	1,179,660
19	Special	43,124		43,124
20	Cape Henlopen	541,462	360,975	902,437
21	Special	57,656		57,656
22	Capital	582,880	388,587	971,467
23	Special	36,963		36,963
24	Christina	1,234,189	822,793	2,056,982
25	Special	83,878		83,878
26	Colonial	896,119	597,413	1,493,532
27	Special	12,005		12,005
28	Delmar	134,963	89,975	224,938
29	Indian River	999,236	666,157	1,665,393
30	Special	17,060		17,060
31	Lake Forest	335,891	223,927	559,818
32	Laurel	243,198	162,132	405,330
33	Milford	415,977	277,318	693,295

1	<u>New Castle County VoTech</u>	746,529		746,529
2	<u>Polytech</u>	188,923		188,923
3	<u>Red Clay</u>	1,394,459	929,639	2,324,098
4	<u>Special</u>	19,587		19,587
5	<u>Seaford</u>	310,490	206,993	517,483
6	<u>Smyrna</u>	571,886	381,257	953,143
7	<u>Sussex County Technical</u>	206,298		206,298
8	<u>Woodbridge</u>	236,469	157,646	394,115
9	<u>Academia Antonia Alonso</u>	96,831		96,831
10	<u>Academy of Dover Charter</u>	59,236		59,236
11	<u>Campus Community</u>	62,711		62,711
12	<u>Charter School of Wilmington</u>	153,381		153,381
13	<u>Delaware Military Academy</u>	93,987		93,987
14	<u>Early College High School</u>			
15	<u>at Delaware State University</u>	54,023		54,023
16	<u>East Side Charter</u>	74,874		74,874
17	<u>Charter School of New Castle</u>	120,209		120,209
18	<u>First State Military Academy</u>	72,031		72,031
19	<u>First State Montessori Academy</u>	94,777		94,777
20	<u>Freire Charter School</u>	79,455		79,455
21	<u>Gateway Charter School</u>	28,117		28,117
22	<u>Great Oaks Charter School</u>	45,019		45,019
23	<u>Kuumba Academy Charter</u>	100,622		100,622
24	<u>Las Americas ASPIRA Academy</u>	193,504		193,504
25	<u>M.O.T Charter</u>	217,356		217,356
26	<u>Newark Charter</u>	388,271		388,271
27	<u>Odyssey Charter</u>	314,029		314,029
28	<u>Positive Outcomes Charter</u>	16,428		16,428
29	<u>Providence Creek</u>			
30	<u>Academy Charter</u>	110,889		110,889

1	<u>Sussex Academy of Arts</u>			
2	and Sciences	176,918		176,918
3	<u>Sussex Montessori</u>	53,865		53,865
4	<u>Thomas A. Edison Charter</u>	110,573		110,573
5	Total to Schools	\$14,915,000	\$7,167,939	\$22,082,939
6	<u>Vocational Equipment</u>	85,000	56,667	141,667
7	TOTAL	\$15,000,000	\$7,224,606	\$22,224,606

8 **Section 128. Dickinson High School.** Funding provided to the Red Clay School District for Equalization as
9 provided for in the Fiscal Year ~~2022~~2023 Annual Appropriations Act shall be contingent upon the following:

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

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

16 **Section 129. School Construction Fund Transfers.** Notwithstanding any law or other provision to the
17 contrary, the Department, with the approval of the Director of the Office of Management and Budget and Controller
18 General, may transfer funding between major capital construction projects within the respective school districts. These
19 transfers shall not authorize any changes in conditions or incur any obligations in excess of the approved Certificate(s)
20 of Necessity.

21 **Section 130. School District Financial Reviews.** It is the intent of the General Assembly that, for school
22 districts receiving funds appropriated in the Section 1 Addendum of this Act, should a school district financial position
23 report as required under 14 Del. C. § 1507 demonstrate less than one month of carryover, or if at any time during the
24 course of the fiscal year a school district is projected to not be able to satisfy its local payroll obligations, the Director
25 of the Office of Management and Budget, in coordination with the Secretary of Education and Controller General, is
26 authorized to conduct a comprehensive review of the school district’s capital construction program.

27 **Section 131. School Construction Contractual Documents.** Effective January 1, 2007, all school districts
28 that receive state funds for major capital construction projects shall use standard bid and contract documents developed
29 by the Office of Management and Budget, Facilities Management. School districts may enhance the standard bid and

1 contract documents with additional contractual or project-specific requirements, as long as the enhancements do not
2 diminish and are not in conflict with the provisions of the standard documents. The Department, in consultation with
3 the Office of Management and Budget, Facilities Management, shall approve any modifications or changes to the
4 provisions of the standard bid and contract documents before a school district may use or enhance the modified
5 documents.

