



SPONSOR: Rep. Schwartzkopf & Sen. McBride
Longhurst Henry
Viola Poore
M. Smith McDowell

HOUSE OF REPRESENTATIVES
149th GENERAL ASSEMBLY

HOUSE BILL NO. 25

JANUARY 12, 2017

AN ACT MAKING APPROPRIATIONS FOR THE EXPENSE OF THE STATE GOVERNMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2018; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN PERTINENT STATUTORY PROVISIONS.

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

1 Section 1. The several amounts named in this Act, or such part thereof as may be necessary and essential to
2 the proper conduct of the business of the agencies named herein, during the fiscal year ending June 30, ~~2017~~ 2018, are
3 hereby appropriated and authorized to be paid out of the Treasury of the State by the respective departments and
4 divisions of State Government, and other specified spending agencies, subject to the limitations of this Act and to the
5 provisions of Title 29, Part VI, Delaware Code, as amended or qualified by this Act, all other provisions of the
6 Delaware Code notwithstanding. All parts or portions of the several sums appropriated by this Act which, on the last
7 day of June ~~2017~~ 2018, shall not have been paid out of the State Treasury, shall revert to the General Fund; provided,
8 however, that no funds shall revert which are encumbered pursuant to 29 Del. C. § 6521.

9 The several amounts hereby appropriated are as follows:

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DEPARTMENTS

Year ending June 30, 2018

(01-00-00) LEGISLATIVE

	Personnel				\$ Program		\$ Line Item	
	NSF	ASF	GF		ASF	GF	ASF	GF
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(01-00-00) LEGISLATIVE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(01-08-00) Legislative Council			
			(01-08-01) Research			
		17.0				1,390.4
						18.3
						261.4
						119.7
						30.0
						28.5
						7.5
						43.8
		17.0				1,899.6
			(01-08-02) Office of the Controller General			
		13.0				1,648.8
						7.2
						398.1
						70.0
						27.0
						25.0
						8.3
						25.0
						10.0
						15.0
						5.0
						30.0
		13.0				2,269.4
			(01-08-03) Code Revisors			
						1.1
						170.8
						0.5
						172.4
			(01-08-06) Commission on Uniform State Laws			
						17.0
						35.2
						0.2
						52.4
		30.0				4,393.8
			TOTAL -- LEGISLATIVE			
		87.0				16,323.6

(02-00-00) JUDICIAL

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(02-01-00) Supreme Court	
11.3		27.0			9.4	3,222.6
					6.8	15.8
					101.4	168.4
						7.2
					5.0	36.4
					6.7	
					20.0	
					1.8	
11.3		27.0	TOTAL -- Supreme Court		151.1	3,450.4
		27.0				
11.3			151.1	3,450.4		
11.3		27.0	151.1	3,450.4		
					(02-02-00) Court of Chancery	
2.0	20.5	28.5			1,113.6	3,273.2
					13.0	
					480.3	
					63.5	
					35.0	
					15.0	
2.0	20.5	28.5	TOTAL -- Court of Chancery		1,720.4	3,273.2
2.0	20.5	28.5				
2.0	20.5	28.5	1,720.4	3,273.2		
2.0	20.5	28.5	1,720.4	3,273.2		
					(02-03-00) Superior Court	
		306.5				24,555.2
						64.1
						352.6
						227.0
						46.0
						597.8
					110.0	
		306.5	TOTAL -- Superior Court		110.0	25,842.7
		306.5				
		306.5	110.0	25,842.7		
		306.5	110.0	25,842.7		

(02-00-00) JUDICIAL

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Personnel		
NSF	ASF	GF
	5.0	131.0
	2.0	
	7.0	131.0

(02-06-00) Court of Common Pleas

Personnel Costs
Travel
Contractual Services
Supplies and Materials
Capital Outlay
Other Item:
Court Security

TOTAL -- Court of Common Pleas

	7.0	131.0
	7.0	131.0

(-10) Court of Common Pleas
TOTAL -- Internal Program Unit

\$ Program		\$ Line Item	
ASF	GF	ASF	GF
		255.1	10,030.3
			13.7
			335.5
			90.6
		4.0	10.7
		215.6	
		474.7	10,480.8

474.7	10,480.8
474.7	10,480.8

(02-08-00) Family Court

Personnel Costs
Travel
Contractual Services
Supplies and Materials
Capital Outlay
Other Items:
Child Protection Registry Appeals
Technology
Court Security

TOTAL -- Family Court

	78.0	259.0
	78.0	259.0

(-10) Family Court
TOTAL -- Internal Program Unit

4,648.7	20,080.8
29.7	12.4
472.7	168.2
139.9	48.1
48.0	
113.3	
50.0	
132.0	
5,634.3	20,309.5

5,634.3	20,309.5
5,634.3	20,309.5

(02-13-00) Justice of the Peace Court

Personnel Costs
Travel
Contractual Services
Energy
Supplies and Materials
Other Item:
Court Security

TOTAL -- Justice of the Peace Court

	18.0	246.5
	18.0	246.5

(-10) Justice of the Peace Court
TOTAL -- Internal Program Unit

1,530.3	17,359.0
	12.8
	1,477.8
	102.1
	128.2
842.3	
2,372.6	19,079.9

2,372.6	19,079.9
2,372.6	19,079.9

(02-15-00) Central Services Account

Contractual Services

TOTAL -- Central Services Account

60.1	
60.1	

(-10) Central Services Account
TOTAL -- Internal Program Unit

60.1	
60.1	

(02-00-00) JUDICIAL

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(02-17-00) Administrative Office of the Courts -			
			Court Services			
		77.5				6,522.1
						29.4
						1,161.2
						3.1
						346.1
						240.9
						711.8
						60.0
						58.3
						361.1
						328.0
						864.4
						42.3
						803.3
						177.6
					33.4	361.4
					1,200.0	
		77.5			1,233.4	12,071.0
			TOTAL -- Administrative Office of the Courts -			
			Court Services			
		31.0		1,233.4		6,388.1
		9.0				600.6
		34.0				4,601.4
		3.5				480.9
		77.5		1,233.4		12,071.0
			TOTAL -- Internal Program Units			

(02-00-00) JUDICIAL

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(02-18-00) Administrative Office of the Courts -			
			Non-Judicial Services			
	1.0	44.5			76.7	3,558.9
						37.8
						208.1
						4.1
						38.3
						0.2
						0.5
						75.0
	1.0	44.5	TOTAL -- Administrative Office of the Courts -		76.7	3,922.9
			Non-Judicial Services			
	1.0	9.0	76.7	682.9		
		7.5		680.5		
		22.0		2,026.6		
		5.0		447.2		
		1.0		85.7		
	1.0	44.5	TOTAL -- Internal Program Units		76.7	3,922.9
13.3	124.5	1,120.5	TOTAL -- JUDICIAL		11,833.3	98,430.4

(10-00-00) EXECUTIVE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(10-01-01) Office of the Governor			
		26.0				2,785.5
						8.9
						152.7
						20.1
						70.0
		26.0				3,037.2
			(10-02-00) Office of Management and Budget			
37.1	137.6	225.3			10,740.0	19,842.5
					67.1	15.8
					8,890.9	15,800.8
					676.0	5,220.5
					4,503.2	1,459.0
					568.7	248.3
						35.0
					500.0	
						1,000.0
						450.0
						5,950.0
						3,071.0
					41,747.5	
						(3,182.1)
						81.4
						8.0
						540.0
						63.0
		10.0				372.9
					180.0	
					18.0	
					35.0	

(10-00-00) EXECUTIVE

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Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					300.0	
						4,000.0
						51.0
						23,100.0
					5,506.0	
					727.2	
					500.0	
					10.0	
	2.0				348.6	
					17.6	
37.1	139.6	235.3	TOTAL -- Office of Management and Budget		75,335.8	78,127.1

			<i>Administration</i>		
1.0		8.0	(-05) Administration		1,021.2
			<i>Budget Development, Planning and Administration</i>		
2.7	15.5	32.8	(-10) Budget Administration	2,313.3	4,066.7
			(-11) Contingencies and One-Time Items	41,747.5	7,981.3
			<i>Statewide Human Resources Management</i>		
	16.5	39.5	(-20) Human Resource Operations	1,662.9	3,482.7
	3.0	5.0	(-21) Staff Development and Training	742.2	584.7
			<i>Benefits and Insurance Administration</i>		
19.0			(-30) Statewide Benefits		
6.0			(-31) Insurance Coverage Office		4,160.0
0.2	57.8		(-32) Pensions	6,520.4	27,151.0
			<i>Government Support Services</i>		
		8.0	(-40) Mail/Courier Services	2,240.1	784.0
	28.0		(-42) Fleet Management	15,983.2	
	3.0	23.0	(-44) Contracting	32.7	1,699.2
	4.0		(-45) Delaware Surplus Services	419.1	
2.7	3.3	4.0	(-46) Food Distribution	819.6	374.8
5.5	5.5	28.0	(-47) PHRST	599.9	3,577.1
			<i>Facilities Management</i>		
	3.0	87.0	(-50) Facilities Management	2,254.9	23,244.4
37.1	139.6	235.3	TOTAL -- Internal Program Units	75,335.8	78,127.1

(10-00-00) EXECUTIVE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(10-03-00) Delaware Economic Development Office			
			(10-03-01) Office of the Director			
		9.0				964.9
						2.0
					109.5	1.7
					5.9	1.6
					9.8	
		9.0			125.2	970.2
			(10-03-02) Delaware Tourism Office			
	9.0				665.1	
					20.0	
					794.3	
					15.0	
					15.0	
					Other Items:	
					775.0	
					85.5	
					19.1	
					6.0	
					12.0	
	9.0				2,407.0	
			(10-03-03) Delaware Economic Development Authority			
	5.0	19.0			307.1	1,879.8
					20.0	5.0
					318.0	
					1.5	
					10.0	12.4
					30.0	7.3
					Other Items:	
					400.0	111.5
					1,700.1	
					320.9	
					300.0	
					25.0	
	5.0	19.0			3,432.6	2,016.0
	14.0	28.0	TOTAL -- Delaware Economic Development Office			
					5,964.8	2,986.2

(10-00-00) EXECUTIVE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(10-07-00) Criminal Justice			
			(10-07-01) Criminal Justice Council			
9.0		9.0				1,061.5
						7.9
						1.9
			212.5			8.4
		2.0				117.2
		1.0				171.0
9.0		12.0			212.5	1,367.9
			(10-07-02) Delaware Justice Information System			
		12.0				1,108.5
				1.0		2.6
			251.4			1,160.9
			7.6			12.9
						127.5
		12.0			260.0	2,412.4
			(10-07-03) Statistical Analysis Center			
0.9		6.1				465.1
						0.8
						81.5
						3.4
0.9		6.1				550.8
9.9		30.1			472.5	4,331.1
			(10-08-01) Delaware State Housing Authority			
4.5	6.5				643.2	
						3,600.0
					14,000.0	2,700.0
4.5	6.5				14,643.2	6,300.0
51.5	160.1	319.4	TOTAL -- EXECUTIVE		96,416.3	94,781.6

(11-00-00) DEPARTMENT OF TECHNOLOGY AND INFORMATION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(11-01-00) Office of the Chief Information Officer			
		6.0				1,258.2
						0.5
						90.4
						0.3
						20.0
		6.0	TOTAL -- Office of the Chief Information Officer			1,369.4
		6.0				
		6.0		1,369.4		
		6.0	TOTAL -- Internal Program Unit			1,369.4
			(11-02-00) Security Office			
	2.0	9.0			98.5	1,021.1
					25.0	1.3
					1,100.0	8.4
					48.5	2.3
						284.9
	2.0	9.0	TOTAL -- Security Office		1,272.0	1,318.0
	2.0	9.0				
	2.0	9.0	1,272.0	1,318.0		
	2.0	9.0	TOTAL -- Internal Program Unit		1,272.0	1,318.0
			(11-03-00) Operations Office			
	34.5	112.5			2,558.4	11,400.9
					134.7	14.0
					15,306.8	1,173.2
						558.0
					97.0	185.2
					138.6	9.3
					9,979.5	11,007.9
	34.5	112.5	TOTAL -- Operations Office		28,215.0	24,348.5
	12.0	1.0				
	3.0	3.0	11,270.8	137.1		
	6.5	61.5	913.9	1,357.3		
	4.0	22.0	9,628.0	16,158.0		
	9.0	25.0	5,017.6	3,635.8		
	34.5	112.5	1,384.7	3,060.3		
	34.5	112.5	TOTAL -- Internal Program Units		28,215.0	24,348.5

(11-00-00) DEPARTMENT OF TECHNOLOGY AND INFORMATION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(11-04-00) Technology Office			
	31.0	93.0			3,437.2	11,893.9
					40.0	1.9
					2,375.0	372.7
					5.0	3.4
						1.0
					70.0	2,079.8
	31.0	93.0	TOTAL -- Technology Office		5,927.2	14,352.7
	2.0	14.0	(-01) Strategic Enterprise Services		164.2	1,796.9
	3.0	24.0	(-02) Senior Project Management Team		392.6	3,044.1
	22.0	32.0	(-04) Application Delivery		4,935.8	4,679.4
	4.0	23.0	(-06) Enterprise Solutions		434.6	4,832.3
	31.0	93.0	TOTAL -- Internal Program Units		5,927.2	14,352.7
			(11-05-00) Office of Policy and Communications			
		10.0	Personnel Costs			897.0
		10.0	TOTAL -- Office of Policy and Communications			897.0
		10.0	(-01) Chief Policy Officer			897.0
		10.0	TOTAL -- Internal Program Unit			897.0
	67.5	230.5	TOTAL -- DEPARTMENT OF TECHNOLOGY AND INFORMATION		35,414.2	42,285.6

(12-00-00) OTHER ELECTIVE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(12-01-01) Lieutenant Governor			
		6.0				573.9
						1.4
						23.6
						2.3
						7.7
		6.0				608.9
			(12-02-01) Auditor of Accounts			
	7.0	20.0			503.6	2,183.1
					9.5	5.5
					705.5	587.3
					4.4	10.4
					10.4	11.9
	7.0	20.0			1,233.4	2,798.2
			(12-03-00) Insurance Commissioner			
			(12-03-01) Regulatory Activities			
	9.0				831.1	
					2.4	
					167.0	
					8.8	
					15.4	
					5.0	
	9.0				1,029.7	
			(12-03-02) Bureau of Examination, Rehabilitation and Guaranty			
2.0	80.0				5,336.2	
					40.5	
					1,442.7	
					39.7	
					67.1	
					2,831.9	
					36.5	
					13,741.1	
2.0	80.0				23,535.7	
2.0	89.0				24,565.4	

(12-00-00) OTHER ELECTIVE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(12-05-00) State Treasurer	
					(12-05-01) Administration	
2.0	9.0	12.0			832.2	1,112.0
					24.5	
					288.9	182.1
					9.1	5.9
					25.5	
						75.0
					56.0	
					2,583.3	
2.0	9.0	12.0	TOTAL -- Administration		3,819.5	1,375.0
					(12-05-03) Debt Management	
						188,837.9
						354.1
						130.0
					72,483.7	
			TOTAL -- Debt Management		72,483.7	189,322.0
2.0	9.0	12.0	TOTAL -- State Treasurer		76,303.2	190,697.0
4.0	105.0	38.0	TOTAL -- OTHER ELECTIVE		102,102.0	194,104.1

(15-00-00) LEGAL

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(15-01-00) Office of Attorney General	
44.8	60.2	317.0			1,757.9	33,011.5
					24.0	12.3
					107.3	2,591.2
						55.8
					20.0	60.9
					6.0	9.0
						166.0
					192.1	272.6
					1,000.8	
					1,646.8	
					1,449.9	
					15.0	
						230.0
					1,390.2	
	2.0				246.1	
	8.0				525.0	
					1.5	
					2,500.0	
44.8	70.2	317.0	TOTAL -- Office of Attorney General		10,882.6	36,409.3
44.8	70.2	317.0	(-01) Office of Attorney General		10,882.6	36,409.3
44.8	70.2	317.0	TOTAL -- Internal Program Unit		10,882.6	36,409.3
					(15-02-00) Office of Defense Services	
		149.0				16,973.8
						10.0
						1,496.4
						60.8
						3.8
						5,205.5
		149.0	TOTAL -- Office of Defense Services			23,750.3
		27.0			2,991.8	
		116.0			15,138.0	
		6.0			5,620.5	
		149.0	TOTAL -- Internal Program Units		23,750.3	
44.8	70.2	466.0	TOTAL -- LEGAL		10,882.6	60,159.6

(20-00-00) DEPARTMENT OF STATE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(20-01-00) Office of the Secretary	
	13.5	39.5				
					1,100.6	2,847.9
					44.1	17.5
					2,588.0	320.4
						54.4
					108.3	42.5
					168.0	
						192.5
						20.0
						128.6
						153.0
						25.0
					1.0	
	13.5	39.5			4,010.0	3,801.8
					TOTAL -- Office of the Secretary	
	10.0	10.0	3,239.1	1,410.0		
		22.0	120.0	1,690.1		
	3.5	1.5	649.9	130.1		
		2.0	1.0	187.6		
		4.0		384.0		
	13.5	39.5	4,010.0	3,801.8		
					TOTAL -- Internal Program Units	
					(20-02-00) Human Relations/Commission for Women	
1.0		8.0				528.5
						4.0
						53.2
						7.8
						0.6
					6.0	
1.0		8.0			6.0	594.1
					TOTAL -- Human Relations/Commission for Women	
1.0		8.0	6.0	594.1		
1.0		8.0	6.0	594.1		
					TOTAL -- Internal Program Unit	

(20-00-00) DEPARTMENT OF STATE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(20-03-00) Delaware Public Archives			
	15.0	16.0			910.8	1,068.2
					3.8	
					284.6	
					32.4	
					31.0	
						14.7
					10.0	
					15.0	
					60.0	
	15.0	16.0	TOTAL -- Delaware Public Archives		1,347.6	1,082.9
	15.0	16.0	(-01) Delaware Public Archives		1,347.6	1,082.9
	15.0	16.0	TOTAL -- Internal Program Unit		1,347.6	1,082.9
			(20-04-00) Regulation and Licensing			
0.5	76.5				6,717.5	
					151.4	
					3,999.8	
					4.0	
					67.9	
					70.4	
						100.0
						54.5
						15.0
0.5	76.5		TOTAL -- Regulation and Licensing		11,180.5	
0.5	41.0		(-01) Professional Regulation		6,086.3	
0.5	29.5		(-02) Public Service Commission		4,103.0	
	6.0		(-03) Public Advocate		991.2	
0.5	76.5		TOTAL -- Internal Program Units		11,180.5	
			(20-05-00) Corporations			
	105.0				7,276.3	
					27.0	
					4,582.7	
					17.5	
					63.0	
					505.0	
						2,170.0
						8,100.0
	105.0		TOTAL -- Corporations		22,741.5	
	105.0		(-01) Corporations		22,741.5	
	105.0		TOTAL -- Internal Program Unit		22,741.5	