6 **Section 132. Milford School District - Access Road.** To ensure that property owned by the Milford School
7 District is used in accordance with the priorities established by the Milford School District Board of Education, no
8 state agency or municipality shall use said district property for any type of additional access road without the approval
9 of the Milford School District Board of Education. If the Milford School District Board of Education does not
10 publicly endorse, by affirmative vote, the placement of an additional access road on district property, no state agency
11 or municipality shall be authorized to condemn such district property for said use.

12 **Section 133. New Castle County Vocational Technical School District Transfer.** The New Castle
13 County Vocational Technical School District, with the approval of the Secretary of Education, Director of
14 Office of Management and Budget and the Controller General, is authorized to transfer non-obligated funds
15 from the Hodgson High School (CN 1538 A) and Delcastle High School Roof Replacement (CN 1538 B)
16 projects for use on alternative capital improvement projects.

17 **Section 134. City of Wilmington Education Initiatives.** (a) The funds appropriated in the Section 1
18 Addendums of 81 Del. Laws c. 303, ~~and~~ 82 Del. Laws c. 86 and c. 244, and 83 Del. Laws c. 56 for City of
19 Wilmington Education Initiatives, shall be used for the renovation of Bancroft Elementary School, Bayard
20 Middle School, Stubbs Elementary School, and the construction of a new City of Wilmington elementary
21 school as part of reconfiguring and consolidating City of Wilmington schools in the Christina School District.
22 Funding shall be allocated pending both a plan from the district for sufficient use of these capital funds, and
23 agreement from the Secretary of Education that the district is meeting the objectives set in the Memorandum of
24 Understanding (MOU), and sufficiently working with the parties of the MOU to support students, families, and
25 educators. The Secretary of Education, upon approval from the Director of the Office of Management and
26 Budget and the Controller General, may use a portion of said funding for a district-wide operational, capital
27 and/or program assessment of the Christina School District, to be submitted to the Governor and the General
28 Assembly. The Secretary of Education shall certify the overall renovation costs in which any remaining

1 balances may be used to support subsection (b) of this section. Notwithstanding the provisions of 29 Del. C. c.
2 75, the maximum local share for the renovations shall be 20 percent of the full cost of the renovations. The
3 Christina School District may elect, subject to the approval of the Director of the Office of Management and
4 Budget and the Controller General, to exercise its local share of the renovation projects through the withholding
5 of state funding earned through 14 Del. C. and/or the provisions of the Annual Appropriations Act, for a period
6 to be determined by the Christina School District, the Director of the Office of Management and Budget and the
7 Controller General.

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

14 ~~(e) (b) The Section 1 Addendum of this Act 83 Del. Laws c.56 appropriates appropriated \$65,000,000~~
15 ~~to the Office of Management and Budget (10-02-11) for City of Wilmington Education Initiatives. These~~
16 ~~funds shall be used to build a new school on the East Side of Wilmington and to build out swing space at~~
17 ~~Pulaski Elementary School. The funds shall only be spent upon approval by the Director of the Office of~~
18 ~~Management and Budget and the Controller General.~~

19 (c) The Section 1 Addendum of this Act appropriates \$11,500,000 to the Office of Management and
20 Budget (10-02-11) for City of Wilmington Education Initiatives. These funds shall be used to build a new
21 school on the East Side of Wilmington. The funds shall only be spent upon approval by the Director of the
22 Office of Management and Budget and the Controller General.

23 **Section 135. Elbert-Palmer and Pulaski Elementary School Lease.** Notwithstanding provisions of
24 14 Del. C. § 1057 to the contrary, the Christina School District may negotiate directly and enter into lease
25 agreements with potential tenants for the space at the Elbert-Palmer and Pulaski Elementary Schools.

26 **Section 136. Appoquinimink School District.** Notwithstanding any provision of 14 Del. C. § 1057
27 or any other provision of Delaware law to the contrary, the Appoquinimink School District (~~the “District”~~) is
28 authorized and empowered to take all necessary actions to enter into a public-private initiative with a third-party

1 for the design, construction, operation, maintenance and repair of an aquatics complex on a portion of the
2 District's Fairfield Campus, including the granting a long-term ground lease to the third-party for a portion of
3 the Fairfield Campus, under terms and conditions satisfactory to the District, such third-party to be chosen by
4 the District in its discretion after reviewing and evaluating the responses to a publicly-noticed Request For
5 Proposal ("RFP") soliciting responses. Such aquatics complex shall be made available to the District for its use
6 in connection with the District's aquatics programs at such times and upon such terms and conditions as
7 provided in an agreement between the District and the third-party chosen by the District in its discretion.