(20-00-00) DEPARTMENT OF STATE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(20-06-00) Historical and Cultural Affairs			
5.4	13.1	29.5			943.6	2,180.8
					8.2	1.3
					637.8	93.6
					74.9	285.2
					14.1	38.6
					0.2	2.7
						24.0
						9.5
					32.1	
					29.6	
					12.6	28.0
5.4	13.1	29.5	TOTAL -- Historical and Cultural Affairs		1,753.1	2,663.7
5.4	13.1	29.5	(-01) Office of the Director		1,753.1	2,663.7
5.4	13.1	29.5	TOTAL -- Internal Program Unit		1,753.1	2,663.7
			(20-07-00) Arts			
3.0	2.0	3.0			117.2	282.8
						0.9
						57.4
						1.0
						10.0
					600.0	549.2
					1,600.0	
3.0	2.0	3.0	TOTAL -- Arts		2,317.2	901.3
3.0	2.0	3.0	(-01) Office of the Director		2,317.2	901.3
3.0	2.0	3.0	TOTAL -- Internal Program Unit		2,317.2	901.3
			(20-08-00) Libraries			
7.0	4.0	4.0			285.2	392.7
						0.5
						56.4
						19.6
						5.4
					1,820.8	2,307.1
					350.0	
					50.0	585.0
					50.0	
7.0	4.0	4.0	TOTAL -- Libraries		2,556.0	3,366.7
7.0	4.0	4.0	(-01) Libraries		2,556.0	3,366.7
7.0	4.0	4.0	TOTAL -- Internal Program Unit		2,556.0	3,366.7

(20-00-00) DEPARTMENT OF STATE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(20-09-00) Veterans Home	
	82.0	143.0			4,201.0	9,683.4
						3.4
					542.6	1,278.5
						523.3
					766.6	845.7
						90.5
	82.0	143.0	TOTAL -- Veterans Home		5,510.2	12,424.8
	82.0	143.0	(-01) Veterans Home		5,510.2	12,424.8
	82.0	143.0	TOTAL -- Internal Program Unit		5,510.2	12,424.8
					(20-15-00) State Banking Commission	
	36.0				2,758.2	
					80.0	
					755.0	
					20.0	
					67.5	
	36.0		TOTAL -- State Banking Commission		3,680.7	
	36.0		(-01) State Banking Commission		3,680.7	
	36.0		TOTAL -- Internal Program Unit		3,680.7	
16.9	347.1	243.0	TOTAL -- DEPARTMENT OF STATE		55,102.8	24,835.3

(25-00-00) DEPARTMENT OF FINANCE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(25-01-00) Office of the Secretary			
		16.0				1,665.9
						3.5
						114.5
						3.7
	17.0				3,220.6	
	18.0				2,625.1	
					42,000.0	
	35.0	16.0			47,845.7	1,787.6
			TOTAL -- Office of the Secretary			
	35.0	16.0	47,845.7	1,787.6		
	35.0	16.0	47,845.7	1,787.6		
			(25-05-00) Accounting			
	10.3	45.7			939.9	3,932.1
					12.0	1.5
					12.0	316.4
					1.5	10.3
					5.0	37.8
						1,108.5
	10.3	45.7			970.4	5,406.6
			TOTAL -- Accounting			
	10.3	45.7	970.4	5,406.6		
	10.3	45.7	970.4	5,406.6		
			(25-06-00) Revenue			
		79.0				6,038.8
						5.0
						1,052.0
						8.4
						96.4
						207.2
	46.0				10,198.9	
	46.0	79.0			10,198.9	7,407.8
			TOTAL -- Revenue			
	46.0	79.0	10,198.9	7,407.8		
	46.0	79.0	10,198.9	7,407.8		

(25-00-00) DEPARTMENT OF FINANCE

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Personnel				\$ Program		\$ Line Item	
NSF	ASF	GF		ASF	GF	ASF	GF
			(25-07-00) State Lottery Office				
	61.0		Personnel Costs			4,518.2	
			Travel			50.0	
			Contractual Services			49,200.1	
			Supplies and Materials			54.9	
			Capital Outlay			200.0	
	61.0		TOTAL -- State Lottery Office			54,023.2	
	61.0		(-01) State Lottery Office	54,023.2			
	61.0		TOTAL -- Internal Program Unit	54,023.2			
	152.3	140.7	TOTAL -- DEPARTMENT OF FINANCE			113,038.2	14,602.0

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(35-01-00) Administration	
103.2	33.5	515.2			1,898.4	32,260.1
					15.5	
					1,070.6	5,200.6
					212.5	2.0
					134.7	761.5
					85.0	1.2
					500.0	
						1,728.6
						217.5
					269.2	
					232.8	
					500.0	4,854.4
						436.8
					1,406.7	
					2,450.0	
					250.0	
103.2	33.5	515.2	TOTAL -- Administration		9,025.4	45,462.7
4.5		48.5			664.0	5,532.5
98.7	33.5	211.7			6,954.7	22,409.8
		255.0			1,406.7	17,520.4
103.2	33.5	515.2	TOTAL -- Internal Program Units		9,025.4	45,462.7

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(35-02-00) Medicaid and Medical Assistance			
108.8		78.1				6,258.9
						0.1
						3,964.4
						29.3
						35.7
						6.6
					1,891.0	
					667.0	
	1.0				513.0	
					1,936.3	
					175.0	
					23,000.0	765,385.4
					47.5	
					200.0	
					1,500.0	
					500.0	
					300.0	
					600.0	
					800.0	
					275.1	
						729.5
					20,115.0	
						3,901.4
					18,000.0	
						1,211.3
					200.0	
					200.0	
108.8	1.0	78.1	TOTAL -- Medicaid and Medical Assistance			
108.8	1.0	78.1			70,919.9	781,522.6
108.8	1.0	78.1	(-01) Medicaid and Medical Assistance			
108.8	1.0	78.1	TOTAL -- Internal Program Unit			
					70,919.9	781,522.6

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(35-05-00) Public Health			
205.0	49.5	336.0				23,588.5
					182.3	2,771.3
						350.9
					60.0	696.1
						24.9
					685.7	
					8,156.0	
					370.0	
					2,422.5	
					75.0	
					8,265.5	
					396.3	
						50.0
					115.0	
					687.7	
						66.0
						118.2
						1,447.6
						40.0
						230.5
					14.7	
					60.0	
					205.0	
					150.0	
					948.4	
					325.0	
					1,620.0	
					1,085.0	
					1,582.3	
					21.0	
					575.0	
					1,155.0	
					22.0	
					1,200.0	
						4,668.4
					13.5	
					100.0	
					400.0	
						331.3
						33.1
						6.6
						115.3
						184.1

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
	1.7	0.3			480.1	50.6
						70.0
	14.0	5.0				250.0
					3,500.0	923.0
					413.3	
						269.5
						1,300.0
						100.0
205.0	65.2	341.3	TOTAL -- Public Health		35,286.3	37,685.9
3.0	20.0	45.0	(-10) Director's Office/Support Services	5,323.3	4,056.5	
200.0	45.2	288.3	(-20) Community Health	29,888.0	32,324.2	
2.0		8.0	(-30) Emergency Medical Services	75.0	1,305.2	
205.0	65.2	341.3	TOTAL -- Internal Program Units		35,286.3	37,685.9
(35-06-00) Substance Abuse and Mental Health						
3.0	1.0	640.7	Personnel Costs		299.4	43,174.9
			Travel			6.9
			Contractual Services		1,569.9	20,984.9
			Energy			1,435.1
			Supplies and Materials		1,000.6	3,537.7
			Capital Outlay		9.0	184.0
			Tobacco Fund:			
			Contractual Services		147.9	
			Transitional Housing for Detoxification		132.5	
			Heroin Residential Program		287.9	
			Delaware School Study		18.3	
			Limen House		48.1	
			Other Items:			
			Medicare Part D		1,119.0	
			TEFRA		100.0	
			DPC Disproportionate Share		1,050.0	
			DOC Assessments		380.0	
			Kent/Sussex Detox Center		150.0	
			CMH Group Homes			7,258.2
			Community Placements			20,300.9
			Community Housing Supports			2,975.0
			Substance Use Disorder Services			15,415.0
3.0	1.0	640.7	TOTAL -- Substance Abuse and Mental Health		6,312.6	115,272.6
0.2		84.8	(-10) Administration	60.0	5,951.2	
1.0		85.0	(-20) Community Mental Health	2,305.0	54,938.1	
0.8		440.9	(-30) Delaware Psychiatric Center	2,196.8	34,228.3	
1.0	1.0	30.0	(-40) Substance Abuse	1,750.8	20,155.0	
3.0	1.0	640.7	TOTAL -- Internal Program Units		6,312.6	115,272.6

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

	Personnel				\$ Program		\$ Line Item	
	NSF	ASF	GF		ASF	GF	ASF	GF
5				(35-07-00) Social Services				
6	192.9		186.8	Personnel Costs				13,328.0
7				Travel				0.9
8				Contractual Services				2,436.3
9				Energy				81.8
10				Supplies and Materials				95.1
11				Capital Outlay				51.3
12				Tobacco Fund:				
13				SSI Supplement			935.0	
14				Other Items:				
15				Cost Recovery			75.1	
16				TANF Cash Assistance				15,320.2
17				TANF Child Support Pass Through			1,200.0	
18				Child Care				35,034.2
19				Emergency Assistance				1,603.9
20				Employment and Training				2,419.7
21				General Assistance				5,025.7
22				Technology Operations				5,094.5
23	192.9		186.8	TOTAL -- Social Services			2,210.1	80,491.6
24								
25	192.9		186.8	(-01) Social Services	2,210.1	80,491.6		
26	192.9		186.8	TOTAL -- Internal Program Unit	2,210.1	80,491.6		
27								
28	TOTAL -- Temporary Assistance for Needy Families (TANF) NSF appropriation						32,291.0	
29								
30				(35-08-00) Visually Impaired				
31	21.5	1.0	46.5	Personnel Costs			109.9	3,023.8
32				Travel				1.5
33				Contractual Services			1.5	405.2
34				Energy				76.7
35				Supplies and Materials				67.3
36				Capital Outlay			4.0	39.1
37				Other Items:				
38				BEP Unassigned Vending			175.0	
39				BEP Independence			450.0	
40				BEP Vending			425.0	
41	21.5	1.0	46.5	TOTAL -- Visually Impaired			1,165.4	3,613.6
42								
43	21.5	1.0	46.5	(-01) Visually Impaired Services	1,165.4	3,613.6		
44	21.5	1.0	46.5	TOTAL -- Internal Program Unit	1,165.4	3,613.6		

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(35-09-00) Long Term Care Residents Protection			
20.4		51.6				3,063.8
						0.3
						139.8
						8.5
						15.4
					30.0	
					150.0	
20.4		51.6	TOTAL -- Long Term Care Residents Protection		180.0	3,227.8
20.4		51.6	(-01) Long Term Care Residents	180.0	3,227.8	
			Protection			
20.4		51.6	TOTAL -- Internal Program Unit		180.0	3,227.8
			(35-10-00) Child Support Services			
130.6	2.5	55.0			188.0	3,430.7
					9.6	
					794.3	433.8
					30.0	13.3
					23.0	
					162.9	
						1,705.5
					25.0	
130.6	2.5	55.0	TOTAL -- Child Support Services		1,232.8	5,583.3
130.6	2.5	55.0	(-01) Child Support Services	1,232.8	5,583.3	
130.6	2.5	55.0	TOTAL -- Internal Program Unit		1,232.8	5,583.3
			(35-11-00) Developmental Disabilities Services			
2.3	1.0	492.2			42.4	29,547.7
						1.3
						3,566.2
						997.1
						840.9
						15.0
					55.9	
						1.1
					300.0	
					9,587.9	27,017.7
2.3	1.0	492.2	TOTAL -- Developmental Disabilities Services		9,986.2	61,987.0
1.8	1.0	66.2	(-10) Administration	42.4	5,359.3	
		258.0	(-20) Stockley Center	300.0	18,301.6	
0.5		168.0	(-30) Community Services	9,643.8	38,326.1	
2.3	1.0	492.2	TOTAL -- Internal Program Units		9,986.2	61,987.0

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(35-12-00) State Service Centers	
17.3		102.3				7,214.6
					7.8	0.1
					320.1	1,264.7
					231.3	834.0
					64.1	80.6
					39.8	7.3
						398.0
						433.7
						1,658.6
						70.0
						50.3
17.3		102.3	TOTAL -- State Service Centers		663.1	12,011.9
17.3		102.3	(-30) State Service Centers		663.1	12,011.9
17.3		102.3	TOTAL -- Internal Program Unit		663.1	12,011.9
					(35-14-00) Services for Aging and Adults with Physical Disabilities	
28.1		656.1				38,532.6
						1.3
						10,502.7
					5.0	1,563.0
						2,158.1
						50.5
						568.5
						133.2
						25.0
						500.0
						789.9
						249.1
					69.5	
					559.0	
					1,824.3	
					25.0	
						110.0
					15.0	
					250.0	
28.1		656.1	TOTAL -- Services for Aging and Adults with Physical Disabilities		3,974.5	53,957.2

(35-00-00) DEPARTMENT OF HEALTH AND SOCIAL SERVICES

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Personnel				\$ Program		\$ Line Item	
NSF	ASF	GF		ASF	GF	ASF	GF
28.1		78.8	(-01) Administration/Community Services	1,241.7	14,915.4		
		425.3	(-20) Hospital for the Chronically Ill	2,727.8	28,956.0		
		152.0	(-40) Governor Bacon	5.0	10,085.8		
28.1		656.1	TOTAL -- Internal Program Units	3,974.5	53,957.2		
833.1	105.2	3,165.8	TOTAL -- DEPARTMENT OF			140,956.3	1,200,816.2
			HEALTH AND SOCIAL SERVICES				

**(37-00-00) DEPARTMENT OF SERVICES FOR CHILDREN,
YOUTH AND THEIR FAMILIES**

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(37-01-00) Management Support Services			
10.3	4.2	185.3			422.8	16,437.9
						24.7
						3,579.5
						21.6
						326.1
						46.8
						1,549.7
						54.1
					2,500.0	140.0
						61.1
10.3	4.2	185.3	TOTAL -- Management Support Services		2,922.8	22,241.5
		7.0	2,500.0	950.7		
3.0		23.5		2,473.8		
6.5	4.2	26.4	171.4	2,069.2		
0.8		16.2		3,434.2		
		19.0		1,505.2		
		71.0		7,516.0		
		22.2	251.4	4,292.4		
10.3	4.2	185.3	2,922.8	22,241.5		
			TOTAL -- Internal Program Units			
			(37-04-00) Prevention and Behavioral Health Services			
4.0	35.2	181.8			3,341.3	13,255.6
					10.5	4.9
					13,527.9	19,199.2
						123.8
					96.4	214.1
						7.7
					45.0	
		2.0				133.0
		58.0				4,383.5
					16.0	
						2,225.0
						3,012.0
4.0	35.2	241.8	TOTAL -- Prevention and Behavioral Health Services		17,037.1	42,558.8
1.0	30.7	81.8	4,006.4	5,957.4		
3.0	2.5	68.5	1,077.9	10,516.3		
	2.0	21.0	5,739.9	11,812.4		
		70.5	6,212.9	14,272.7		
4.0	35.2	241.8	17,037.1	42,558.8		
			TOTAL -- Internal Program Units			

**(37-00-00) DEPARTMENT OF SERVICES FOR CHILDREN,
YOUTH AND THEIR FAMILIES**

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Personnel				\$ Program		\$ Line Item	
NSF	ASF	GF		ASF	GF	ASF	GF
			(37-05-00) Youth Rehabilitative Services				
4.0		368.0	Personnel Costs				26,813.7
			Travel				18.6
			Contractual Services				14,185.9
			Energy				846.8
			Supplies and Materials				1,437.4
			Capital Outlay				7.4
4.0		368.0	TOTAL -- Youth Rehabilitative Services				43,309.8
4.0		13.0	(-10) Office of the Director		943.0		
4.0		85.0	(-30) Community Services		19,027.0		
		270.0	(-50) Secure Care		23,339.8		
4.0		368.0	TOTAL -- Internal Program Units		43,309.8		
			(37-06-00) Family Services				
28.8	18.9	328.5	Personnel Costs			1,528.0	23,492.2
			Travel				22.9
			Contractual Services				2,806.6
			Energy				5.2
			Supplies and Materials				88.0
			Capital Outlay				15.3
			Other Items:				
			Emergency Material Assistance				31.0
			Child Welfare/Contractual Services				27,226.3
			Pass Throughs				1,115.8
28.8	18.9	328.5	TOTAL -- Family Services			1,528.0	54,803.3
18.1	3.9	48.0	(-10) Office of the Director	304.7	6,880.3		
2.0	8.0	147.1	(-30) Intake/Investigation	646.0	10,102.0		
8.7	7.0	133.4	(-40) Intervention/Treatment	577.3	37,821.0		
28.8	18.9	328.5	TOTAL -- Internal Program Units	1,528.0	54,803.3		
47.1	58.3	1,123.6	TOTAL -- DEPARTMENT OF			21,487.9	162,913.4
			SERVICES FOR CHILDREN,				
			YOUTH AND THEIR FAMILIES				

(38-00-00) DEPARTMENT OF CORRECTION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(38-01-00) Administration	
		115.0				7,917.1
						6.4
						1,701.4
						165.5
						166.2
						1,388.1
						88.0
						225.0
		115.0				11,657.7
					TOTAL -- Administration	
					(38-02-00) Correctional Healthcare Services	
		20.0		2,087.0		
		70.0		4,449.4		
		15.0		2,807.3		
		10.0		2,314.0		
		115.0		11,657.7		
					TOTAL -- Internal Program Units	
		12.0			341.7	1,144.5
						68,276.8
						8,645.5
						75.0
		12.0			341.7	78,141.8
					TOTAL -- Correctional Healthcare Services	
		12.0	341.7	78,141.8		
		12.0	341.7	78,141.8		
					TOTAL -- Internal Program Unit	

(38-00-00) DEPARTMENT OF CORRECTION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(38-04-00) Prisons			
	10.0	1,802.0			866.4	141,700.4
					19.0	10.4
					480.2	3,822.2
						7,013.4
					1,847.6	11,122.3
					91.5	99.4
						23.6
						19.0
						67.2
						23.0
						95.0
	10.0	1,802.0			40.5	
			TOTAL -- Prisons		3,345.2	163,995.9
		6.0		995.7		
		701.0		60,767.1		
		378.0		33,201.9		
		121.0		8,742.6		
		356.0		29,055.4		
		57.0		7,558.8		
	10.0	15.0	3,345.2	1,400.6		
		4.0		727.5		
		88.0		15,666.7		
		76.0		5,879.6		
	10.0	1,802.0	3,345.2	163,995.9		
			TOTAL -- Internal Program Units			
			(38-06-00) Community Corrections			
1.0		646.0				49,400.5
					5.0	16.3
					95.0	5,436.8
					40.0	1,059.8
					392.7	631.6
					95.0	11.4
1.0		646.0			627.7	56,556.4
			TOTAL -- Community Corrections			

(38-00-00) DEPARTMENT OF CORRECTION

Personnel				\$ Program		\$ Line Item	
NSF	ASF	GF		ASF	GF	ASF	GF
		6.0	(-01) Bureau Chief - Community Corrections		1,064.5		
1.0		345.0	(-02) Probation and Parole		30,820.9		
		40.0	(-05) Central Offender Records		2,209.5		
		99.0	(-06) New Castle County Community Corrections	95.0	8,414.6		
		79.0	(-07) Sussex County Community Corrections	437.7	7,581.3		
		77.0	(-08) Kent County Community Corrections	95.0	6,465.6		
1.0		646.0	TOTAL -- Internal Program Units	627.7	56,556.4		
1.0	10.0	2,575.0	TOTAL -- DEPARTMENT OF CORRECTION	4,314.6	310,351.8		

**(40-00-00) DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL**

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(40-01-00) Office of the Secretary	
36.6	47.7	45.7			3,070.2	4,582.6
					29.9	6.6
					1,071.3	91.8
					77.5	623.7
					152.8	79.2
					51.2	
					30.0	
						61.2
					20.0	
					15.0	
					15.0	
					105.0	
					314.7	643.8
					20.0	
					5,750.0	
					280.0	
36.6	47.7	45.7	TOTAL -- Office of the Secretary		11,002.6	6,088.9
0.5	17.8	19.7			1,854.9	3,744.3
14.0		2.0			248.8	327.0
	11.5	5.5			1,056.8	785.0
		7.0			618.3	148.4
12.0					5,780.0	
10.1	18.4	11.5			1,443.8	1,084.2
36.6	47.7	45.7	TOTAL -- Internal Program Units		11,002.6	6,088.9

**(40-00-00) DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL**

Personnel			\$ Program		\$ Line Item		
NSF	ASF	GF	ASF	GF	ASF	GF	
			(40-03-00) Office of Natural Resources				
55.7	99.5	193.8			6,671.0	17,796.2	
						45.8	5.2
					5,493.8	2,778.6	
					66.9	905.5	
					1,510.6	759.8	
					132.7	2.0	
						178.8	
						185.9	
					5.0		
						672.8	
					10.0		
					40.0		
					50.0		
					19.0	196.6	
					32.4		
					180.0		
					5.0		
					50.0		
					130.0		
					600.0		
					277.5		
					38.0		
					500.0		
					90.0		
					8,000.0		
						80.0	
						225.0	
					72.4		
					51.8		
					1,291.6		
					2,442.8		
					672.7		
					581.1		
					974.6		
					50.0		
					1,300.0		
55.7	99.5	193.8	TOTAL -- Office of Natural Resources		31,384.7	23,786.4	
11.5	59.0	93.5			13,907.3	9,971.2	
32.8	37.5	47.7			6,683.1	6,313.8	
11.4	3.0	52.6			10,794.3	7,501.4	
55.7	99.5	193.8	TOTAL -- Internal Program Units		31,384.7	23,786.4	

*Pursuant to 7 Del. C. § 3921

**(40-00-00) DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL**

	Personnel				\$ Program		\$ Line Item	
	NSF	ASF	GF		ASF	GF	ASF	GF
6	(40-04-00) Office of Environmental Protection							
7	65.6	144.7	78.7	Personnel Costs			3,825.7	7,245.8
8				Travel			68.0	
9				Contractual Services			1,425.0	658.3
10				Energy			16.5	89.8
11				Supplies and Materials			98.9	87.2
12				Capital Outlay			203.0	
13				Other Items:				
14				Local Emergency Planning Committees			300.0	
15				AST Administration			225.0	
16				HSCA - Clean-up			25,310.5	
17				HSCA - Administration			2,398.0	
18				SARA			30.0	14.4
19				UST Administration			330.0	
20				UST Contractor Certification			20.0	
21				UST Recovered Costs			100.0	
22				Stage II Vapor Recovery			75.0	
23				Extremely Hazardous Substance Program			180.9	
24				Environmental Response			525.8	
25				Non-Title V			164.8	
26				Enhanced I and M Program			241.2	
27				Public Outreach			50.0	
28				Tire Administration			500.0	
29				Tire Clean-up			1,500.0	
30				Board of Certification			14.0	
31				Environmental Labs Personnel			1,100.0	
32				Environmental Labs Expenditures			467.0	
33				Surface Water Personnel			237.2	
34				Surface Water Expenditures			96.8	
35				Groundwater Personnel			339.0	
36				Groundwater Expenditures			207.5	
37				Water Supply Personnel			220.9	
38				Water Supply Expenditures			201.0	
39				Wetlands Personnel			318.4	
40				Wetlands Expenditures			202.0	
41				Hazardous Waste Transporter Fees			141.6	
42				Waste End Personnel			280.4	
43				Waste End Assessment			73.7	
44				Hazardous Waste Personnel			180.0	
45				Hazardous Waste Fees			32.5	
46				Solid Waste Transporter Personnel			121.4	
47				Solid Waste Transporter Fees			21.2	
48				Solid Waste Personnel			75.0	
49				Solid Waste Fees			25.0	
50				SRF Future Administration			450.0	
51				Other Items			1,004.8	
52				RGGI LIHEAP			780.0	
53				RGGI CO2 Emissions			10,140.0	
54				RGGI Administration 10%			1,560.0	
55				RGGI Reduction Project			1,560.0	
56				RGGI Weatherization			1,560.0	

**(40-00-00) DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL**

	Personnel				\$ Program		\$ Line Item	
	NSF	ASF	GF		ASF	GF	ASF	GF
6				Energy Assistance				82.1
7	65.6	144.7	78.7	TOTAL -- Office of Environmental Protection			58,997.7	8,177.6
8								
9	16.4	38.6	10.0	(-02) Air Quality	4,687.5	1,165.7		
10	12.8	49.5	35.7	(-03) Water	4,524.0	4,021.4		
11	33.4	47.6	25.0	(-04) Waste and Hazardous Substances	33,781.0	2,501.8		
12	3.0	9.0	8.0	(-05) Energy and Climate	16,005.2	488.7		
13	65.6	144.7	78.7	TOTAL -- Internal Program Units	58,997.7	8,177.6		
14								
15								
16	157.9	291.9	318.2	TOTAL -- DEPARTMENT OF			101,385.0	38,052.9
17				NATURAL RESOURCES AND				
18				ENVIRONMENTAL CONTROL				

(45-00-00) DEPARTMENT OF SAFETY AND HOMELAND SECURITY

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(45-01-00) Office of the Secretary			
41.3	11.5	103.2			2,005.0	9,049.2
					39.0	15.4
					613.3	806.5
					15.0	102.3
					47.0	573.8
					10.0	51.4
						11.8
						50.0
						15.0
						50.0
					2,125.0	
					2,125.0	
					1,048.2	
					100.0	
					336.0	
					89.4	
					0.7	
						247.5
41.3	11.5	103.2	TOTAL -- Office of the Secretary		8,553.6	10,972.9
			(45-02-00) Capitol Police			
2.0		15.0	4,350.0	1,851.0		
	4.5	21.5	1,885.6	1,947.0		
29.3		6.7				769.4
6.0		2.0				173.6
4.0						20.0
		1.0				200.5
	7.0					
		57.0	2,318.0			
41.3	11.5	103.2	8,553.6	10,972.9		
			(45-02-00) Capitol Police			
	1.0	94.0			72.4	6,534.8
						0.5
						310.3
						180.8
					113.6	
	1.0	94.0	TOTAL -- Capitol Police		186.0	7,026.4
			(45-02-00) Capitol Police			
	1.0	94.0	186.0	7,026.4		
	1.0	94.0	186.0	7,026.4		

(45-00-00) DEPARTMENT OF SAFETY AND HOMELAND SECURITY

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(45-03-00) Office of the Alcoholic Beverage Control Commissioner			
		5.0				430.6
					8.0	0.5
					72.9	6.5
					3.0	7.1
		5.0			83.9	444.7
			(-10) Office of the Alcoholic Beverage Control Commissioner			
		5.0	83.9	444.7		
		5.0	83.9	444.7		
			(45-04-00) Division of Alcohol and Tobacco Enforcement			
1.5	2.0	11.5			43.1	1,071.3
					2.8	0.5
					36.6	108.4
					10.0	25.2
					1.0	1.1
	4.0				340.0	
					11.0	
					165.6	
					35.0	
					10.0	
					110.0	
1.5	6.0	11.5			765.1	1,206.5
			(-10) Division of Alcohol and Tobacco Enforcement			
1.5	6.0	11.5	765.1	1,206.5		
1.5	6.0	11.5	765.1	1,206.5		

(45-00-00) DEPARTMENT OF SAFETY AND HOMELAND SECURITY

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(45-06-00) State Police			
41.2	62.0	851.8			3,303.8	104,090.8
					136.8	
					1,241.7	5,112.2
						75.0
					1,235.7	5,010.8
					395.2	20.8
						2,564.2
					112.5	
						110.0
	10.0				6,419.2	
					48.1	
41.2	72.0	851.8	TOTAL -- State Police		12,893.0	116,983.8
		62.0	331.7	7,970.4		
		6.0		453.8		
	30.0	382.0	2,579.5	49,020.4		
33.0	2.0	153.0	6,026.3	22,520.7		
	10.0	47.0	483.7	7,628.6		
		28.0		5,687.3		
6.2	9.0	5.8	508.1	903.3		
	18.0	39.0	1,455.2	3,180.1		
		11.0	340.7	2,433.0		
1.0	3.0	95.0	134.2	8,083.5		
		13.0	1,033.6	7,518.6		
1.0		10.0		1,584.1		
41.2	72.0	851.8	12,893.0	116,983.8		
			TOTAL -- Internal Program Units			
84.0	90.5	1,065.5	TOTAL -- DEPARTMENT OF		22,481.6	136,634.3
			SAFETY AND HOMELAND SECURITY			

(55-00-00) DEPARTMENT OF TRANSPORTATION

Personnel			\$ Line Item	
NSF	TFO	TFC	GF	TFO
			(55-01-00) Office of the Secretary	
			(55-01-01) Office of the Secretary	
	34.0			2,231.7
				24.1
				103.8
				6.5
				366.8
	34.0			2,732.9
			(55-01-02) Finance	
	50.0			3,260.7
				7.1
				3,392.8
				1,208.2
				228.2
	50.0			8,097.0
			(55-01-03) Community Relations	
	9.0			942.1
				10.0
				75.0
				21.0
				1.0
	9.0			1,049.1
			(55-01-04) Human Resources	
	24.0			1,646.5
				8.2
				278.4
				61.2
	24.0			1,994.3
	117.0			13,873.3
			(55-02-01) Technology and Innovation	
	18.0			1,235.6
				24.1
				13,635.0
				536.3
				361.9
	18.0			15,792.9

(55-00-00) DEPARTMENT OF TRANSPORTATION

Personnel			\$ Line Item	
NSF	TFO	TFC	GF	TFO
			(55-03-01) Planning	
	48.0	9.0		4,204.6
				25.4
				920.7
				10.0
				102.0
				15.0
	48.0	9.0		5,277.7
			(55-04-00) Maintenance and Operations	
			(55-04-70) Maintenance Districts	
	681.0	29.0		39,091.2
				16.9
				7,291.6
				2,084.5
				7,608.2
				210.0
				10,000.0
	681.0	29.0		66,302.4
	681.0	29.0		66,302.4
			(55-06-01) Delaware Transportation Authority	
			Delaware Transit Corporation	
				87,954.5
				148.5
				143.4
				1,494.3
				89,740.7
			DTA Indebtedness	
			Debt Service:	
				95,918.0
				95,918.0
			TOTAL -- Delaware Transportation Authority*	
				185,658.7

*Delaware Transportation Authority, 2 Del. C. c. 13

These funds, except the Regulatory Revolving Funds, are not deposited with the State Treasurer.

(55-00-00) DEPARTMENT OF TRANSPORTATION

Personnel			\$ Line Item	
NSF	TFO	TFC	GF	TFO
			(55-08-00) Transportation Solutions	
			(55-08-30) Project Teams	
	60.0	258.0		4,805.2
				16.0
				560.1
				8.9
				197.2
				166.4
	60.0	258.0		5,753.8
			(55-08-40) Traffic	
	130.0			9,083.2
				2,043.6
				482.3
				828.1
				22.7
	130.0			12,459.9
	190.0	258.0		18,213.7
			(55-11-00) Motor Vehicles	
			(55-11-10) Administration	
	317.0			17,530.6
				38.1
				3,186.8
				693.4
				93.1
				154.0
	317.0			21,696.0
			(55-11-60) Toll Administration	
	111.0			6,611.0
				6.0
				1,904.9
				383.3
				366.3
				41.0
			4,500.0	4,910.2
	111.0		4,500.0	14,222.7
	428.0		4,500.0	35,918.7
	1,482.0	296.0	4,500.0	341,037.4

(60-00-00) DEPARTMENT OF LABOR

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
(60-01-00) Administration						
20.4	27.9	3.7			2,214.0	208.0
					13.0	
					1,154.6	175.8
						11.7
					66.0	15.0
					40.0	
20.4	27.9	3.7	TOTAL -- Administration		3,487.6	410.5
1.0	8.7	1.3	1,411.7	266.9		
9.0		1.0		85.1		
10.4	19.2	1.4	2,075.9	58.5		
20.4	27.9	3.7	3,487.6	410.5		
(60-06-00) Unemployment Insurance						
124.0	3.0				188.3	
					0.1	
					210.9	
					1.0	
					2.5	
					2.2	
					71.9	
124.0	3.0		TOTAL -- Unemployment Insurance		476.9	
124.0	3.0		476.9			
124.0	3.0		476.9			
(60-07-00) Industrial Affairs						
9.5	53.5	5.0			4,337.7	329.9
					21.3	
					1,476.6	29.9
					45.0	
					43.6	
9.5	53.5	5.0	TOTAL -- Industrial Affairs		5,924.2	359.8
	37.0		4,374.3			
	14.0		1,409.7			
6.5	2.5		140.2			
3.0		5.0				359.8
9.5	53.5	5.0	5,924.2	359.8		

(60-00-00) DEPARTMENT OF LABOR

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(60-08-00) Vocational Rehabilitation	
124.5	5.5	2.0			449.4	131.0
						0.5
					71.2	3,615.8
					25.0	76.9
						560.7
124.5	5.5	2.0	TOTAL -- Vocational Rehabilitation		545.6	4,384.9
75.5	5.5	2.0	(-10) Vocational Rehabilitation Services		545.6	4,384.9
49.0			(-20) Disability Determination Services			
124.5	5.5	2.0	TOTAL -- Internal Program Units		545.6	4,384.9
					(60-09-00) Employment and Training	
64.5	4.0	27.5			301.6	1,587.3
					5.0	3.4
					102.9	831.1
						6.7
					20.0	21.4
						506.4
						959.0
					3,430.0	
						630.0
64.5	4.0	27.5	TOTAL -- Employment and Training		3,859.5	4,545.3
64.5	4.0	27.5	(-20) Employment and Training Services		3,859.5	4,545.3
64.5	4.0	27.5	TOTAL -- Internal Program Unit		3,859.5	4,545.3
342.9	93.9	38.2	TOTAL -- DEPARTMENT OF LABOR		14,293.8	9,700.5

(65-00-00) DEPARTMENT OF AGRICULTURE

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(65-01-00) Agriculture	
17.2	44.0	80.8			4,329.1	6,303.7
					119.5	7.5
					1,174.1	467.7
					16.1	18.7
					212.2	111.1
					310.8	20.5
						172.5
						411.8
						246.0
						25.0
						79.6
						15.0
						10.0
						55.4
						500.0
						55.0
					15.0	
					7.7	
					110.0	
					75.5	
					1,169.5	
					75.0	
17.2	44.0	80.8	TOTAL -- Agriculture		7,614.5	8,499.5
	2.0	17.0	378.7	2,567.9		
		7.0		533.8		
8.2	11.0	4.8	950.5	465.1		
4.0	2.5	16.5	660.5	1,228.6		
1.0	10.0		2,529.8			
2.0	6.0		591.4			
0.5		3.5		313.0		
1.0	0.5	10.5	129.3	814.1		
		8.0		640.1		
	10.0		1,865.5			
		9.0		668.5		
0.5		3.5		1,220.5		
	2.0	1.0	508.8	47.9		
17.2	44.0	80.8	TOTAL -- Internal Program Units		7,614.5	8,499.5
17.2	44.0	80.8	TOTAL -- DEPARTMENT OF AGRICULTURE		7,614.5	8,499.5

(70-00-00) DEPARTMENT OF ELECTIONS

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Personnel		
NSF	ASF	GF
		42.0
		42.0

\$ Program		\$ Line Item	
ASF	GF	ASF	GF
			3,408.9
			1.0
			443.5
			9.7
			9.4
			0.8
			15.0
			20.0
			262.7
			4,171.0

(70-01-01) State Election Commissioner

Personnel Costs
Travel
Contractual Services
Energy
Supplies and Materials
Capital Outlay
Other Items:
 Voter Purging
 Technology Development
 Voting Machines
TOTAL -- State Election Commissioner

(70-02-01) New Castle County Elections

Travel
Contractual Services
Energy
Supplies and Materials
Other Item:
 School Elections
TOTAL -- New Castle County Elections

(70-03-01) Kent County Elections

Contractual Services
Energy
Supplies and Materials
Other Item:
 School Elections
TOTAL -- Kent County Elections

(70-04-01) Sussex County Elections

Travel
Contractual Services
Supplies and Materials
Capital Outlay
Other Item:
 School Elections
TOTAL -- Sussex County Elections

		42.0
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TOTAL -- DEPARTMENT OF ELECTIONS

	5,022.5
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(75-00-00) FIRE PREVENTION COMMISSION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(75-01-01) Office of the State Fire Marshal			
	26.5	26.5			1,745.2	2,280.6
					34.0	
					366.8	353.1
						59.8
					81.0	23.4
					196.2	
						2.0
	26.5	26.5			1.5	
			TOTAL -- Office of the State Fire Marshal		2,424.7	2,718.9
			(75-02-01) State Fire School			
0.5		18.5				1,929.7
						257.0
						97.5
						110.0
						28.4
						4.6
						95.0
					50.0	
0.5		18.5			50.0	2,522.2
			TOTAL -- State Fire School			
			(75-03-01) State Fire Prevention Commission			
		3.0				189.4
						14.5
						89.7
						3.1
						64.9
						4.7
		3.0				366.3
			TOTAL -- State Fire Prevention Commission			
0.5	26.5	48.0	TOTAL -- FIRE PREVENTION COMMISSION		2,474.7	5,607.4

(76-00-00) DELAWARE NATIONAL GUARD

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(76-01-01) Delaware National Guard	
88.5		28.5				3,169.3
						10.0
						406.6
						723.7
						123.4
						18.1
						357.5
88.5		28.5	TOTAL -- Delaware National Guard			4,808.6
88.5		28.5	TOTAL -- DELAWARE NATIONAL GUARD			4,808.6