8 **Section 137. Voluntary School Assessments.** Notwithstanding the provisions of 9 Del. C. § 2661 or
9 any other state law to the contrary, upon receipt of an expenditure plan approved by the local school board, the
10 Co-Chairs of the Joint Committee on Capital Improvements, the Director of the Office of Management and
11 Budget, and the Controller General, the Department of Education is authorized to distribute the balance of funds
12 collected in the Voluntary School Assessment accounts for each respective school district, to be used for minor
13 capital improvements to school buildings in each respective district. Such funds shall not be used to supplant
14 existing state or local funds.

15 **Section 138. Brandywine School District.** It is the intent of the Joint Committee on Capital
16 Improvements that construction funding in future fiscal years for a new Charles W. Bush Early Education Center
17 shall be contingent on the approval of a Certificate of Necessity by the Department of Education.

18 **Section 139. Caesar Rodney School District.** Notwithstanding any provisions of the Delaware Code
19 to the contrary, in order to proactively manage current and projected student overcrowding, the Caesar Rodney
20 School District is authorized to acquire and/or lease additional property and facilities using existing Division II,
21 Division III, local as well as building permit surcharge fees collected as per ~~Chapter 41 Title 9 of the Delaware~~
22 ~~Code~~ 9 Del. C. c. 41.

23 In the event that the Caesar Rodney School District obtains a future certificate of necessity and passes
24 a successful major capital improvement referendum to address student overcrowding, any and all costs incurred
25 on or after July 1, 2020 related to acquiring and/or leasing additional property and facilities shall be eligible for
26 recoding to such future major capital improvement funding.

1 Any property or facilities acquired or leased shall be subject to approval through the State of Delaware
2 Preliminary Land Use Service (PLUS) process as outlined in ~~Chapter 92 Title 29 of the Delaware Code~~ 29 Del.
3 C. c. 92.

4 **Section 140. New Castle County Vocational Technical School District.** The New Castle County
5 Vocational Technical School District, with the approval of the Secretary of Education, Director of Office of
6 Management and Budget and the Controller General, is authorized to transfer non-obligated funds from the Howard
7 High School/1927 Building (CN 1638A) to St. Georges Technical High School to replace the existing Turf Field and
8 to Delcastle Technical High School to address water infiltration, welding shop ventilation systems, and handicap
9 accessibility.

10 **Section 141. Christina Facilities.** Notwithstanding the provisions of 14 Del C. § 1057 and 29 Del C. ~~Ch c.~~
11 75 Christina School District is authorized to sell or transfer all or part of parcels: 1802700001 and 1802600194 in
12 exchange for cash and/or real property for the purpose of relocating the district offices, transportation yard, and other
13 operational and educational support functions of the school district. All (100%) of the value of the property sold or
14 traded shall be available to the district for the acquisition, improvement, furnishing and equipping the district office
15 and support facilities. Excess funds, if any, may be utilized throughout the district for minor capital purposes. The
16 Christina School District shall keep the Department of Education, the Office of Management and Budget and the
17 Office of the Controller General informed on the progress of the disposition of the parcels and relocation of the
18 aforementioned district functions. The Christina School District is strongly encouraged to pursue renewable energy
19 projects in conjunction with establishment of the new district office and support facility.

20 **Section 142. Marshall and Leasure Elementary HVAC.** The Christina School District is authorized to use
21 funds associated with CN # 2133 A-C, originally allocated for Marshall Elementary School, HVAC system
22 renovations and Leasure Elementary School, HVAC system renovations for renovations or replacements of the roofs
23 and related expenses for Marshall Elementary School and Leasure Elementary School, provided that the Christina
24 School District utilize its federal ESSER III or other funds to complete the HVAC renovation projects at Marshall
25 Elementary School and Leasure Elementary School.

26 **Section 143. School District MCI Projects.** Notwithstanding any other statutory provision to the contrary,
27 local school districts may request a waiver of the standard minor capital threshold to complete projects funded by
28 federal Elementary and Secondary School Emergency Relief (ESSER) funds. For the purposes of this section, these

1 projects shall be designated as Minor Capital Improvement projects under 14 DE Admin. Code § 405 and exempt from
2 requirements of 14 Del. C. § 2306 and 14 DE Admin. Code § 401. Project waiver requests must be individually
3 submitted to the Department of Education for approval by the Director of the Office of Management and Budget,
4 Controller General and Secretary of Education.