(77-00-00) ADVISORY COUNCIL FOR EXCEPTIONAL CITIZENS

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Personnel				\$ Program		\$ Line Item	
NSF	ASF	GF		ASF	GF	ASF	GF
		3.0	(77-01-01) Advisory Council for Exceptional Citizens				
			Personnel Costs				233.9
			Travel				6.5
			Contractual Services				11.4
			Supplies and Materials				5.9
		3.0	TOTAL -- Advisory Council for Exceptional Citizens				257.7
		3.0	TOTAL -- ADVISORY COUNCIL FOR EXCEPTIONAL CITIZENS				257.7

(90-00-00) HIGHER EDUCATION

	Personnel			\$ Program		\$ Line Item		
	NSF	ASF	GF	ASF	GF	ASF	GF	
1								
2								
3								
4								
5	(90-01-00) University of Delaware							
6	(90-01-01) University of Delaware							
7	Operations							92,835.2
8	Scholarships							10,252.1
9	Nursing Expansion							247.5
10	College of Business and Economics							1,742.4
11	College of Agriculture and Natural Resources							5,405.3
12	College of Arts and Sciences							2,794.5
13	College of Earth, Ocean and Environment							833.1
14	College of Health Sciences							554.1
15	College of Engineering							811.3
16	College of Education and Human Development							2,772.6
17	Other Programs							1,302.0
18	TOTAL -- University of Delaware							119,550.1
19								
20	(90-01-02) Delaware Geological Survey							
21	Operations							1,819.5
22	River Master Program							127.3
23	TOTAL -- Delaware Geological Survey							1,946.8
24								
25	TOTAL -- University of Delaware							121,496.9
26								
27	(90-03-00) Delaware State University							
28	(90-03-01) Operations							
29	Operations							28,520.6
30	Nursing Expansion							247.5
31	Work Study							211.7
32	Mishoe Scholarships							50.0
33	Cooperative Extension							566.5
34	Cooperative Research							650.8
35	Title VI Compliance							220.0
36	Academic Incentive							50.0
37	General Scholarships							786.0
38	Athletic Grant							133.1
39	Aid to Needy Students							2,057.4
40	Energy							2,195.9
41	TOTAL -- Operations							35,689.5
42								
43	(90-03-05) Sponsored Programs and Research							
44								
45	TOTAL -- Delaware State University							35,689.5

(90-00-00) HIGHER EDUCATION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
			(90-04-00) Delaware Technical Community College			
			(90-04-01) Office of the President			
42.0		49.0				9,221.1
						39.3
						50.0
						208.2
						1,533.3
42.0		49.0				11,051.9
			(90-04-02) Owens Campus			
76.0		218.0				20,625.4
						244.8
						48.2
						31.2
76.0		218.0				20,949.6
			(90-04-04) George Campus			
71.0		162.0				14,611.3
						392.8
						199.8
						32.5
						40.1
71.0		162.0				15,276.5
			(90-04-05) Stanton Campus			
76.0		204.0				19,185.9
						184.8
						27.5
						41.1
76.0		204.0				19,439.3
			(90-04-06) Terry Campus			
94.0		152.0				13,670.8
						218.3
						21.0
						21.7
94.0		152.0				13,931.8
359.0		785.0				80,649.1

(90-00-00) HIGHER EDUCATION

	Personnel			\$ Program		\$ Line Item	
	NSF	ASF	GF	ASF	GF	ASF	GF
1	(90-00-00) HIGHER EDUCATION						
2							
3	Personnel			\$ Program		\$ Line Item	
4	NSF	ASF	GF	ASF	GF	ASF	GF
5				(90-07-01) Delaware Institute of Veterinary			
6				Medical Education			
7				Tuition Assistance			364.1
8				TOTAL -- Delaware Institute of Veterinary			364.1
9				Medical Education			
10				TOTAL -- HIGHER EDUCATION			238,199.6
11							
12							
13	359.0		785.0				238,199.6

(95-00-00) DEPARTMENT OF EDUCATION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(95-01-00) Department of Education	
41.1	3.0	149.9				19,138.8
						14.5
						750.3
						72.1
						38.4
						33.2
		1.0				224.9
						148.8
						301.2
						3,142.8
						300.0
						5,656.6
						1,610.9
						51.0
						600.0
						1,750.0
						11.7
						58.6
						160.8
		1.0				166.4
						5,916.5
						329.6
						2,650.0
	2.0				850.0	
					1,442.0	1,010.3
						1,121.6
						222.4
						1,938.9
					50.0	4,287.2
						1,500.0
		3.0				390.6
41.1	5.0	154.9	TOTAL -- Department of Education		2,342.0	53,598.1
41.1	5.0	154.9	(-01) Department of Education		2,342.0	53,598.1
41.1	5.0	154.9	TOTAL -- Internal Program Unit		2,342.0	53,598.1

(95-00-00) DEPARTMENT OF EDUCATION

Personnel			\$ Program		\$ Line Item	
NSF	ASF	GF	ASF	GF	ASF	GF
					(95-02-00) School District Operations	
		14,639.6				
						978,715.4
						13,211.8
						30,995.5
						25,753.8
						93,993.7
						16,225.6
						2,500.0
						527.6
						388.7
						2,250.0
						5,992.5
						28,150.9
						1,000.0
						7,500.0
		14,639.6				1,207,205.5
			TOTAL -- School District Operations			
		14,639.6		1,142,670.2		
				64,535.3		
		14,639.6		1,207,205.5		
			TOTAL -- Internal Program Units			

(95-00-00) DEPARTMENT OF EDUCATION

1	Personnel			\$ Program		\$ Line Item	
	NSF	ASF	GF	ASF	GF	ASF	GF
2							
3							
4							
5	(95-03-00) Block Grants and Other Pass Through Programs						
6				Education Block Grants:			
7				Adult Education and Work Force Training Grant		8,849.6	
8				Professional Accountability and Instructional		6,746.0	
9				Advancement Fund			
10				Academic Excellence Block Grant		39,165.9	
11				K-12 Pass Through Programs:			
12				Children's Beach House		46.9	
13				Summer School - Gifted and Talented		126.0	
14				Delaware Institute for Arts in Education		100.5	
15				Delaware Teacher Center		380.4	
16				On-Line Periodicals		516.8	
17				Achievement Matters Campaign		99.5	
18				Career Transition		53.0	
19				Delaware Geographic Alliance		41.5	
20				Center for Economic Education		183.0	
21				Speech Pathology		720.0	
22				Gay Straight Alliance		8.5	
23				Special Needs Programs:			
24				Early Childhood Assistance		6,149.3	
25	1.0			Unique Alternatives		890.7	8,372.0
26				Exceptional Student Unit - Vocational		360.0	
27				Related Services for Students with Disabilities		3,621.9	
28				Adolescent Day Program		36.0	
29	5.0			Children Services Cost Recovery Project		1,668.8	
30				Delaware School for the Deaf		40.0	
31				First State School		314.5	
32	0.7	41.8		Prison Education		4,458.2	
33				Student Discipline Program		5,335.2	
34				Early Childhood Initiatives		29,117.9	
35				Interagency Resource Management Committee		265.4	
36				Driver Training:			
37				Driver's Education		1,284.1	863.3
38	0.7	18.0	43.8	TOTAL -- Block Grants and Other Pass Through Programs		3,843.6	115,971.3
39							
40				(-10) Education Block Grants		54,761.5	
41				(-15) K-12 Pass Through Programs		2,276.1	
42	0.7	6.0	43.8	(-20) Special Needs Programs		2,559.5	58,070.4
43				(-30) Driver Training		1,284.1	863.3
44	0.7	18.0	43.8	TOTAL -- Internal Program Units		3,843.6	115,971.3
45							
46	(95-04-00) Pupil Transportation						
47				Public School Transportation		80,369.0	
48				TOTAL -- Pupil Transportation		80,369.0	
49							
50				(-01) Transportation		80,369.0	
51				TOTAL -- Internal Program Unit		80,369.0	

(95-00-00) DEPARTMENT OF EDUCATION

	Personnel				\$ Program		\$ Line Item	
	NSF	ASF	GF		ASF	GF	ASF	GF
1	(95-00-00) DEPARTMENT OF EDUCATION							
2								
3	Personnel				\$ Program		\$ Line Item	
4	NSF	ASF	GF		ASF	GF	ASF	GF
5								
6	(95-06-00) Delaware Advisory Council on							
7	Career and Technical Education							
8			3.0	Personnel Costs				273.2
9				Travel				2.8
10				Contractual Services				57.2
11				Supplies and Materials				3.3
12			3.0	TOTAL -- Delaware Advisory Council on				336.5
13	Career and Technical Education							
14			3.0	(-01) Advisory Council		336.5		
15			3.0	TOTAL -- Internal Program Unit		336.5		
16								
17								
18	41.8	23.0	14,841.3	TOTAL -- DEPARTMENT OF EDUCATION			6,185.6	1,457,480.4

Year ending June 30, 2018

Personnel				
TFO	TFC	NSF	ASF	GF
1,482.0	296.0	1,702.7	1,747.0	11,133.7
		359.0		785.0
		41.8	23.0	14,841.3
1,482.0	296.0	2,103.5	1,770.0	26,760.0

TOTALS

TOTAL -- DEPARTMENTS
TOTAL -- HIGHER EDUCATION
TOTAL -- PUBLIC EDUCATION
GRAND TOTAL

\$		
TFO	ASF	GF
341,037.4	739,797.8	2,432,687.0
		238,199.6
	6,185.6	1,457,480.4
341,037.4	745,983.4	4,128,367.0

1 **GENERAL**

2 **Section 2.** Any previous act inconsistent with the provisions of this Act is hereby suspended to the extent
3 of such inconsistency.

4 **Section 3.** If any provision of this Act, or of any rule, regulation or order thereunder, or the application of
5 such provision to any person or circumstances, shall be invalid, the remainder of this Act and the application of such
6 provisions of this Act or of such rule, regulation or order to persons or circumstances other than those to which it is
7 held invalid shall not be affected thereby.

8 **Section 4.** The monies appropriated in Section 1 of this Act shall be paid by the State Treasurer from the
9 General Fund, except as otherwise referenced in Section 1.

10 **Section 5.** The provisions of this Act to the contrary notwithstanding, any section, chapter or title of the
11 Delaware Code and any Laws of Delaware providing for the application of "Sunset" shall be operative for those
12 agencies, commissions or boards effective during the current fiscal year.

13 **Section 6.** Due to the ~~pilot~~ budget format, the restructuring of divisions into programs within divisions has
14 created more exempt positions per division than allowed by law for the participating departments; therefore, all
15 exempt positions authorized by 29 Del. C. § 5903, prior to July 1, 1987, shall remain exempt for this current fiscal
16 year, except as otherwise specified in this Act.

17 **Section 7.** (a) Notwithstanding the provisions of 29 Del. C. § 6334(c), for Fiscal Year ~~2017~~ 2018, the
18 proposed budget plan, as prepared by the Director of the Office of Management and Budget, shall be in such a
19 format that it can readily be analyzed and comprehensive in nature.

20 (b) This Act has been prepared in conformance with 78 Del. Laws, c. 90. For all sections with the
21 exception of Section 1, all comparisons to the previous year's Budget Act are shown noting insertions by
22 underlining and deletions by strikethrough.

23 (c) Notwithstanding the provisions of 29 Del. C. § 6340(a), Section 1 of this Act summarizes salary and
24 wage and other employment costs into a single line entitled Personnel Costs.

25 (d) For Fiscal Year ~~2017~~ 2018, the payroll recovery rate for the Workers' Compensation Program shall be
26 1.45 percent unless a separate memorandum of agreement exists.

27 (e) Notwithstanding 29 Del. C. c. 60A or any other provision of the Delaware Code or this Act to the
28 contrary, the employer contribution from state agencies and non-state entities to qualified participants of the

1 Deferred Compensation Program shall be suspended beginning July 1, 2008. It is the intent of the General Assembly
2 that this program be reinstated when funding becomes available.

3 (f) Section 1 of this Act provides funding for a state employee pension rate of ~~22.28~~ 22.24 percent. The
4 components of the rate are ~~10.69~~ 11.52 percent for pension liability, ~~9.13~~ 9.36 percent for retiree health insurance
5 costs, ~~0.90~~ 0.82 percent for the Other Post-Employment Benefits fund and ~~4.56~~ 0.54 percent for the Post-Retirement
6 Increase fund.

7 (g) Section 1 of this Act provides funding for a judicial pension rate of ~~28.70~~ 25.44 percent.

8 (h) Section 1 of this Act provides funding for a New State Police pension rate of ~~21.25~~ 23.15 percent.

9 (i) The abbreviations set forth in this Act for authorized positions or funding mean the following:

- 10 GF - General Fund
- 11 ASF - Appropriated Special Funds
- 12 NSF - Non-appropriated Special Funds
- 13 TFO - Trust Fund Operations
- 14 TFC - Trust Fund Capital
- 15 FTE - Full-time Equivalent

16 All Merit Rules referenced in this Act refer to the Merit Rules in effect June 30, ~~2016~~ 2017.

17 **Section 8. MERIT SYSTEM AND MERIT COMPARABLE SALARY SCHEDULES.**

18 (a) All provisions of subsections (a) (1), (b), (c) and (i) through (l) of this section shall not apply to those
19 Merit System employees who are covered by a final collective bargaining agreement under 19 Del. C. § 1311A. The
20 effective dates of agreements pursuant to 19 Del. C. § 1311A shall occur simultaneously with the fiscal year
21 following final agreement between the State of Delaware and ratification of that agreement by the respective
22 certified bargaining unit, provided funds are appropriated in Section 1 of this Act for said agreements. Section 1 of
23 this Act makes no appropriation, and no subsequent appropriation shall be made during the fiscal year, for any
24 compensation items as defined in 19 Del. C. § 1311A reached as a result of negotiations, mediation or interest
25 arbitration. Should a bargaining agreement not be finalized by December 1 of each fiscal year, employees
26 represented by the bargaining unit negotiating said agreement shall receive compensation pursuant to the provisions
27 of this section until such time as an agreement takes effect. A final bargaining agreement shall be defined as an
28 agreement between the State of Delaware and a certified bargaining unit, which is not retroactive and in which the

- 1 agreement's completion is achieved through ratification by the respective bargaining unit, mediation or binding
- 2 interest arbitration.

1 (1) ~~Effective October 1, 2016, the following pay plans are established for state Merit System~~
2 ~~employees~~ The pay plans for state Merit System employees shall remain as follows:

3 Annual Salary

4 STATE OF DELAWARE PAY PLAN*

5 (Standard Work Schedule of 37.5 Hours per Work Week)

6	PAY	80% of	100% of	120% of
7	GRADE	Midpoint	Midpoint	Midpoint
8	1	18,320**	21,696	26,035
9	2	18,570	23,213	27,856
10	3	19,875	24,844	29,813
11	4	21,262	26,577	31,892
12	5	22,754	28,442	34,130
13	6	24,346	30,433	36,520
14	7	26,048	32,560	39,072
15	8	27,870	34,838	41,806
16	9	29,825	37,281	44,737
17	10	31,912	39,890	47,868
18	11	34,142	42,678	51,214
19	12	36,534	45,667	54,800
20	13	39,093	48,866	58,639
21	14	41,824	52,280	62,736
22	15	44,755	55,944	67,133
23	16	47,892	59,865	71,838
24	17	51,242	64,053	76,864
25	18	54,827	68,534	82,241
26	19	58,666	73,332	87,998
27	20	62,776	78,470	94,164
28	21	67,168	83,960	100,752
29	22	71,870	89,837	107,804
30	23	76,903	96,129	115,355
31	24	82,288	102,860	123,432
32	25	88,046	110,057	132,068
33	26	94,207	117,759	141,311

34 *Annual Salary in Whole Dollars.

35 **Minimum State Salary.

STATE OF DELAWARE PAY PLAN*

(Standard Work Schedule of 40 Hours per Work Week)

	PAY GRADE	80% of Midpoint	100% of Midpoint	120% of Midpoint
5	1	18,513	23,141	27,769
6	2	19,810	24,762	29,714
7	3	21,197	26,496	31,795
8	4	22,679	28,349	34,019
9	5	24,270	30,337	36,404
10	6	25,968	32,460	38,952
11	7	27,785	34,731	41,677
12	8	29,731	37,164	44,597
13	9	31,813	39,766	47,719
14	10	34,038	42,548	51,058
15	11	36,418	45,523	54,628
16	12	38,970	48,713	58,456
17	13	41,696	52,120	62,544
18	14	44,618	55,772	66,926
19	15	47,740	59,675	71,610
20	16	51,084	63,855	76,626
21	17	54,657	68,321	81,985
22	18	58,482	73,103	87,724
23	19	62,578	78,222	93,866
24	20	66,961	83,701	100,441
25	21	71,648	89,560	107,472
26	22	76,664	95,830	114,996
27	23	82,026	102,533	123,040
28	24	87,770	109,712	131,654
29	25	93,914	117,392	140,870
30	26	100,488	125,610	150,732

31 * Annual Salary in Whole Dollars.

(2) Merit Rule 4.13.3 notwithstanding, the standard work week for employees in the following classification series as approved by the Director of the Office of Management and Budget and the Controller General shall be 40 hours:

DEPARTMENT	CLASS SERIES
Department of State	Drug Control Administrator
Department of Finance	Gaming Inspector I, II
	Gaming Inspection Supervisor
Department of Correction	Quality Improvement Program Administrator
	Community Work Program Coordinator
	Correctional Food Services Administrator
	Director of Probation and Parole
	Pre-trial Presentence Manager
	Probation and Parole Officer
	Probation and Parole Regional Manager
	Probation and Parole Supervisor
	Probation and Parole Operations Manager
	Support Services Manager-JTVCC
	Special Services Manager
	Trainer/Educator I, II, III
	Correctional Treatment Administrator-JTVCC
	Correctional Treatment Administrator-SCI
	Correctional Officer
	Correctional Security Superintendent
	Warden and Deputy Warden
<u>Department of Natural Resources and Environmental Control</u>	<u>DNREC Enforcement Officer Series</u>
Department of Safety and Homeland Security	Alcohol and Tobacco Enforcement Agent
	Alcohol and Tobacco Enforcement Regional Supervisor

1		Alcohol and Tobacco Enforcement Deputy
2		Drug Control and Enforcement Agent
3		Chief Drug Control and Enforcement Agent
4		Telecommunications Specialist Series (ERC)
5		Telecommunications Central Control Specialist
6		Series
7		Capitol Police Officer Series
8		Capitol Police Security Officer
9		Capitol Police Communications Dispatcher
10	Department of Transportation	Toll Collector
11		Toll Plaza Manager
12		Toll Corporal
13		Toll Sergeant
14		TMC EPS Technician
15		TMC Planner IV
16	Department of Agriculture	Agricultural Commodity Inspectors/Supervisor
17		Meat Inspectors/Supervisor
18		Meat and Poultry Inspector Officer
19		Food Products Inspection Administrator
20	Fire Prevention Commission	Training Administrator I

21 (3) During the fiscal year ending June 30, ~~2017~~ 2018, the Director of the Office of Management and
22 Budget and the Controller General may designate other appropriate classes or groups of
23 employees to work and be paid according to a standard work week of 40 hours. Such designation
24 shall be based upon the operational necessity of agencies to require employees to regularly and
25 consistently work in excess of 37.5 hours per week and upon the availability of any required
26 funding.