5 **Section 144. School Construction Market Pressure Contingency Fund.** Section 1 Addendum of
6 this Act creates a School Construction Market Pressure Contingency Fund in the Department of Education to be
7 administered by the Secretary of Education. Notwithstanding the provisions of any other state law, the
8 Department is authorized to transfer funds based on validated market increases and in accordance with the
9 project certificate of necessity with the approval of the Director of the Office of Management and Budget and
10 the Controller General. These funds shall be used to enable these districts to maintain a high level of
11 construction quality in the environment of increased market pressure and escalating costs for the new
12 construction of public education classrooms. Notwithstanding any provisions of the Delaware Code to contrary,
13 school districts are required to pay for their respective local share of each project. School districts may use the
14 following funds to meet the local match: Minor Capital Improvement Funds, Division III Equalization, Impact
15 Fees, and/or local funds raised in excess of those required on the certificate of necessity issued by the
16 Department of Education.

17 **Section 145. Bond Verification.** All bonds issued, or herein before or herein authorized to be issued,
18 by the State are hereby determined to be within all debt and authorization limits of the State.

19 **Section 146. Inconsistency.** Insofar as the provisions of this Act are inconsistent with the provisions
20 of any general, special or local laws, or parts thereof, the provisions of this Act shall be controlling.

21 **Section 147. Severability.** If any section, part, phrase or provision of this Act or the application
22 thereof be held invalid by any court of competent jurisdiction, such judgment shall be confined in its operation
23 to the section, part, phrase, provision or application directly involved in the controversy in which such judgment
24 shall have been rendered and shall not affect or impair the validity of the remainder of this Act or the
25 application thereof.

26 **Section 148. Effective Date.** This Act shall take effect in accordance with the provisions of state law.

SYNOPSIS

This Bill is the Fiscal Year 2023 Bond and Capital Improvements Act.

**Department of Transportation
FY 2023 Capital Transportation Program
Appendix A**

	State Authorization	Federal Authorization	Other Funding	FY 2023 Authorization
ROAD SYSTEM				
Expressways				
SR 1 Widening, Road A to US 40	1,200,000	4,800,000	-	6,000,000
Rehabilitation of I-95, GARVEE Debt Service	-	18,592,250	-	18,592,250
Subtotal Expressways	1,200,000	23,392,250	-	24,592,250
Arterials				
S. College Ave. Gateway	900,000	-	-	900,000
SR 299, SR 1 to Catherine Street Improvements	-	4,012,364	-	4,012,364
SR 9, New Castle Ave, Landers Lane to A Street	1,500,000	-	-	1,500,000
US 13, US 40 to Memorial Drive Pedestrian Improvements	-	7,800,000	-	7,800,000
4th Street, Walnut Street to Adams Street	100,000	-	-	100,000
US 40, Salem Church Road to Walther Road	-	4,000,000	-	4,000,000
US 40 Pulaski Hwy and SR 7 Bear Christiana Rd Intersection Improve	-	5,000,000	-	5,000,000
Georgetown East Gateway Improvements	-	948,900	-	948,900
HEP SC, SR 1 and SR 16 Grade Separated Intersection	-	10,000,000	-	10,000,000
North Millsboro Bypass , US 113 to SR 24	-	25,000,000	-	25,000,000
SR 1 and Cave Neck Road Grade Separated Intersection	-	6,400,000	-	6,400,000
SR 1, Minos Conaway Road Grade Separated Intersection	-	2,000,000	-	2,000,000
US 113 @ US 9 Grade Separated Intersection	6,000,000	-	-	6,000,000
US 113 @ SR 18/SR 404 (Georgetown) Grade Separated Intersection	6,308,000	15,488,000	-	21,796,000
US 113 at SR 16 (Ellendale) Grade Separated Intersection	3,920,000	2,000,000	-	5,920,000
US 113 Widening, Dagsboro Road to Hardscrabble Road	2,500,000	-	-	2,500,000
Corridor Capacity Preservation	1,000,000	-	-	1,000,000
Subtotal Arterials	22,228,000	82,649,264	-	104,877,264
Collectors				
SR 72, McCoy Road to SR 71 Improvements	-	5,600,000	-	5,600,000
SR 896 and Bethel Church Rd Interchange	1,000,000	4,000,000	-	5,000,000
Mill Creek Road and Stoney Batter Road Drainage Improvements	350,000	1,400,000	-	1,750,000
Walnut Shade Road, US13 to Peachtree Run Road Improvements	1,200,000	4,800,000	-	6,000,000
College Road, Kenton Road to McKee Road	750,000	-	-	750,000
East Camden Bypass	3,000,000	400,000	-	3,400,000
West Camden Bypass	-	9,000,000	-	9,000,000
Park Avenue Relocation Phase 1	-	7,067,070	-	7,067,070
Plantation Road Improvements, SR 24 to US 9	-	5,500,000	-	5,500,000
US 9, Kings Highway, Dartmouth Drive to Freeman Highway	-	3,750,000	-	3,750,000
Cave Neck Road, Hudson and Sweetbriar Roads Intersection Improve	-	-	900,000	900,000
Subtotal Collectors	6,300,000	41,517,070	900,000	48,717,070
Locals				
Garasches Lane, Wilmington	600,520	2,002,080	-	2,602,600
Discount Land Road, US 13A to US 13	5,010,000	-	-	5,010,000
Realignment of Old Orchard Road at Wescoats Corner	-	9,600,000	-	9,600,000
Recreational Trails	-	905,680	226,420	1,132,100
Subtotal Locals	5,610,520	12,507,760	226,420	18,344,700
Bridges				
Bridge Management Program	9,998,484	21,040,000	-	31,038,484
Bridge Preservation Program	14,738,748	31,266,471	158,083	46,163,302
Subtotal Bridges	24,737,232	52,306,471	158,083	77,201,786
Other				
Transportation Alternatives	954,489	3,017,957	-	3,972,446
Pavement and Rehabilitation	80,000,000	-	-	80,000,000
Bicycle, Pedestrian and Other Improvements	1,000,000	4,000,000	-	5,000,000
Signage and Pavement Markings	5,820,628	1,282,513	-	7,103,141
Materials and Minor Contracts	14,900,000	100,000	-	15,000,000
Rail Crossing Safety Program	4,986,112	3,225,000	-	8,211,112
Safety Improvement Program	839,445	5,913,937	-	6,753,382
Traffic Calming Program	800,000	-	-	800,000
Engineering and Contingency - Road System	33,375,335	118,000	-	33,493,335
Intersection Improvements	5,000,000	3,500,000	600,000	9,100,000
Pedestrian ADA Improvements	4,500,000	-	-	4,500,000
Highway Safety Improvement Program	2,019,580	14,376,220	-	16,395,800
Slope Stabilization & Drainage Improvement Program	2,000,000	-	-	2,000,000
Subtotal Other	156,195,589	35,533,627	600,000	192,329,216
TOTAL ROAD SYSTEM	216,271,341	247,906,442	1,884,503	466,062,286
GRANTS AND ALLOCATIONS				
Transportation Infrastructure Investment Fund	5,000,000	-	-	5,000,000
Municipal Street Aid	6,000,000	-	-	6,000,000
Community Transportation Fund	22,680,000	-	-	22,680,000
TOTAL GRANTS AND ALLOCATIONS	33,680,000	-	-	33,680,000
TRANSIT SYSTEM				
Transit Facilities	9,599,166	3,900,000	-	13,499,166
Transit Vehicles	7,137,665	11,829,736	2,223,320	21,190,721
Rail Preservation	3,170,000	-	-	3,170,000
TOTAL TRANSIT SYSTEM	19,906,831	15,729,736	2,223,320	37,859,887
SUPPORT SYSTEM				
Aeronautics	1,001,000	189,000	-	1,190,000
Planning	5,618,861	7,283,097	-	12,901,958
Information Technology	14,013,750	199,630	-	14,213,380
Heavy Equipment	9,500,000	-	-	9,500,000
Transportation Facilities	10,750,000	-	-	10,750,000
Transportation Management	4,908,700	6,704,000	96,000	11,708,700
Engineering and Contingency - Support System	-	255,000	-	255,000
TOTAL SUPPORT SYSTEM	45,792,311	14,630,727	96,000	60,519,038
GRAND TOTAL	315,650,483	278,266,905	4,203,823	598,121,211

**FISCAL YEAR 2023 CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2022	FY 2023
10-02 OFFICE OF MANAGEMENT AND BUDGET		
800 MHz First Responder Radios	\$ 4,000,000	\$ 2,000,000
Absalom Jones - Building Drainage Improvements	500,000	500,000
Accessibility Barrier Removal	-	150,000
Carvel State Office Building Garage Generator Replacement	-	2,000,000
Carvel State Office Building Maintenance and Restoration	-	2,000,000
Carvel State Office Building Mechanical Upgrades	6,000,000	6,000,000
Community Redevelopment/Reinvestment Fund	70,000,000	-
Delaware Hospital for the Chronically Ill Renovation of Prickett and Candy Buildings	-	6,000,000
Dewey Beach 5G Pole Relocation	375,000	-
DTI Biggs Data Center Air Conditioning Unit	800,000	-
Dunbar School Renovations	750,000	-
Environmental Compliance (UST/Asbestos/Other)	340,300	340,300
ERP Cloud Migration	-	25,000,000
Jesse Cooper Building Improvements	-	5,100,000
Legislative Hall Minor Capital Improvements and Equipment	250,000	250,000
Legislative Hall Roof/Cupola	3,800,000	-
Leonard L. Williams Justice Center Improvements	850,000	1,273,428
Minor Capital Improvement and Equipment	5,223,851	8,000,000
Richardson and Robbins Mechanical Upgrades	5,400,000	-
Roof Replacements	4,982,230	5,000,000
State Facilities Market Pressure Contingency	-	15,000,000
Statewide Deferred Maintenance	7,850,000	8,000,000
Technology System Contingency	10,000,000	8,000,000
YMCA, Middletown Capital Campaign	1,000,000	-
02 JUDICIAL PROJECTS		
Customs House	15,000,000	12,000,000
Kent and Sussex Family Court Facilities	131,000,000	80,000,000
Minor Capital Improvement and Equipment	911,062	1,000,000
Sussex County Court Improvements	4,600,000	-
15 LEGAL PROJECT		
900 King Street Renovations	-	400,000
20 STATE PROJECTS		
Minor Capital Improvement and Equipment	2,000,000	2,000,000
Minor Capital Improvement and Equipment - Veterans Home	200,000	200,000
25 FINANCE PROJECT		
Carvel State Office Building 1st Floor Service Renovations/ADA Compliance	-	500,000