1 (4) To the extent or where an employee is covered by an existing collective bargaining agreement
2 pursuant to 19 Del. C. § 1311A, the provisions contained within said agreement pertaining to
3 compensation shall apply.

4 (b) SELECTIVE MARKET VARIATIONS.

5 Recognizing the need for flexibility to respond to critical external market pressures, selective market
6 variations are permitted to the uniform pay plan structure for job classes that are key to the performance of state
7 functions.

8 (1) The appointing authority shall identify job classes or job families to be considered for selective
9 market variations according to turnover rates, recruitment problems, vacancy rates, feasibility for
10 the work to be performed on a contractual basis and other criteria established by the Director of
11 the Office of Management and Budget.

12 (2) Upon receipt of the identified classes, the Director of the Office of Management and Budget shall
13 survey the appropriate labor market to determine the State's position in this labor market.

14 (3) The Director of the Office of Management and Budget and the Controller General shall review the
15 information provided in Sections 8(b)(1) and (2) and shall recommend approval or disapproval for
16 the classes for selective market compensation variations.

17 (4) Any such selective market variations that the Director of the Office of Management and Budget
18 and the Controller General have determined to be warranted and have been approved by the Joint
19 Finance Committee shall be designated to become effective July 1, ~~2016~~ 2017, provided that such
20 variations have been processed as part of the regular budgetary process and the funds for such
21 changes shall be appropriated.

22 (5) The Director of the Office of Management and Budget and the Controller General shall establish
23 criteria to allow for selective market variations to be effective January 1, ~~2017~~ 2018. An
24 appointing authority may apply for selective market variation for January 1, ~~2017~~ 2018, for job
25 classes or job families that are experiencing severe recruitment and retention issues. Funds must
26 be available within the agency budget to fund the selective market variation until such time as the
27 General Assembly appropriates the necessary funds.

1 (6) Upon approval, the minimum, midpoint and maximum salary values shall be raised according to
2 the results of the labor market surveys for the job class. For the purposes of this section, the
3 minimum value of the salary scale shall remain at 75 percent of midpoint and the maximum value
4 shall remain at 125 percent unless the minimum value under the selective market range for a class
5 is less than the minimum value of the Merit System pay range. The minimum for the class on
6 selective market shall be no less than the Merit System pay range minimum value. No further
7 increases shall be applied to the scale and/or the midpoints.

8 (7) Employees assigned to job classifications approved under the Selective Market Variation program
9 shall have their salaries adjusted in accordance with the following:

10 (i) The salary of employees in positions added to the Selective Market Variation program on
11 or after July 1, ~~2016~~ 2017, whose salary is in effect as of June 30, ~~2016~~ 2017, is below
12 the adjusted minimum salary for the assigned job classification shall be increased to the
13 adjusted minimum salary or an advanced starting salary recommended by the Director of
14 the Office of Management and Budget. If such an increase does not yield at least a 5
15 percent increase, the salary will be further adjusted to yield a total increase of 5 percent.

16 (ii) The salary of employees in positions added to the Selective Market Variation program on
17 or before June 30, ~~2016~~ 2017, whose salary in effect as of June 30, ~~2016~~ 2017, is below
18 the adjusted minimum salary for the assigned job classification shall be increased to the
19 adjusted minimum salary or an advanced starting salary recommended by the Director of
20 the Office of Management and Budget. The salary of employees whose current salary
21 falls within the adjusted salary range shall not be increased.

22 (8) ~~Effective October 1, 2016, Selective Market Variation pay ranges shall increase by 1.5 percent.~~
23 All classes assigned to Selective Market Variation shall have their Selective Market Variation pay
24 ranges remain the same as Fiscal Year 2017 amounts. All classes shall remain on Selective Market
25 until the selective market ranges meet the Merit pay plan ranges or until such time as the classes
26 become covered by a collective bargaining agreement pursuant to the provisions of 19 Del. C. §
27 1311A.

1 (9) Effective July 1, ~~2016~~ 2017, the shift differential rates paid to registered nurses in accordance with
2 the provisions of Merit Rule 4.15 shall reflect the salary scale in effect for the current fiscal year
3 or that which is superseded by a collective bargaining agreement pursuant to the provisions of 19
4 Del. C. § 1311A.

5 (c) SALARIES FOR FISCAL YEAR ~~2017~~ 2018.

6 ~~(1) The amount appropriated by Section 1 of this Act for salaries provides salary adjustments for~~
7 ~~departments 01 through 77 and Delaware Technical Community College Plan B as follows:~~

8 (i) ~~Effective October 1, 2016, the salary of each employee shall be increased by 1.5 percent~~
9 ~~or \$750.00, whichever is greater.~~

10 (ii) ~~The salary of employees which, after the application of the general increase in Section 8~~
11 ~~(c)(1)(i), is below the minimum salary of the assigned pay grade of the pay plan shall be~~
12 ~~raised to the minimum salary.~~

13 (iii) ~~Salaries of employees employed in accordance with 29 Del. C. § 5903(17) shall be~~
14 ~~excluded from subsection (c)(1)(i) of this Section and may receive a salary increase at the~~
15 ~~discretion of the agency.~~

16 (2) (i) ~~The provisions of subsection (c) of this section shall not apply to the employees of the~~
17 ~~General Assembly House or the General Assembly Senate. Salaries for those employees~~
18 ~~will be established by the Speaker of the House of Representatives and the President Pro~~
19 ~~tempore of the Senate, respectively.~~

20 (ii) ~~The provisions of subsection (c) of this section shall not apply to the Governor,~~
21 ~~Uniformed State Police, all full time and regular part time non merit~~
22 ~~Telecommunications Specialists, Senior Telecommunications Central Control Specialists~~
23 ~~and Telecommunications Central Control Shift Supervisors employed in the~~
24 ~~Communications Section of the Division of State Police in the Department of Safety and~~
25 ~~Homeland Security, non-uniformed support staff within the Delaware State Police~~
26 ~~covered under the Communication Workers of America, employees covered by collective~~
27 ~~bargaining agreements under 19 Del. C. § 1311A(b), employees of the Department of~~
28 ~~Technology and Information, employees of the University of Delaware, Delaware State~~

1 University and members and employees of the Delaware National Guard, excluding the
2 Adjutant General. Funds have been appropriated in Section 1 of this Act for Delaware
3 State University and for the University of Delaware to provide for a 1.5 percent increase
4 in salaries paid from the General Fund.

5 ~~(iii) Any Merit System employee who is denied the salary increase referred to in Section~~
6 ~~8(c)(1)(i) due to an unsatisfactory performance rating in accordance with Merit Rule 13.3~~
7 ~~shall become eligible for the salary increase upon meeting job requirements as defined by~~
8 ~~their supervisor, but the salary increase will not be retroactive.~~

9 ~~(3)(1)~~ The amount appropriated by Section 1 of this Act for salaries provides for:

10 (i) Statutory step increases for eligible district teachers and staff as provided in 14 Del. C. c.
11 13, except for service and instructional paraprofessionals in 14 Del. C. § 1324. All
12 statutory step and funding for step increases for Department of Education employees,
13 with the exception of teachers and instructional staff for the Prison Education and Driver
14 Education programs, as provided for in 14 Del. C. § 1305(a), (b) and (d) and § 1321(a)
15 shall be suspended for Fiscal Year ~~2017~~ 2018.

16 (ii) Statutory step increases for Delaware Technical Community College plans A and D as
17 provided in Title 14.

18 (iii) In Fiscal Year ~~2017~~ 2018, the Department of Natural Resources and Environmental
19 Control Enforcement competency-based salary matrix amounts will ~~increase by 1.5~~
20 ~~percent effective October 1, 2016. Employees who are paid according to this matrix shall~~
21 ~~have their salaries increased by 1.5 percent effective October 1, 2016~~ remain the same as
22 Fiscal Year 2017. Salary matrix increases within pay grades will not continue.

23 (iv) In Fiscal Year ~~2017~~ 2018, the Office of the Attorney General and the Office of Defense
24 Services salary matrix amounts will ~~increase by 1.5 percent effective October 1, 2016.~~
25 ~~Employees who are paid according to this matrix shall have their salaries increased by~~
26 ~~1.5 percent effective October 1, 2016~~ remain the same as Fiscal Year 2017. Salary matrix
27 increases within pay grades will not continue.

- 1 (v) In Fiscal Year ~~2017~~ 2018, the Capital Police Officer salary matrix amounts will ~~increase~~
2 ~~by 1.5 percent effective October 1, 2016. Employees who are paid according to this~~
3 ~~matrix shall have their salaries increased by 1.5 percent effective October 1, 2016~~ remain
4 the same as Fiscal Year 2017. Salary matrix increases within pay grades will not
5 continue.
- 6 (vi) In Fiscal Year ~~2017~~ 2018, the Alcohol and Tobacco Enforcement salary matrix amounts
7 will ~~increase by 1.5 percent effective October 1, 2016. Employees who are paid~~
8 ~~according to this matrix shall have their salaries increased by 1.5 percent effective~~
9 ~~October 1, 2016~~ remain the same as Fiscal Year 2017. Salary matrix increases within pay
10 grades will not continue.
- 11 (vii) In Fiscal Year ~~2017~~ 2018, the Probation and Parole salary matrix amounts will ~~increase~~
12 ~~by 1.5 percent effective October 1, 2016. Employees who are paid according to this~~
13 ~~matrix shall have their salaries increased by 1.5 percent effective October 1, 2016~~ remain
14 the same as Fiscal Year 2017. Salary matrix increases within pay grades will not
15 continue.
- 16 (viii) In Fiscal Year 2018, the Licensed Practical Nurse and Registered Nurse salary matrix
17 amounts will remain the same as Fiscal Year 2017. Salary matrix increases within pay
18 grades will not continue.
- 19 (ix) In Fiscal Year 2018, salary matrices not contained in Section 8 (c)(1) of this act will
20 remain the same as Fiscal Year 2017. Salary matrix increases within pay grades will not
21 continue.
- 22 (~~viii~~ x) Negotiated, collective bargaining increases for uniformed members of the Delaware State
23 Police and full-time and regular part-time non-Merit Telecommunications Specialists,
24 Senior Telecommunications Specialists, Telecommunication Shift Supervisors,
25 Telecommunication Central Control Specialists, Senior Telecommunications Central
26 Control Specialists and Telecommunications Central Control Shift Supervisors employed
27 in the Communications Section of the Division of State Police in the Department of
28 Safety and Homeland Security, non-uniformed support staff within the Delaware State

1 Police covered under the Communication Workers of America and employees covered by
2 collective bargaining agreements under 19 Del. C. § 1311A(b).

3 (~~ix~~ xi) Delaware National Guard employees to be paid consistent with the federal salary plan.

4 (d) MAINTENANCE REVIEWS.

5 (1) Any such reclassifications/regrades that the Director of the Office of Management and Budget
6 determines to be warranted as a result of the classification maintenance reviews regularly
7 scheduled by the Office of Management and Budget shall be designated to become effective July
8 1, ~~2016~~ 2017, provided that such reclassifications/regrades have been processed as part of the
9 regular budgetary process and the funds for such reclassifications/regrades have been
10 appropriated. Maintenance review classification determinations may be appealed to the Merit
11 Employee Relations Board in accordance with 29 Del. C. § 5915. Pay grade determinations shall
12 not be appealed.

13 (2) Any such title changes that the Director of the Office of Management and Budget determines to be
14 warranted as a result of a consolidation review shall be implemented as they are completed with
15 the concurrence of the Controller General. A consolidation review is for the specific purpose of
16 combining current class titles and class specifications that are in the same occupational area and
17 require sufficiently similar knowledge, skills, abilities and minimum qualifications. A
18 consolidation review will not impact the current levels of work and corresponding pay grades in a
19 class series. It will only affect the current title assigned to positions; the corresponding class
20 specification, levels of work and minimum qualifications will be written general in nature rather
21 than agency or program specific.

22 (e) CRITICAL RECLASSIFICATIONS.

23 The classification of any position whose salary is covered by the appropriations in Section 1 of this Act
24 may be changed to be effective January 1, ~~2017~~ 2018, or July 1, ~~2017~~ 2018, if the requested change is certified
25 critical by the appointing authority and is approved by the Director of the Office of Management and Budget and the
26 Controller General prior to the effective date. Critical reclassification requests and pay grade determinations shall
27 not be appealed to the Merit Employee Relations Board.

28 (f) OTHER RECLASSIFICATIONS.

1 Other than those reclassifications/regrades approved in accordance with Section 8(d) or 8(e), no position
2 shall be reclassified or regraded during the fiscal year ending June 30, ~~2017~~ 2018.

3 (g) STATE AGENCY TEACHERS AND ADMINISTRATORS.

4 Teachers and administrators employed by state agencies and who are paid based on the Basic Schedule
5 contained in 14 Del. C. § 1305, as amended by this Act, shall receive as a salary an amount equal to the index value
6 specified in the appropriate training and experience cell multiplied by the base salary amount defined in 14 Del. C. §
7 1305(b), divided by 0.7 for 10 months employment. If employed on an 11 or 12 month basis, the 10 month amount
8 shall be multiplied by 1.1 or 1.2, respectively. In addition to the above calculation, teachers and administrators
9 qualifying for professional development clusters in accordance with 14 Del. C. § 1305(l) shall receive an additional
10 amount equal to the approved cluster percentage multiplied by the base salary amount defined in 14 Del. C. §
11 1305(b). This calculation shall not be increased for 11 or 12 month employment. The percentage shall only be
12 applied to the base 10 month salary for 10, 11 and 12 month employees. In accordance with 14 Del. C. § 1305(p),
13 the cluster percentage is capped at 15 percent. The provisions of this subsection shall not apply to those Merit
14 System employees who are covered by a collective bargaining agreement which has met all provisions of 19 Del. C.
15 § 1311A.

16 (h) ADMINISTRATIVE REGULATIONS.

- 17 (1) The administrative regulations and procedures necessary to implement this section shall be
18 promulgated by the Director of the Office of Management and Budget and the Controller General.
- 19 (2) Consistent with Chapter 13 of the Merit Rules, all state agencies shall implement the performance
20 review prescribed by the Office of Management and Budget after applicable training by the Office
21 of Management and Budget. A performance review shall be completed for employees between
22 January 1 and December 31, ~~2017~~ 2018.
- 23 (3) Employees who retain salary upon voluntary demotion in accordance with Merit Rule 4.7 shall be
24 ineligible for a promotional increase upon promotion to a pay grade lower than or equal to their
25 original pay grade prior to voluntary demotion for a one-year period from the date of their
26 voluntary demotion.

27 (i) HOLIDAY PAY - DEPARTMENT OF TRANSPORTATION TOLL COLLECTION AND
28 TRANSPORTATION MANAGEMENT CENTER EMPLOYEES.

1 Merit Rule 4.14 notwithstanding, all Department of Transportation employees directly engaged in toll
2 collection operations, or directly engaged in the Transportation Management Center's 24-hour operation, shall be
3 entitled to receive compensation at their normal rate of pay for holidays in lieu of compensatory time, and they shall
4 also be entitled to receive compensation in accordance with the Fair Labor Standards Act. To the extent or where an
5 employee is covered by a collective bargaining agreement pursuant to 19 Del. C. § 1311A, the terms and conditions
6 in said agreement shall supersede this subsection.

7 (j) OVERTIME.

8 (1) Merit Rule Chapter 4 notwithstanding, overtime at the rate of time and one-half will commence
9 after the employee has accrued 40 compensable hours that week. This Act makes no appropriation,
10 nor shall any subsequent appropriation or payment be made during the fiscal year, for overtime
11 compensation based on hours worked during prior fiscal years that did not comply with Section
12 8(j) of the Fiscal Year 2010 Appropriations Act.

13 (2) FLSA exempt employees of the Department of Technology and Information and Department of
14 Education, with the exception of school district employees and teachers, must receive approval by
15 the Director of the Office of Management and Budget to be paid for overtime services.

16 (3) To the extent or where an employee is covered by a collective bargaining agreement pursuant to
17 19 Del. C. § 1311A, the terms and conditions in said agreement shall supersede this subsection.

18 (i) Department of Transportation personnel responding to weather-related emergencies and
19 who are not subject to the Fair Labor Standards Act shall be entitled to receive
20 compensation at one-and-one-half times their normal rate of pay for all overtime services
21 performed beyond 40 hours per week. This shall apply to employees classified through
22 the Area Supervisor II level and only the District Maintenance Superintendent ~~position~~
23 classification. All ~~additional~~ other personnel assigned to assist the area yards during
24 weather-related emergencies and who are above the level of Area Supervisor II shall be
25 entitled to receive compensation at their straight time rate of pay for all overtime services
26 performed beyond the normal work week.

27 (ii) Office of Management and Budget, Facilities Management and Department of Health and
28 Social Services, Management Services personnel who respond to weather-related

1 emergencies and who are not covered under the Fair Labor Standards Act shall be
2 entitled to receive compensation at their straight time rate of pay for all overtime services
3 beyond the standard work week. The method of compensation is subject to the
4 availability of funds and/or the operational needs of the respective department.

5 (iii) Delaware Emergency Management Agency personnel responding to emergencies or
6 working at the State Emergency Operations Center, personnel working for the State
7 Health Operations Center (SHOC) and state employees activated by SHOC, during
8 activation for weather, technological, health or terrorist-related incidents, who are not
9 covered by the Fair Labor Standards Act, shall be entitled to receive compensation at
10 their normal rate of pay for all overtime services beyond the standard work week. ~~This~~
11 ~~shall be in effect only when there is a Declared State of Emergency by the Governor, the~~
12 ~~State receives a presidential Disaster Declaration and federal funds are made available to~~
13 ~~compensate for the overtime worked.~~ The agency will track the actual hours worked, by
14 incumbent, by event and submit an annual report to the Office of Management and
15 Budget by August 1, 2018.

16 (iv) Department of Natural Resources and Environmental Control personnel who are
17 activated for weather and/or public health related incidents and who are not covered by
18 the Fair Labor Standards Act, shall be entitled to receive compensation at their normal
19 rate of pay for all overtime services beyond the standard work week. The method of
20 compensation is subject to the availability of funds and/or the operational needs of the
21 department.

22 (k) CALL BACK PAY - HIGHWAY EMERGENCY RESPONSE TEAM.

23 Merit Rule 4.16 notwithstanding, employees designated as Highway Emergency Response Team members
24 shall be eligible for call back pay regardless of their classification. To the extent or where an employee is covered by
25 a collective bargaining agreement pursuant to 19 Del. C. § 1311A, the terms and conditions in said agreement shall
26 supersede this subsection.