**FISCAL YEAR 2023 CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2022	FY 2023
35 HEALTH AND SOCIAL SERVICES PROJECTS		
Delaware Psychiatric Center Anti-Ligature	\$ 2,000,000	\$ -
Delaware State Service Centers Client Assistance Program System (CAPS)	4,100,000	-
Delaware State Service Centers Interior Improvements	4,500,000	-
Holloway Campus Electrical System Replacement	2,200,000	-
Holloway Campus Mitchell Building - New HVAC System	2,500,000	-
Holloway Campus Mitchell Building - Security System Replacement	-	1,000,000
Minor Capital Improvement and Equipment	5,750,000	5,750,000
Phone System Replacement	-	1,600,000
37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES PROJECTS		
Cleveland White Building Renovations	3,500,000	3,500,000
Minor Capital Improvement and Equipment	1,400,000	1,400,000
New Castle County Detention Center Exterior Fencing and Surveillance	-	750,000
Perimeter Security Main Campus	800,000	-
38 CORRECTION PROJECTS		
Baylor Women's Correctional Institution HVAC Replacement	3,276,000	-
Baylor Women's Correctional Institution Infirmery Expansion	-	2,000,000
Baylor Women's Correctional Institution Multiple Cell Door Replacement	-	1,000,000
Baylor Women's Correctional Institution Residential Treatment Unit - Design	3,276,000	-
Howard R. Young Correctional Institution (HRYCI) Front Lobby Renovation	-	1,037,400
Howard R. Young Correctional Institution (HRYCI) Infirmery Renovation/Expansion - Old Kitchen Renovation	2,063,900	-
Howard R. Young Correctional Institution (HRYCI) Security Cell Door Replacement	3,756,500	-
Howard R. Young Correctional Institution (HRYCI) Westside Replacement of Existing Yard Cages	-	1,474,200
James T. Vaughn Correctional Center (JTVCC) New Sally Port/Intake Facility	-	3,161,340
James T. Vaughn Correctional Center (JTVCC) Security Door	1,350,000	-
Minor Capital Improvement and Equipment	4,000,000	4,000,000
Sussex Correctional Door and Door Jamb Replacements	1,000,000	-
45 SAFETY AND HOMELAND SECURITY PROJECTS		
800 MHz Technology Refresh	6,354,100	6,354,100
Local Law Enforcement Laptop Replacement	251,000	251,000
Minor Capital Improvement and Equipment	1,000,000	1,000,000
New Troop 4 - Georgetown	-	3,500,000
New Troop 6 - Wilmington	3,500,000	18,250,000
Seaford 800 MHz Shelter Replacement	-	587,000
76 DELAWARE NATIONAL GUARD PROJECTS		
Minor Capital Improvement and Equipment	2,400,000	2,500,000
Wilmington Readiness Center Roof	500,000	-
90 HIGHER EDUCATION PROJECT		
Higher Education Economic Development Investment Fund	15,000,000	15,000,000
95 EDUCATION PROJECT		
City of Wilmington Education Initiatives	65,000,000	11,500,000
	\$ 415,309,943	\$ 276,328,768