1 (l) STANDBY PAY - HIGHWAY EMERGENCY RESPONSE TEAM.

2 Merit Rule 4.17 notwithstanding, employees designated as Highway Emergency Response Team members
3 shall be eligible for standby pay regardless of their classification. To the extent or where an employee is covered by
4 a collective bargaining agreement pursuant to 19 Del. C. § 1311A, the terms and conditions in said agreement shall
5 supersede this subsection.

6 (m) SALARY PLAN - PUBLIC EDUCATION.

7 Salary schedules and staffing formulas contained in 14 Del. C. c. 13 shall be revised as specified in this
8 subsection.

9 (1) Each school district shall continue to use salary schedules not less than those in 14 Del. C. § 1322,
10 for all school lunch employees.

11 (2) Effective July 1, 2006, the State shall pay 73 percent of the annual salary rate for school lunch
12 employees as set forth in the salary schedules in 14 Del. C. § 1322(a) and (b), and 62 percent of
13 salary rate for school lunch employees as set forth in the salary schedule 14 Del. C. § 1322(c).

14 The remaining percentage of the hourly salary rate for school lunch employees shall be paid from
15 local funds. The State shall pay other employment costs for school lunch employees at the ratio of
16 state supported salaries to total salaries, provided for by this section, for school lunch employees.

17 (3) No provision in this Act shall be construed as affecting the eligibility of school lunch employees
18 as an employee under 29 Del. C. § 5501.

19 (4) Section 1 of this Act provides an amount for salaries and other employment costs for Formula
20 Employees in Public Education. Additional amounts are included in Block Grants and Other Pass
21 Through Programs (95-03-00). Local school districts must charge payroll for local share salary
22 supplements and other employment costs and fringe benefits simultaneously with state-share
23 charges. The amount of salary and other employment costs that can be charged to state
24 appropriations for any one-day period or for any one individual cannot exceed the amount the
25 individual is entitled to receive based on the state salary schedules provided by this Act and 14
26 Del. C. c. 13, divided by the number of pays the individual has chosen to schedule per year. The
27 provisions of this section do not apply to Division III - Equalization (appropriation 05186), which
28 may be charged for local contractual obligations before local current operating funds are used.

1 (5) Salary schedules and staffing formulas contained in 14 Del. C. c. 13, shall be revised as specified
2 in this subsection and be effective as of ~~October 1, 2016~~ July 1, 2017.

3 (i) Amend 14 Del C. § 1305(b) by making deletions as shown by strikethrough and
4 insertions as shown by underline as follows:

5 § 1305 Basic salary schedule for teachers, nurses, principals, superintendents, and other
6 administrative and supervisory employees.

7 (b) The base salary amount for this section, from ~~October 1, 2016~~ July 1, 2017,
8 through June 30, ~~2017~~ 2018, shall be \$28,706. The Bachelor's Degree, 0-year
9 experience point on the index is defined as the base and has an index value of
10 1.000. This amount is intended to be the equivalent of 70 percent of a
11 recommended average total competitive starting salary. All other salary amounts
12 shall be determined by multiplying the base salary amount by the index value that
13 corresponds with the appropriate training and experience cell, and then rounding to
14 the nearest whole dollar.

1

(ii) Salary schedules contained in 14 Del. C. § 1305(a) shall remain as follows:

2	Step	No	Bach.	Bach.	Bach.	Mast.	Mast.	Mast.	Mast.	Doctor's	Yrs
3		Degree	Degree	Degree	Degree	Degree	Degree	Degree	Degree	Degree	Of
4				Plus 15	Plus 30		Plus 15	Plus 30	Plus 45		Exp.
5				Grad	Grad		Grad	Grad	Grad		
6				Credits	Credits		Credits	Credits	Credits		
7	1	0.96171	1.00000	1.03829	1.07662	1.13408	1.17241	1.21071	1.24911	1.28744	0
8	2	0.97122	1.00962	1.04795	1.08624	1.14370	1.18203	1.22032	1.25865	1.29695	1
9	3	0.97985	1.01916	1.05746	1.09579	1.15325	1.19154	1.22987	1.26827	1.30657	2
10	4	1.01436	1.05265	1.09098	1.12938	1.18684	1.22513	1.26346	1.30176	1.34009	3
11	5	1.04314	1.07857	1.11308	1.14851	1.20021	1.23468	1.27778	1.31611	1.35441	4
12	6	1.07857	1.11308	1.14851	1.18302	1.23468	1.27015	1.30462	1.34009	1.37456	5
13	7	1.11308	1.14851	1.18302	1.21750	1.27015	1.30462	1.34009	1.37456	1.40904	6
14	8	1.14851	1.18302	1.21750	1.25296	1.30462	1.34009	1.37456	1.40904	1.44450	7
15	9	1.18302	1.21750	1.25296	1.28744	1.39185	1.42633	1.46169	1.49627	1.53163	8
16	10	1.21750	1.25296	1.28744	1.32191	1.42633	1.46169	1.49627	1.53163	1.56610	9
17	11	1.25296	1.28949	1.32191	1.35738	1.46169	1.49627	1.53163	1.56610	1.60069	10
18	12			1.35738	1.39185	1.49627	1.53163	1.56610	1.60069	1.63605	11
19	13			1.39380	1.42633	1.53163	1.56610	1.60069	1.63605	1.67052	12
20	14				1.46169	1.56610	1.60069	1.63605	1.67052	1.70500	13
21	15				1.49793	1.60069	1.63605	1.67052	1.70500	1.74046	14
22	16					1.63605	1.67222	1.70500	1.74046	1.77494	15
23	17							1.74018	1.77671	1.81012	16

1 (iii) ~~Amend 14 Del. C. § 1308(a) by making deletions as shown by strikethrough and~~
 2 ~~insertions as shown by underline~~ Salary schedules contained in 14 Del. C. § 1308(a)
 3 shall remain as follows:

4	Step	Clerk*	Secretary*	Senior Secretary*	Financial Secretary*	Administrative Secretary*	Years of Experience
6	1	16,913	18,483	19,335	19,806	20,587	0
7	2	17,487	19,056	19,864	20,339	21,127	1
8	3	18,058	19,584	20,396	20,872	21,667	2
9	4	18,633	20,112	20,925	21,404	22,206	3
10	5	19,170	20,639	21,455	21,937	22,809	4
11	6	19,678	21,168	21,986	22,495	23,417	5
12	7	20,184	21,695	22,547	23,097	24,029	6
13	8	20,690	22,221	23,147	23,698	24,637	7
14	9	21,199	22,812	23,745	24,299	25,248	8
15	10	21,706	23,408	24,343	24,900	25,856	9
16	11	22,213	24,003	24,940	25,504	26,466	10
17	12	22,780	24,598	25,537	26,105	27,074	11
18	13	23,352	25,193	26,136	26,704	27,684	12
19	14	23,925	25,789	26,735	27,307	28,293	13
20	15	24,497	26,385	27,331	27,910	28,901	14
21	16	25,070	26,982	27,930	28,508	29,514	15
22	17	25,643	27,575	28,529	29,109	30,123	16
23	18	26,217	28,172	29,128	29,712	30,730	17
24	19	26,788	28,766	29,726	30,311	31,340	18
25	20	27,361	29,363	30,323	30,916	31,950	19
26	21	27,931	29,957	30,921	31,517	32,558	20
27	22	28,517	30,566	31,532	32,131	33,181	21
28	23	29,118	31,189	32,157	32,758	33,817	22
29	24	29,733	31,826	32,795	33,398	34,468	23
30	25	30,361	32,474	33,448	34,052	35,132	24

31 * Annual Salary in Whole Dollars.

1 (iv) ~~Amend 14 Del. C § 1311(a) by making deletions as shown by strikethrough and~~
 2 ~~insertions as shown by underline~~ Salary schedules contained in 14 Del. C. § 1311(a) shall remain as
 3 follows:

4	Step	Custodian*	Custodian	Chief	Chief	Maintenance	Skilled	Yrs of
5			Firefighter*	Custodian 5	Custodian 6	Mechanic*	Craftsperson*	Exp.
6				Or Fewer	Or More			
7				Custodians*	Custodians*			
8	1	20,001	20,532	20,803	21,870	22,366	22,837	0
9	2	20,402	20,934	21,204	22,272	22,868	23,443	1
10	3	20,803	21,335	21,605	22,689	23,396	24,044	2
11	4	21,203	21,737	22,004	23,140	23,917	24,645	3
12	5	21,605	22,136	22,408	23,594	24,375	25,249	4
13	6	22,004	22,535	22,839	24,048	24,966	25,851	5
14	7	22,408	22,991	23,293	24,495	25,492	26,452	6
15	8	22,839	23,445	23,743	24,946	26,016	27,054	7
16	9	23,293	23,894	24,195	25,399	26,541	27,657	8
17	10	23,743	24,346	24,645	25,851	27,063	28,260	9
18	11	24,195	24,797	25,098	26,302	27,590	28,861	10
19	12	24,645	25,252	25,552	26,751	28,114	29,465	11
20	13	25,106	25,717	26,015	27,209	28,650	30,083	12
21	14	25,577	26,192	26,491	27,677	29,198	30,716	13
22	15	26,058	26,678	26,978	28,153	29,756	31,364	14
23	16	26,548	27,171	27,473	28,638	30,326	32,025	15

24 * Annual Salary in Whole Dollars.

1 (v) ~~Amend 14 Del. C. § 1322(a) by making deletions as shown by strikethrough and~~
 2 ~~insertions as shown by underline~~ Salary schedules contained in 14 Del. C. § 1322(a) shall
 3 remain as follows:

4 SCHOOL FOOD SERVICE MANAGERS*

5 Number of Pupils in School Served by Cafeteria

6 Step	7 Below 351	351-500	501-800	801-1200	1201-1600	1601-2000	2000+	Yrs. of Exp.
8 1	18,668	19,645	20,620	21,592	22,552	23,733	24,319	0
9 2	19,156	20,129	21,108	22,080	22,991	23,877	24,762	1
10 3	19,645	20,620	21,592	22,552	23,434	24,319	25,204	2
11 4	20,129	21,108	22,080	22,991	23,877	24,762	25,647	3
12 5	20,620	21,592	22,552	23,454	24,319	25,204	26,089	4
13 6	21,108	22,080	22,991	23,877	24,762	25,647	26,532	5
14 7	21,592	22,552	23,434	24,319	25,204	26,089	27,012	6
15 8	22,080	22,991	23,877	24,762	25,647	26,532	27,501	7
16 9	22,552	23,434	24,319	25,204	26,089	27,012	27,991	8
17 10	22,991	23,877	24,762	25,647	26,532	27,501	28,479	9
18 11	23,434	24,319	25,204	26,089	27,012	27,991	28,963	10
19 12	23,877	24,762	25,647	26,532	27,501	28,479	29,450	11
20 13	24,319	25,204	26,089	27,012	27,991	28,963	29,941	12
21 14	24,762	25,647	26,532	27,501	28,479	29,450	30,427	13
22 15	25,204	26,089	27,012	27,991	28,963	29,941	30,920	14
23 16	25,647	26,532	27,501	28,479	29,450	30,427	31,410	15
24 17	26,101	27,028	27,999	28,976	29,949	30,924	31,908	16
25 18	26,566	27,540	28,509	29,483	30,459	31,429	32,417	17
26 19	27,041	28,064	29,029	30,000	30,978	31,943	32,934	18
27 20	27,523	28,599	29,558	30,526	31,507	32,466	33,459	19

28 * Annual Salary in Whole Dollars.

1 (vi) ~~Amend 14 Del. C. § 1322(c) by making deletions as shown by strikethrough and~~
 2 ~~insertions as shown by underline~~ Salary schedules contained in 14 Del. C. § 1322(c) shall
 3 remain as follows:

4 SCHOOL LUNCH COOKS AND GENERAL WORKERS

5	Step	General	Cook/Baker	Years of Experience
6		Worker		
7	1	11.94	12.79	0
8	2	12.08	12.91	1
9	3	12.24	13.04	2
10	4	12.33	13.15	3
11	5	12.45	13.29	4
12	6	12.64	13.47	5
13	7	12.78	13.57	6
14	8	12.88	13.67	7
15	9	12.96	13.77	8
16	10	13.06	13.90	9
17	11	13.18	14.05	10
18	12	13.38	14.18	11
19	13	13.50	14.32	12
20	14	13.64	14.45	13
21	15	13.77	14.55	14
22	16	13.90	14.72	15
23	17	14.06	14.88	16
24	18	14.20	14.98	17
25	19	14.35	15.07	18
26	20	14.51	15.19	19
27	21	14.67	15.29	20
28	22	14.82	15.40	21

1 (vii) Amend 14 Del. C. § 1324(a) by making deletions as shown by strikethrough and
2 insertions as shown by underline as follows:

3 § 1324 Salary schedule for paraprofessionals.

4 (a) Each service and instructional paraprofessional actually working and paid 10
5 months per year, whose experience steps shall be suspended for Fiscal Year 2018,
6 ~~shall receive annual salaries~~ be paid in accordance with the following schedule:

7 Step	8 Service	9 Instructional	10 Years of
	11 Paraprofessionals*	12 Paraprofessionals*	13 Experience
14 1	15 20,187	16 23,030	17 0
18 2	21,048	24,018	1
3	21,947	25,049	2
4	22,886	26,125	3
5	23,866	27,249	4
6	24,890	28,422	5
7	25,959	29,649	6
8	27,077	30,929	7
9	28,243	32,265	8
10	29,460	33,661	9

19 * Annual Salary in Whole Dollars

1 (viii) Amend 14 Del. C. § 1324(e) and (f) by making deletions as shown by strikethrough and
2 insertions as shown by underline as follows:

3 § 1324 Salary Schedule for paraprofessionals.

4 (e) The following shall apply to individuals paid in accordance with this schedule who
5 were employed by a school board in Delaware on June 30, 2012:

6 (1) An instructional paraprofessional who was paid in accordance with step 1 or 2
7 for the fiscal year ending June 30, 2012, shall be paid at step 1 under the schedule
8 contained herein for the fiscal year ending June 30, 2013, and shall earn an
9 experience step in subsequent fiscal years. Experience steps shall be suspended for
10 Fiscal Year 2018.

11 (2) An instructional paraprofessional who was paid in accordance with step 3 or 4
12 for the fiscal year ending June 30, 2012, shall be paid at step 2 under the schedule
13 contained herein for the fiscal year ending June 30, 2013, and shall earn an
14 experience step in subsequent fiscal years. Experience steps shall be suspended for
15 Fiscal Year 2018.

16 (3) An instructional paraprofessional who was paid in accordance with step 5 or 6
17 for the fiscal year ending June 30, 2012, shall be paid at step 3 under the schedule
18 contained herein for the fiscal year ending June 30, 2013, and shall earn an
19 experience step in subsequent fiscal years. Experience steps shall be suspended for
20 Fiscal Year 2018.

21 (4) An instructional paraprofessional who was paid in accordance with step 7 or 8
22 for the fiscal year ending June 30, 2012, shall be paid at step 4 under the schedule
23 contained herein for the fiscal year ending June 30, 2013, and shall earn an
24 experience step in subsequent fiscal years. Experience steps shall be suspended for
25 Fiscal Year 2018.

26 (5) An instructional paraprofessional who was paid in accordance with step 9, 10
27 or 11 for the fiscal year ending June 30, 2012, shall be paid at step 5 under the
28 schedule contained herein for the fiscal year ending June 30, 2013, and shall earn

1 an experience step in subsequent fiscal years. Experience steps shall be suspended
2 for Fiscal Year 2018.

3 (6) An instructional paraprofessional who was paid in accordance with step 12, 13
4 or 14 for the fiscal year ending June 30, 2012, shall be paid at step 6 under the
5 schedule contained herein for the fiscal year ending June 30, 2013, and shall earn
6 an experience step in subsequent fiscal years. Experience steps shall be suspended
7 for Fiscal Year 2018.

8 (7) An instructional paraprofessional who was paid in accordance with step 15, 16
9 or 17 for the fiscal year ending June 30, 2012, shall be paid at step 7 under the
10 schedule contained herein for the fiscal year ending June 30, 2013, and shall earn
11 an experience step in subsequent fiscal years. Experience steps shall be suspended
12 for Fiscal Year 2018.

13 (8) An instructional paraprofessional who was paid in accordance with step 18, 19
14 or 20 for the fiscal year ending June 30, 2012, shall be paid at step 8 under the
15 schedule contained herein for the fiscal year ending June 30, 2013, and shall earn
16 an experience step in subsequent fiscal years. Experience steps shall be suspended
17 for Fiscal Year 2018.

18 (9) An instructional paraprofessional who was paid in accordance with step 21, 22
19 or 23 for the fiscal year ending June 30, 2012, shall be paid at step 9 under the
20 schedule contained herein for the fiscal year ending June 30, 2013, and shall earn
21 an experience step in subsequent fiscal years. Experience steps shall be suspended
22 for Fiscal Year 2018.

23 (10) An instructional paraprofessional who was paid in accordance with step 24,
24 25 or 26 for the fiscal year ending June 30, 2012, shall be paid at step 10 under the
25 schedule contained herein for the fiscal year ending June 30, 2013, and shall earn
26 an experience step in subsequent fiscal years. Experience steps shall be suspended
27 for Fiscal Year 2018.

1 (f) The following shall apply to individuals paid in accordance with this schedule who
2 were employed by a school board in Delaware on June 30, 2012:

3 (1) A service paraprofessional who was paid in accordance with step 1 or 2 for the
4 fiscal year ending June 30, 2012, shall be paid at step 1 under the schedule
5 contained herein for the fiscal year ending June 30, 2013, and shall earn an
6 experience step in subsequent fiscal years. Experience steps shall be suspended for
7 Fiscal Year 2018.

8 (2) A service paraprofessional who was paid in accordance with step 3 or 4 for the
9 fiscal year ending June 30, 2012, shall be paid at step 2 under the schedule
10 contained herein for the fiscal year ending June 30, 2013, and shall earn an
11 experience step in subsequent fiscal years. Experience steps shall be suspended for
12 Fiscal Year 2018.

13 (3) A service paraprofessional who was paid in accordance with step 5, 6 or 7 for
14 the fiscal year ending June 30, 2012, shall be paid at step 3 under the schedule
15 contained herein for the fiscal year ending June 30, 2013, and shall earn an
16 experience step in subsequent fiscal years. Experience steps shall be suspended for
17 Fiscal Year 2018.

18 (4) A service paraprofessional who was paid in accordance with step 8 or 9 for the
19 fiscal year ending June 30, 2012, shall be paid at step 4 under the schedule
20 contained herein for the fiscal year ending June 30, 2013, and shall earn an
21 experience step in subsequent fiscal years. Experience steps shall be suspended for
22 Fiscal Year 2018.

23 (5) A service paraprofessional who was paid in accordance with step 10, 11 or 12
24 for the fiscal year ending June 30, 2012, shall be paid at step 5 under the schedule
25 contained herein for the fiscal year ending June 30, 2013, and shall earn an
26 experience step in subsequent fiscal years. Experience steps shall be suspended for
27 Fiscal Year 2018.

1 (6) A service paraprofessional who was paid in accordance with step 13 or 14 for
2 the fiscal year ending June 30, 2012, shall be paid at step 6 under the schedule
3 contained herein for the fiscal year ending June 30, 2013, and shall earn an
4 experience step in subsequent fiscal years. Experience steps shall be suspended for
5 Fiscal Year 2018.

6 (7) A service paraprofessional who was paid in accordance with step 15, 16 or 17
7 for the fiscal year ending June 30, 2012, shall be paid at step 7 under the schedule
8 contained herein for the fiscal year ending June 30, 2013, and shall earn an
9 experience step in subsequent fiscal years. Experience steps shall be suspended for
10 Fiscal Year 2018.

11 (8) A service paraprofessional who was paid in accordance with step 18, 19 or 20
12 for the fiscal year ending June 30, 2012, shall be paid at step 8 under the schedule
13 contained herein for the fiscal year ending June 30, 2013, and shall earn an
14 experience step in subsequent fiscal years. Experience steps shall be suspended for
15 Fiscal Year 2018.

16 (9) A service paraprofessional who was paid in accordance with step 21, 22 or 23
17 for the fiscal year ending June 30, 2012, shall be paid at step 9 under the schedule
18 contained herein for the fiscal year ending June 30, 2013, and shall earn an
19 experience step in subsequent fiscal years. Experience steps shall be suspended for
20 Fiscal Year 2018.

21 (10) A service paraprofessional who was paid in accordance with step 24, 25 or 26
22 for the fiscal year ending June 30, 2012, shall be paid at step 10 under the schedule
23 contained herein for the fiscal year ending June 30, 2013, and shall earn an
24 experience step in subsequent fiscal years. Experience steps shall be suspended for
25 Fiscal Year 2018.

26 **Section 9.** Salaries and wage rates for state employees who are not covered by the provisions of 14 Del. C.
27 c. 13, 19 Del. C. § 1311A or by the Merit System, excluding employees of the General Assembly - House or the
28 General Assembly - Senate, Uniformed State Police, all full-time and regular part-time non-Merit

1 Telecommunications Specialists, Senior Telecommunications Specialists, Telecommunication Shift Supervisors,
2 Telecommunications Central Control Specialists, Senior Telecommunications Central Control Specialists and
3 Telecommunications Central Control Shift Supervisors employed in the Communications section of the Department
4 of Safety and Homeland Security, Delaware State Police, employees of the University of Delaware, employees of
5 Delaware State University, employees of Delaware Technical Community College who are paid on the
6 Administrative Salary Plan or Faculty Plan, Plans D and A, respectively, Executive Director of the Delaware Center
7 for Educational Technology, members and employees of the Delaware National Guard and employees whose
8 salaries are governed by Section 10 of this Act, shall have the following:

9 (a) The salary of employees shall be comparable to salaries and wage rates paid from funds appropriated
10 by the State to employees with similar training and experience who serve in similar positions in the Merit System.
11 In the event that there are no similar positions in the Merit System, the Director of the Office of Management and
12 Budget shall establish an exempt position classification only for the purpose of assigning a salary or wage rate to
13 said position. On or before August 15, ~~2016~~ 2017, the Director of the Office of Management and Budget shall
14 publish a list of exempt positions and the comparable Merit System class and/or pay grade for each position. In
15 addition, such listing shall show the name of the incumbent, if the position is filled, and shall show the statutory
16 citation that authorizes the establishment of the exempt position(s). The Director of the Office of Management and
17 Budget shall provide copies of such listing to members of the Joint Finance Committee and the Controller General.
18 No exempt employee shall be hired until an approved comparability has been assigned to the position. No
19 reclassification/regrading change in pay grade comparability of a filled or vacant exempt position, or change of a
20 Merit System position to an exempt position otherwise permitted under Delaware Law shall become effective unless
21 approved by the Director of the Office of Management and Budget and the Controller General. In order to permit
22 the development of the comparability list, state agencies shall provide to the Director of the Office of Management
23 and Budget job descriptions of all exempt positions and position classification questionnaires describing the duties
24 and responsibilities of each of the positions. The certification of comparability by the Director of the Office of
25 Management and Budget shall not be withheld unreasonably. Those positions assigned on a list of comparability
26 that are assigned a comparable class and/or pay grade in the Merit System shall be paid in accordance with Sections
27 8(b) and (c) of this Act and Merit System Rules 4.4.3, 4.5, 4.6, 4.12 and 4.13.6; no other salary increases shall be
28 given to such employees unless specifically authorized in this Act.

1 (b) The salary of employees whose salary in effect as of June 30, ~~2016~~ 2017, is below the minimum salary
 2 of the assigned pay grade of the pay plan shall be raised to the minimum salary.

3 (c) Notwithstanding any other provision of the Delaware Law or this Act to the contrary, civilian
 4 employees of the Delaware National Guard shall be compensated at a salary and wage rate established by the
 5 Federal Civil Service Commission.

6 **Section 10.** (a) The salaries displayed below represent the salary effective on ~~October 1, 2016~~ July 1,
 7 2017.

8			General	All Other
9	Budget Unit	Line Item	Fund	Funds
10	(01-01-01)	Representative	45,291	
11	(01-02-01)	Senator	45,291	
12	(02-00-00)	Judicial Secretaries	50,545	
13	(02-00-00)	Judicial Secretaries to Presiding Judges	52,843	
14	(02-01-00)	Chief Justice - Supreme Court	204,148	
15	(02-01-00)	Justice - Supreme Court	195,245	
16	(02-01-00)	Judicial Secretary to the Chief Justice	53,470	
17	(02-01-00)	Supreme Court Judicial Secretary	52,843	
18	(02-02-00)	Chancellor - Court of Chancery	194,738	
19	(02-02-00)	Vice Chancellor - Court of Chancery	183,444	
20	(02-03-00)	President Judge - Superior Court	194,738	
21	(02-03-00)	Associate Judge - Superior Court	183,444	
22	(02-03-00)	Commissioner - Superior Court	113,452	
23	(02-03-00)	New Castle County Prothonotary	69,050	
24	(02-03-00)	Kent County Prothonotary	61,730	
25	(02-03-00)	Sussex County Prothonotary	61,730	
26	(02-06-00)	Chief Judge - Court of Common Pleas	192,541	
27	(02-06-00)	Judge - Court of Common Pleas	177,066	
28	(02-06-00)	Commissioner - Court of Common Pleas	109,516	
29	(02-08-00)	Chief Judge - Family Court	194,738	

1			General	All Other
2	Budget Unit	Line Item	Fund	Funds
3	(02-08-00)	Associate Judge - Family Court	183,444	
4	(02-08-00)	Commissioner - Family Court*	113,452	
5	(02-13-00)	Chief Magistrate - Justice of the Peace Court	127,816	
6	(02-13-00)	Magistrate - Justice of the Peace Court - 1st Term	74,488	
7	(02-13-00)	Magistrate - Justice of the Peace Court - 2nd Term	77,101	
8	(02-13-00)	Magistrate - Justice of the Peace Court - 3rd Term	79,507	
9	(02-13-00)	Judicial Secretary to the Chief Magistrate	50,545	
10	(02-17-00)	State Court Administrator - Office of the State Court	137,612	
11		Administrator		
12	(02-17-00)	Judicial Secretary to the State Court Administrator	52,843	
13	(02-18-00)	Public Guardian	85,697	
14	(02-18-00)	Executive Director - Child Placement Review Board	73,385	
15	(02-18-05)	Child Advocate	119,264	
16	(10-01-01)	Governor	171,000	
17	(10-02-00)	Director - Office of Management and Budget	150,088	
18	(10-02-50)	Executive Secretary - Architectural Accessibility Board	53,261	
19	(10-03-01)	Director - Delaware Economic Development Office	130,011	
20	(10-07-01)	Executive Director - Criminal Justice Council	95,715	
21	(10-07-01)	Director - Domestic Violence Coordinating Council	71,350	
22	(10-07-02)	Executive Director - DELJIS	87,663	
23	(10-08-01)	Director - Delaware State Housing Authority		121,333
24	(11-00-00)	Chief Information Officer	163,055	
25	(12-01-01)	Lieutenant Governor	80,239	
26	(12-02-01)	Auditor	110,667	
27	(12-03-01)	Insurance Commissioner		110,667
28	(12-05-01)	State Treasurer	115,582	
29	* - Family Court Commissioner positions may be funded with Special Funds.			

1			General	All Other
2	Budget Unit	Line Item	Fund	Funds
3	(15-01-01)	Attorney General	147,893	
4	(15-01-01)	Chief Deputy Attorney General	134,894	
5	(15-02-01)	Chief Defender	142,769	
6	(15-02-02)	Chief Deputy Public Defender	130,220	
7	(20-01-00)	Secretary - State	130,011	
8	(20-01-00)	Executive Director - Employment Relations Boards	92,003	
9	(20-02-00)	Director - Human Relations/Commission for Women	80,950	
10	(20-03-00)	Director - Division of Archives	80,950	
11	(20-04-00)	Public Advocate		92,003
12	(20-04-00)	Director - Public Service Commission		108,733
13	(20-04-00)	Director - Professional Regulation		99,687
14	(20-05-00)	Director - Corporations		116,314
15	(20-06-00)	Director - Historical and Cultural Affairs	95,924	
16	(20-07-00)	Director - Arts	83,166	
17	(20-08-00)	State Librarian	85,572	
18	(20-15-00)	State Banking Commissioner		113,595
19	(25-01-00)	Secretary - Finance	150,088	
20	(25-05-00)	Director - Accounting	117,620	
21	(25-06-00)	Director - Revenue	126,980	
22	(25-07-00)	Director - State Lottery		107,426
23	(35-01-00)	Secretary - Health and Social Services	150,088	
24	(35-01-00)	Director - Management Services	105,341	11,705
25	(35-02-00)	Director - Medicaid and Medical Assistance	58,628	58,627
26	(35-05-00)	Director - Public Health	173,040	
27	(35-06-00)	Director - Substance Abuse and Mental Health	146,376	
28	(35-07-00)	Director - Division of Social Services	58,628	58,627
29	(35-08-00)	Director - Visually Impaired	90,173	

	Budget Unit	Line Item	General Fund	All Other Funds
1				
2				
3	(35-09-00)	Director - Long-term Care Residents Protection*	94,563	
4	(35-10-00)	Director - Child Support Services	32,116	62,343
5	(35-11-00)	Director - Developmental Disabilities Services	117,150	
6	(35-12-00)	Director - State Service Centers	94,563	
7	(35-14-00)	Director - Services for Aging and Adults	117,256	
8		with Physical Disabilities		
9	(37-01-00)	Secretary - Services for Children,	135,240	
10		Youth and Their Families		
11	(37-01-00)	Director - Management Support Services	106,798	
12	(37-04-00)	Director - Prevention and Behavioral Health Services	106,798	
13	(37-05-00)	Director - Youth Rehabilitative Services	106,798	
14	(37-06-00)	Director - Family Services	106,798	
15	(38-01-00)	Commissioner - Correction	150,088	
16	(38-01-00)	Bureau Chief - Administrative Services	94,192	
17	(38-02-00)	Bureau Chief - Correctional Healthcare Services	111,713	
18	(38-04-00)	Bureau Chief - Prisons	117,150	
19	(38-06-00)	Bureau Chief - Community Corrections	111,713	
20	(40-01-00)	Secretary - Natural Resources and Environmental Control	130,011	
21	(40-01-00)	Deputy Secretary - Natural Resources and	109,203	
22		Environmental Control		
23	(40-01-04)	Director - Energy and Climate	98,108	
24	(40-03-02)	Director - Parks and Recreation	100,525	
25	(40-03-03)	Director - Fish and Wildlife	50,263	50,262
26	(40-03-04)	Director - Watershed Stewardship	100,525	
27	(40-04-02)	Director - Air Quality	98,014	
28	(40-04-03)	Director - Water	100,525	
29	(40-04-04)	Director - Waste and Hazardous Substances	100,525	

30 *- Director of Long-term Care Residents Protection position funding split may vary based on caseloads billable to
31 Medicaid.

1			General	All Other
2	Budget Unit	Line Item	Fund	Funds
3	(40-04-05)	Director - Energy and Climate	98,108	
4	(45-01-00)	Secretary - Safety and Homeland Security	135,240	
5	(45-01-00)	Director - Delaware Emergency Management Agency	46,292	46,291
6	(45-03-00)	Commissioner - Alcoholic Beverage Control	116,837	
7	(45-04-00)	Director - Alcohol and Tobacco Enforcement	83,010	
8	(45-06-00)	Superintendent - State Police	172,157	
9	(45-06-00)	Assistant Superintendent - State Police	157,942	
10	(55-01-01)	Secretary - Transportation		140,572
11	(55-01-02)	Director - Finance		118,300
12	(55-02-01)	Director - Technology and Innovation		118,823
13	(55-03-01)	Director - Planning		118,823
14	(55-04-70)	Director - Maintenance and Operations		118,823
15	(55-08-30)	Chief Engineer		124,992
16	(55-11-10)	Director - Motor Vehicles		118,823
17	(60-01-00)	Secretary - Labor	12,133	109,200
18	(60-06-00)	Director - Unemployment Insurance		100,629
19	(60-07-00)	Director - Industrial Affairs		98,014
20	(60-08-00)	Director - Vocational Rehabilitation		98,014
21	(60-09-00)	Director - Employment and Training	19,603	78,411
22	(65-01-00)	Secretary - Agriculture	121,333	
23	(65-01-00)	Deputy Secretary - Agriculture	87,976	
24	(70-01-01)	State Election Commissioner	90,173	
25	(70-01-01)	Director, New Castle County Elections	78,461	
26	(70-01-01)	Deputy Director, New Castle County Elections	76,892	
27	(70-01-01)	Director, Kent County Elections	78,461	
28	(70-01-01)	Deputy Director, Kent County Elections	76,892	

1			General	All Other
2	Budget Unit	Line Item	Fund	Funds
3	(70-01-01)	Director, Sussex County Elections	78,461	
4	(70-01-01)	Deputy Director, Sussex County Elections	76,892	
5	(75-01-01)	State Fire Marshal	90,173	
6	(75-02-01)	Director - State Fire School	90,173	
7	(76-01-01)	Adjutant General	124,156	
8	(95-01-00)	Secretary of Education	163,055	
9	(95-01-00)	Deputy Secretary of Education	133,567	
10	(95-06-00)	Executive Secretary - Advisory Council on Career	100,002	
11		and Technical Education		
12	(b)	(i)	Salaries of designated positions in Section 10(a) of this Act shall have no further increase	
13			applied by any other section of this Act, except as provided in Section 10(b)(ii), (iii), (iv),	
14			(vi) and (vii).	
15		(ii)	If a position in Section 10(a) becomes vacant during the fiscal year, the appointing	
16			authority shall submit a request with appropriate justification to the Director of the Office	
17			of Management and Budget to establish the salary commensurate with the qualifications	
18			of the proposed incumbent and within the position's evaluated pay range. In reviewing	
19			requests made pursuant to this paragraph, the Director of the Office of Management and	
20			Budget shall provide an analysis of the request and shall solicit the advice and written	
21			consent of the Controller General in the event the salary is higher than the amount listed	
22			in Section 10(a).	
23		(iii)	Regardless of the provisions of this Act, any state employee who is offered a promotional	
24			opportunity to become a division level manager shall be eligible for a 5 percent	
25			promotional salary increase. This eligibility shall be conditioned on a determination that	
26			the duties and responsibilities of the division level manager position are at least one pay	
27			grade higher than the position proposed to be vacated based on a comparison of	
28			equivalent value. For the purpose of this subsection, the equivalent value of one pay	
29			grade is defined as 7 percent difference in the constant fiscal year dollar value of the	

1 evaluated pay range midpoint of the division level manager position compared to the
2 position that the employee is vacating. The appointing authority may request a
3 promotional increase in excess of 5 percent based upon the qualifications of the selected
4 candidate. The request and appropriate justification shall be submitted to the Director of
5 the Office of Management and Budget. In reviewing requests made pursuant to this
6 paragraph, the Director of the Office of Management and Budget shall provide an
7 analysis of the request and shall solicit the advice and written consent of the Controller
8 General.

9 If an employee is offered an appointment to a division level manager position
10 that has an equivalent value equal to or less than the pay grade assigned to the position
11 the employee is vacating, the employee may retain his/her current salary provided it does
12 not exceed the midpoint of the evaluated pay range for the division level manager
13 position. The appointing authority may request the retention of salary in excess of the
14 midpoint of the evaluated pay range for the division level manager position by submitting
15 appropriate justification to the Director of the Office of Management and Budget. In
16 reviewing requests made pursuant to this paragraph, the Director of the Office of
17 Management and Budget shall provide an analysis of the request and shall solicit the
18 advice and written consent of the Controller General.

19 (iv) Positions designated in Section 10(a) of this Act may be paid a salary that is less than the
20 designated salary if the position is filled on an "acting" basis.

21 (v) An agency may request a dual incumbency for a division director or equivalent position
22 in Section 10(a), provided that the Director of the Office of Management and Budget and
23 the Controller General determine that the position is essential to fill during the interim
24 period it would otherwise be vacant. The agency shall submit a request to the Office of
25 Management and Budget. The Director of the Office of Management and Budget shall
26 review this request and seek the advice and written consent of the Controller General.

27 (vi) If the incumbent in the position of Secretary - Health and Social Services holds a state
28 medical license, the salary listed in Section 10(a) of this Act for that position shall be

1 increased by \$12.0. Additionally, if the incumbent in the position of Secretary - Health
 2 and Social Services is a board-certified physician, a \$3.0 supplement shall be added to the
 3 annual salary listed in Section 10(a) of this Act.

4 (vii) The salary for the Superintendent and Assistant Superintendent of the State Police shall
 5 remain as listed in Section 10 of this Act during the fiscal year. Upon vacancy of the
 6 Superintendent or Assistant Superintendent, the salary in Section 10 shall be calculated in
 7 accordance with 11 Del. C. § 8303. No changes shall be made to the salaries of any
 8 incumbent Superintendent or Assistant Superintendent of the State Police during the
 9 fiscal year; necessary adjustments shall be made through the normal budgetary process.

10 (c) Effective May 1, ~~2017~~ 2018, the Office of Management and Budget shall submit to the Joint Finance
 11 Committee a listing of employees designated in Section 10(a). The listing shall indicate for each position the number
 12 of Hay points applicable for Fiscal Year ~~2017~~ 2018 and the number of Hay points of any recommended changes for
 13 any position for Fiscal Year ~~2018~~ 2019.

14 (d) For this fiscal year, the following represent the maximum salaries appropriated within Section 1 of this
 15 Act. These maximum salaries may be increased upon approval of the Director of the Office of Management and
 16 Budget and the Controller General to accommodate changes in statutory requirements.