**FISCAL YEAR 2023 CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2022		FY 2023	
10-08 DELAWARE STATE HOUSING AUTHORITY				
Housing Development Fund - Affordable Rental Housing Program	\$	6,000,000	\$	6,000,000
Strong Neighborhoods Housing Fund		4,000,000		4,000,000
Urban Redevelopment		5,500,000		5,500,000
	\$	15,500,000	\$	15,500,000
20 STATE				
Bioscience Center for Advanced Technology (CAT)	\$	1,000,000	\$	1,000,000
Bridgeville Public Library		-		80,000
Cooch's Bridge		-		4,100,000
Corbit-Calloway Memorial Library		-		150,000
Delaware Clinical and Translational Research (CTR)		1,000,000		1,000,000
Delaware Prosperity Partnership		2,000,000		2,000,000
Delaware Stadium Corporation		1,000,000		2,500,000
Delaware Strategic Fund		35,000,000		30,000,000
Duck Creek Regional Library		-		5,200,000
Experimental Program to Stimulate Competitive Research - Research Infrastructure Improvement (EPSCOR-RII)		800,000		800,000
Fort Christina		-		1,000,000
Grand Opera House		5,750,000		-
Harrington Public Library		-		3,700,000
Hockessin School		1,000,000		-
IDeA Network for Biomedical Research Excellence (INBRE)		1,000,000		1,000,000
John Dickinson Plantation		-		5,000,000
Kent County Sports Complex		1,900,000		-
Laboratory Space		10,000,000		10,000,000
Museum Maintenance		550,000		550,000
Nassau School		1,000,000		-
National Institute for Innovation in Manufacturing Biopharmaceuticals (NIIMBL)		2,500,000		-
Newark Free Library		-		4,000,000
North Wilmington Public Library		5,000,000		6,000,000
Port Terminal Access Improvements		5,000,000		-
Purpose Built Communities		10,000,000		-
Rapid Advancement in Process Intensification Deployment (RAPID)		1,750,000		-
Read House		200,000		-
Rehoboth Beach Public Library		-		4,345,746
Riverfront Development Corporation		6,500,000		6,500,000
Selbyville Public Library		-		3,082,400
Site Readiness Fund		10,000,000		10,000,000
South Market Street Improvements		40,000,000		-
Suburban Roads (DelDOT)		20,000,000		-
Transportation Infrastructure Investment Fund		5,000,000		10,000,000
Urban Artist Exchange Project		300,000		-
Weldin House		-		400,000
Wilmington Institute Library		250,000		286,000
	\$	168,500,000	\$	112,694,146

**FISCAL YEAR 2023 CAPITAL BUDGET SUPPLEMENT
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AGENCY/PROJECT	FY 2022	FY 2023
35 HEALTH AND SOCIAL SERVICES		
Delaware Public Health Lab Renovations/Expansion	\$ 3,000,000	\$ -
Drinking Water State Revolving Fund	22,500,000	17,140,000
Maintenance and Restoration	4,750,000	4,750,000
Wastewater Epidemiology	500,000	-
	<u>\$ 30,750,000</u>	<u>\$ 21,890,000</u>
37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES		
Maintenance and Restoration	\$ 200,000	\$ 200,000
	<u>\$ 200,000</u>	<u>\$ 200,000</u>
38 CORRECTION		
Department-wide Digital Storage System	\$ 1,500,000	\$ -
Facility Infrastructure Planning and Engineering Studies	-	1,000,000
Level IV and V Security Camera Equipment	645,000	400,100
Maintenance and Restoration	3,485,956	3,660,250
	<u>\$ 5,630,956</u>	<u>\$ 5,060,350</u>
40 NATURAL RESOURCES AND ENVIRONMENTAL CONTROL		
Bellevue State Park Improvements	\$ 2,000,000	\$ -
Biden Center Renovations	3,000,000	5,000,000
Christina/Brandywine Remediation, Restoration and Reliance Project	500,000	750,000
Clean Water State Revolving Fund	22,500,000	23,040,000
Conservation Cost Share	1,700,000	1,700,000
Conservation Reserve Enhancement Program (CREP)	50,000	100,000
Debris Pits	1,000,000	1,000,000
Delaware Bayshore Initiative	500,000	500,000
Dikes/Dams	1,000,000	1,000,000
Fox Point State Park	3,000,000	-
Garrisons Lake Renovations	1,612,000	-
Meeting House Branch/Tarr Ditch Drainage Project	9,500,000	-
Minor Capital Improvement and Equipment	1,000,000	1,000,000
New Castle Pier, Dock and Ramp	400,000	-
Park Facility Rehab and Public Recreational Infrastructure	7,500,000	7,600,000
Redevelopment of Strategic Sites (Fort DuPont)	3,050,000	2,250,000
Resource, Conservation and Development	10,000,000	5,000,000
Seaford Community Development	366,000	-
Shoreline and Waterway Management	16,000,000	7,500,000
Statewide Trails and Pathways	3,000,000	1,000,000
Tax Ditches	900,000	900,000
White Clay Creek State Park - Big Pond	2,000,000	-
	<u>\$ 90,578,000</u>	<u>\$ 58,340,000</u>

**FISCAL YEAR 2023 CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2022		FY 2023	
45 SAFETY AND HOMELAND SECURITY				
Emergency Management Resilience Fund	\$	1,000,000	\$	-
EVOG Center (North)		3,250,000		-
Twin Engine Helicopter Lease/Payment		1,168,359		584,180
	\$	5,418,359	\$	584,180
65 AGRICULTURE				
Agricultural Lands Preservation Program	\$	-	\$	10,000,000
Cover Crop Investment		3,190,000		3,190,000
Minor Capital Improvement and Equipment		525,000		500,000
	\$	3,715,000	\$	13,690,000
75 FIRE PREVENTION COMMISSION				
Concrete Repair - Dover Fire School Drill Grounds	\$	75,000	\$	100,000
Delaware State Fire School - Dover Office Addition		-		400,000
Generator - New Castle Fire Training Center		1,200,000		-
Hydraulic Rescue Tools Replacement		22,500		37,500
Inspection of Structural Buildings - Engineering Fees		-		50,000
	\$	1,297,500	\$	587,500
76 DELAWARE NATIONAL GUARD				
Bethany Beach Training Site Barracks	\$	1,757,000	\$	-
Pigman HVAC Lifecycle Replacement		-		1,400,000
River Road Readiness Center (MILCON)		-		8,700,000
	\$	1,757,000	\$	10,100,000
90-01 UNIVERSITY OF DELAWARE				
Deferred Maintenance - Laboratories	\$	15,000,000	\$	15,000,000
Shellfish Aquaculture		100,000		-
	\$	15,100,000	\$	15,000,000
90-03 DELAWARE STATE UNIVERSITY				
Campus Improvements	\$	14,250,000	\$	15,000,000
Excellence Through Technology		750,000		-
	\$	15,000,000	\$	15,000,000
90-04 DELAWARE TECHNICAL COMMUNITY COLLEGE				
Critical Capital Needs / Deferred Maintenance	\$	15,000,000	\$	15,000,000
	\$	15,000,000	\$	15,000,000

**FISCAL YEAR 2023 CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2022		FY 2023	
95 EDUCATION				
Appoquinimink, Louis L Redding Reconstruction/Addition (76/24)	\$	-	\$	12,636,800
Appoquinimink, New 840 Student ES at Summit Campus (76/24)		15,095,400		10,422,800
Appoquinimink, Replace Everett Meredith MS (76/24)		16,324,300		-
Architectural Barrier Removal		160,000		160,000
Brandywine, Bush School (100% State)		25,000,000		-
Caesar Rodney, St. Thomas More Purchase (79/21)		10,586,000		-
Caesar Rodney, St. Thomas More Renovations (79/21)		-		11,037,200
Cape Henlopen, Construct New 600 Student MS (60/40)		14,236,200		2,372,700
Capital, Construct 800 Student MS - Building 1 (64/36)		12,697,100		-
Capital, Construct 800 Student MS - Building 2 (64/36)		10,561,800		10,764,300
Capital, Convert William Henry MS to Kent County Community School Renovation (100% State)		4,289,200		17,804,000
Capital, Convert William Henry MS to Kent County Secondary ILC Renovation (100% State)		6,630,000		27,520,600
Capital, William Henry MS Restoration (100% State)		6,500,000		-
Christina, Brennen Renovations (100% State)		-		3,476,800
Colonial, Leach Land Purchase (100% State)		-		2,712,000
Delaware Aerospace Education Foundation		1,500,000		-
Indian River, Construct New Sussex Central HS (60/40)		34,559,200		44,708,900
Indian River, Ennis Classrooms at the New Sussex Central HS (100% State)		-		2,416,400
Market Pressure - Appoquinimink (76/24)		1,972,500		-
Market Pressure Contingency		-		25,000,000
Milford, Revitalize Milford Middle School (74/26)		4,963,300		37,416,900
Minor Capital Improvement and Equipment		15,000,000		15,000,000
NCCVT, Paul M. Hodgson Replacement (62/38)		-		32,910,500
School - Elementary Wellness Center		250,000		-
Smyrna, Clayton Intermediate Addition (77/23)		-		1,904,600
Smyrna, Land Purchase (77/23)		693,000		-
Smyrna, New 600 Student ES (77/23)		-		15,354,900
Smyrna, North Smyrna ES Addition/Renovation (77/23)		-		2,649,400
Sussex Tech, New Sussex Tech HS (60/40)		-		32,475,800
	\$	181,018,000	\$	308,744,600
SUBTOTAL NON-TRANSPORTATION	\$	964,774,758	\$	868,719,544
55 DEPARTMENT OF TRANSPORTATION				
Road System	\$	263,752,969	\$	216,271,341
Grants and Allocations		43,150,000		33,680,000
Transit System		25,841,520		19,906,831
Support System		53,357,700		45,792,311
	\$	386,102,189	\$	315,650,483
GRAND TOTAL	\$	1,350,876,947	\$	1,184,370,027