		July 1, 2016 <u>2017</u>	
Budget Unit	Line Item	General Fund	All Other Funds
(10-02-32)	Board Members - Pensions		\$15.0
(10-02-50)	Board Members - Architectural Accessibility Board	\$2.3	
(15-01-01)	Board Members - Consumer Protection	3.5	
(20-01-00)	Board Members - Public Employment Relations Board	7.4	
(20-01-00)	Board Members - Merit Employee Relations Board	20.0	
(20-02-00)	Board Members - Human Relations	2.5	
(20-04-00)	Board Members - Professional Regulation		71.5
(20-04-00)	Board Members - Public Service Commission		155.0
(25-01-00)	Board Members - Revenue	33.0	
(38-04-00)	Board Members - Institutional Classification	12.0	

1	(45-04-00)	Board Members - Alcoholic Beverage Control Commission	8.6	
2	(60-07-00)	Board Members - Industrial Accident Board		230.0
3	(65-01-05)	Harness Racing Commission		13.6
4	(65-01-10)	Thoroughbred Racing Commission		13.6
5	(65-01-12)	Nutrient Management Commission	22.4	
6	(70-01-01)	Board Members - State Board of Elections	21.5	
7	(95-01-01)	Board Members - State Board of Education	16.8	

8 **Section 11.** Notwithstanding any other provision of law to the contrary, the Director of OMB shall, upon
9 concurrence of the Controller General, have the authority to reallocate personnel costs, as well as positions
10 throughout and among respective state agencies, including the Judiciary and Other Elective offices in order to meet
11 critical workforce needs.

12 **Section 12.** With the exception of the custodial work associated with Legislative Hall and the Governor's
13 Office, the Office of Management and Budget may not hire any permanent, full-time custodial employees in any
14 fiscal year without the concurrence of the Controller General.

15 **Section 13.** All agencies receiving an Energy appropriation in Section 1 of this Act must work through
16 Department of Natural Resources and Environmental Control and the Office of Management and Budget to attain
17 any contract(s) dealing with the retail wheeling of natural gas or electricity. This includes agencies 01 through 95
18 with the exception of the University of Delaware.

19 During the current fiscal year, all energy use systems for new facilities and/or rental/leasing changes must
20 be coordinated with the Division of Energy and Climate within the Department of Natural Resources and
21 Environmental Control and with the Office of Management and Budget.

22 Any internal program unit/budget unit having energy funding (electricity, natural or propane gas and
23 heating oils) for the purpose of reimbursing a host internal program unit/budget unit must release the remaining
24 sums to the host internal program unit/budget unit in the event that the tenant internal program unit/budget unit
25 vacates the premises. It is the responsibility of the host internal program unit/budget unit to initiate the transfer
26 request. Those agencies which are budgeted energy as a result of occupying a portion of a host facility's property,
27 and do not directly pay energy bills, may not transfer energy funds other than to the host agency.

1 **Section 14.** Notwithstanding any other provision of the Delaware Code or this Act to the contrary, the
2 Office of Management and Budget, subject to the approval of the Controller General, is authorized to make technical
3 adjustments to the personnel complement of any agency as appropriated in Section 1 of this Act in those situations
4 where, due to the rounding of split-funded positions, such an adjustment is necessary so that an agency may
5 establish its authorized complement.

6 **Section 15.** Notwithstanding Merit Rules 4.4.2 and 4.4.3, an agency that requests approval of a starting
7 rate higher than 85 percent of the midpoint, or that requests that incumbents be leveled up to a newly-hired
8 employee, shall provide documentation showing that sufficient funds exist within the agency's base budget to fund
9 such actions. An agency that requests approval of a starting rate higher than 85 percent of midpoint shall also
10 indicate if the approval of such starting rate will result in a request to level up the salary of the existing employees
11 and shall indicate if sufficient funds exist within the agency's base budget to fund such a leveling-up action.
12 Notwithstanding any provisions of this Act or the Delaware Code to the contrary, no provision of Chapter 4.0 of the
13 Merit Rules shall be considered compensation for the purposes of collective bargaining, and leveling-up can only
14 occur with the concurrence of the Director of the Office of Management and Budget and the Controller General. The
15 Director of the Office of Management and Budget and the Controller General, with the concurrence of the Co-
16 Chairs of the Joint Finance Committee, shall promulgate policies and procedures to implement this section.

17 **Section 16.** In an effort to reduce the financial impact of workers' compensation and property losses to the
18 State, agencies and school districts shall work with the Insurance Coverage Office to implement safety and return to
19 work policies. Any employee who has been on workers' compensation shall be a preferential hire for any position
20 for which the employee is qualified. In accordance with state law, the employee shall receive a salary supplement
21 based on that employee's prior earnings in the event the new salary is less than their current salary.

22 **Section 17.** In accordance with the provisions of 29 Del. C. § 5106, effective for all fiscal years
23 commencing after June 30, 2003, exceptions to the standard practice of paycheck deductions shall be made for
24 employees paying dues to the Delaware State Education Association (DSEA). All employees designating that DSEA
25 membership dues be deducted from their bi-weekly paycheck shall have those dues deducted from the 22 pay
26 periods occurring within the 10 month school year. This change will facilitate the maintenance of the state payroll
27 system, as well as establish a consistent process for managing the collection of dues from members of DSEA.

1 **Section 18.** Notwithstanding Chapter 10.0 and Chapter 19.0 of the Merit Rules, upon approval by the
2 Director of the Office of Management and Budget and the Controller General, temporary appointees may be
3 assigned to the same position as that already assigned to a permanent employee in order to complete a special
4 project.

5 **Section 19.** Employees of the State of Delaware who are enrolled in a health insurance benefit plan must
6 re-enroll in a plan of their choice during the open enrollment period as determined by the State Employee Benefits
7 Committee. Should such employee(s) neglect to re-enroll in the allotted time, said employee(s) and any spouse or
8 dependents shall be automatically re-enrolled in their previous plan as long as verification of employment is
9 provided by the employee and the Office of Management and Budget.

10 **Section 20.** Notwithstanding any provision of the Delaware Code to the contrary, 29 Del. C. § 5207 shall
11 not apply to individuals employed in accordance with 29 Del. C. § 5903(17).

12 **Section 21.** Any group defined in 29 Del. C. § 5209(a), (d) or (e) that elects to participate in the State of
13 Delaware Group Health Insurance Program (GHIP) is required to submit a letter of intent to the Director of
14 Statewide Benefits Office at least four months prior to their effective date of coverage. Groups who choose to join
15 the GHIP will be required to execute a Participating Group Agreement in the form required by the Statewide
16 Benefits Office.

17 **Section 22.** The responsibilities and authorities established by 75 Del. Laws, c. 243 shall remain in effect
18 through Fiscal Year ~~2017~~ 2018 or until a bill codifying energy procurement is signed into law. The following
19 provisions shall apply:

20 (a) The Director of the Office of Management and Budget shall provide the Controller General with a
21 detailed description of any significant change in energy procurement strategy and procedures previously approved
22 by the Controller General. The detailed description shall be provided to the Controller General at least two weeks
23 prior to the execution of an energy supply contract that incorporates the changes.

24 (b) The Director of the Office of Management and Budget shall have the authority to enter into wholesale
25 or retail supply contracts for natural gas and other types of fuel and energy in accordance with the responsibilities
26 and authorities established for the purchase of electricity as per 75 Del. Laws, c. 243.

27 (c) Aggregation partner, as defined in 75 Del. Laws, c. 243, shall also be construed to mean public
28 libraries, corporations and authorities established by the General Assembly including, but not limited to, the

1 Delaware Riverfront Development Corporation, Delaware River and Bay Authority and Diamond State Port
2 Corporation upon approval of the Director of the Office of Management and Budget and the Controller General.

3 (d) The provisions of 75 Del. Laws, c. 243, § 1(b) shall be construed to include electricity, gas and other
4 sources of fuel and energy procured on both retail and wholesale energy markets.

5 **Section 23.** (a) For the purposes of meeting the public notice and advertising requirements of 29 Del. C. c.
6 69, the announcement of bid solicitations and associated notices for the required duration on
7 www.bids.delaware.gov shall satisfy the public notice and advertisement requirements under this chapter.

8 (b) The Office of Management and Budget, Department of Education, local school districts and the Data
9 Service Center shall continue to meet, at least quarterly, to identify and implement purchasing opportunities that will
10 increase cost savings, improve efficiencies and maximize flexibility. Where two or more districts procure items of
11 similar nature, districts shall aggregate these purchasing efforts through the Office of Management and Budget.

12 **Section 24.** Notwithstanding the provisions of the Administrative Procedures Act, 29 Del. C. c. 101 or any
13 other laws to the contrary, the State Employee Benefits Committee is authorized to amend the rules for Employees
14 Eligible to Participate in the State Group Health Insurance Program and the State Disability Insurance Program by
15 approving such amendments and causing the amendments to be published in the Register of Regulations with such
16 amendments to be effective as of the date of such publication unless otherwise specified by the State Employee
17 Benefits Committee.

18 **Section 25.** Section 1 of this Act, in the state agencies indicated below provides funding to the following
19 “pass through” organizations. The primary state agencies listed below shall evaluate each “pass through”
20 organization/program and develop appropriate performance measures, reporting requirements and program
21 evaluation metrics for their respective programs/organizations; each program/organization shall be evaluated against
22 these measures and metrics. Cabinet Secretaries and agency heads shall report to the Director of the Office of
23 Management and Budget and the Controller General by October 1 on the development of these measures for
24 discussion during the public budget hearing process. Subsequent reports detailing progress toward these measures
25 shall be provided by the “pass through” organization to the Director of the Office of Management and Budget, the
26 Controller General and state agency on or before December 1 to cover period of July 1 to October 31 and May 1 to
27 cover period of November 1 to March 31 of each fiscal year. Reports shall also include a description of all
28 additional state and non-state funding provided to the “pass through” organization and the annual budget and

1 expenditures of the organization. A report detailing year end expenditures and progress toward performance
 2 measures shall be provided to the Director of the Office of Management and Budget, the Controller General and
 3 state agency on or before September 1 of each fiscal year. The Cabinet Secretary or agency head shall incorporate
 4 into their budget request a section regarding “pass through” organization funding, performance and service delivery
 5 options.

6	(02-17-01)	Community Legal Aid Society (Elder Law Program)	\$ 47.0 <u>42.3</u>
7	(10-02-11)	KIDS Count	90.5 <u>81.4</u>
8	(10-03-02)	Kalmar Nyckel	95.0 <u>85.5</u>
9	(10-03-02)	National High School Wrestling Tournament	21.2 <u>19.1</u>
10	(10-03-03)	Delaware Small Business Development Center	125.5 <u>111.5</u>
11	(15-01-01)	Child, Inc. (Family Violence Prevention Program)	757.8 <u>682.0</u>
12	(15-01-01)	People's Place II (Family Violence Prevention Program)	794.3 <u>714.9</u>
13	(20-01-01)	Delaware Center for Global Trade	206.6 <u>128.6</u>
14	(20-01-01)	Italian/American Commission	52.2 <u>20.0</u>
15	(20-01-02)	Assistance for Needy and Homeless Veterans	46.9 <u>42.2</u>
16	(35-05-20)	Gift of Life Program	36.8 <u>33.1</u>
17	(35-05-20)	Delaware Organ and Tissue Program	7.3 <u>6.6</u>
18	(35-06-40)	Martin Luther King Center	70.5 <u>63.4</u>
19	(35-07-01)	Boys and Girls Club	475.0 <u>427.5</u>
20	(35-11-20)	Camp Barnes	7.3 <u>6.6</u>
21	(35-12-30)	St. Patrick's	11.1 <u>10.0</u>
22	(35-12-30)	VOCA Grant (Lexington Green Resource Center)	22.3 <u>20.1</u>
23	(35-12-30)	Modern Maturity Center	26.2 <u>23.6</u>
24	(37-06-10)	Children's Advocacy Center	990.8 <u>891.7</u>
25	(37-06-10)	People's Place - Milford	64.0 <u>57.6</u>
26	(37-06-10)	Child, Inc.	185.0 <u>166.5</u>
27	(40-01-02)	Delaware Estuary	68.0 <u>61.2</u>
28	(40-03-04)	Center for the Inland Bays	198.7 <u>178.8</u>

1	(40-03-04)	Water Resources Agency	206.6 <u>185.9</u>
2	(75-03-01)	Statewide Fire Safety Education	75.0 <u>64.9</u>
3	(95-03-15)	Children's Beach House	52.1 <u>46.9</u>
4	(95-03-15)	Delaware Institute for Arts in Education	111.7 <u>100.5</u>
5	(95-03-15)	Delaware Teacher Center	422.7 <u>380.4</u>
6	(95-03-15)	On-Line Periodicals	574.2 <u>516.8</u>
7	(95-03-15)	Achievement Matters Campaign - Metropolitan	110.5 <u>99.5</u>
8		Wilmington Urban League	
9	(95-03-15)	Career Transition	58.9 <u>53.0</u>
10	(95-03-15)	Delaware Geographic Alliance	46.1 <u>41.5</u>

11 **Section 26.** During Fiscal Year ~~2017~~ 2018, the State Employee Health Fund and Department of Health and
12 Social Services, Division of Medicaid and Medical Assistance (35-02-01) shall participate in the Delaware Health
13 Information Network (DHIN). Charges for participation shall be established as a result of 16 Del. C. § 10303.

14 **Section 27.** Section 1 of this Act makes appropriations to the Department of Transportation and the
15 Department of Natural Resources and Environmental Control. In an effort to best utilize resources available to the
16 State, including federal funding, to the State's benefit and, notwithstanding 29 Del. C. c. 69 or any other statutory
17 provision to the contrary, the General Assembly hereby permits the departments, within the limits of funding
18 provided to support research and education efforts to enter into agreements directly with the University of Delaware,
19 Delaware State University and Delaware Technical Community College. This authorization is limited to conducting
20 basic or applied research; transferring knowledge regarding scientific and technological advancements; and
21 providing practical training to the state and local governments in the application of science or technology, and
22 encourages these departments to consider these three institutions as the resource of first resort in meeting any of
23 their research and/or educational needs.

24 **Section 28.** The Office of the Controller General, in coordination with the Office of Management and
25 Budget, shall assess and make recommendations to the Joint Finance Committee a plan of implementing a system of
26 program and agency accountability through the budgetary process. Such a system would address performance
27 measures and oversight reviews of program and agency operations to determine potential savings from the
28 implementation of recommended efficiencies or adoption of program alternatives.

1 **Section 29.** The Auditor of Accounts issued a March 2014 audit of Delaware’s means-tested entitlement
2 programs that found that Delawareans must enroll in and maintain numerous profiles with multiple agencies to
3 obtain these services and benefits with approximately 20 different departmental systems housing these records
4 within the State, but with no common solution linking them together. The General Assembly supports the audit’s
5 recommendation that a task force be created to assess the State’s current approach to means-tested eligibility
6 programs and consider the adoption of a common solution linking the State’s means-tested eligibility entitlement
7 programs together to help ensure the data is correct and current and to reduce the opportunity for false statements or
8 omissions of information, thereby reducing fraud in the entitlement programs and increasing organizational
9 efficiencies.

10 Therefore, the Entitlement Program Delivery Task Force is established and composed of the following
11 members or a designee appointed by a member serving by virtue of position:

- 12 a. Two members from the House of Representatives, appointed by the Co-Chairs of the Joint Finance
13 Committee;
- 14 b. Two members from the Senate, appointed by the Co-Chairs of the Joint Finance Committee;
- 15 c. The Secretary of the Department of Health and Social Services, who will serve as chair of the Task
16 Force and ensure the Task Force is provided with administrative support;
- 17 d. The Secretary of the Department of Education;
- 18 e. The Secretary of the Department of Labor;
- 19 f. The Secretary of the Department of Natural Resources and Environmental Control;
- 20 g. The Director of the Delaware State Housing Authority; and
- 21 h. The Chief Information Officer for the Department of Technology and Information.

22 The Task Force shall study the delivery of means-tested eligibility entitlement programs in other states,
23 research best practices, identify existing legal and systematic barriers that prevent unified means-tested programs in
24 this State and investigate how to improve the technology currently used in the delivery of means-tested eligibility
25 entitlement programs in this State and the feasibility of creating a common solution linking all technology
26 components. The Task Force must provide a written report of its findings and recommendations to the members of
27 the General Assembly, the Controller General and the Director of the Office of Management and Budget no later
28 than April 15, ~~2017~~ 2018.

1 **Section 30.** Recognizing that the State has assumed programs that were once funded by the Counties, the
2 General Assembly hereby establishes the State/County Finance and Revenue Committee. The Committee shall
3 suggest efficiencies, improvements and cost savings to the State, including but not limited to, the Realty Transfer
4 Tax, the Register of Wills and the operations and training associated with the County Paramedics Program. The
5 Committee shall include the following membership:

- 6 a. One public member appointed by the Co-Chairs of the Joint Finance Committee who shall serve as
7 Chair;
- 8 b. Two members appointed by the Speaker of the House with one member from each caucus;
- 9 c. Two members appointed by the President Pro Tempore with one member from each caucus;
- 10 d. The Director of the Office of Management and Budget or their designee;
- 11 e. The Secretary of Finance or their designee;
- 12 f. The Controller General or their designee;
- 13 g. The County Executive of New Castle County or their designee;
- 14 h. The County Administrators for Kent and Sussex County or their designees;
- 15 i. A representative of the League of Local Governments; ~~and~~
- 16 j. A representative of the Delaware Association of Counties; and
- 17 k. A representative of the Delaware Chief School Officers Association.

18 Staff assistance shall be provided by the Office of Management and Budget and the Controller General's
19 Office. The Committee shall recommend appropriate funding and policy changes to the General Assembly and the
20 Office of the Governor by January 15, ~~2017~~ 2018.

21 **Section 31.** (a) The Director of OMB shall report to the Co-Chairs of the Joint Finance Committee on
22 January 15 of each year the number of vacancies in each agency and the vacancy rate of each agency. Additionally,
23 the Director of OMB shall report the total number of General Fund positions authorized July 1 and January 1 of each
24 year to the members of the Joint Finance Committee.

25 ~~(b) All State agencies, except school districts, charter schools and institutions of higher education, shall~~
26 ~~participate in a statewide position reduction process. The Controller General and Director of the Office of~~
27 ~~Management and Budget, in concert with state agencies, shall examine positions across all areas of state government~~
28 ~~in which said review shall include, but not be limited to, vacant full time equivalent positions (merit and exempt),~~

1 ~~part time positions, positions to become vacant due to attrition, temporary positions (including contractual~~
2 ~~temporary positions), casual/seasonal positions, interns, limited term positions, and contractual positions utilized to~~
3 ~~supplement agency operations. Said review shall be for all affected classes regardless of funding source and shall~~
4 ~~focus on maintaining critical government services. Recommendations shall be provided to the Co-Chairs of the Joint~~
5 ~~Finance Committee and the Governor no later than April 1, 2017 2018.~~

6 **Section 32.** (a) For the fiscal year ending June 30, ~~2016~~ 2017, any sums in the following accounts shall
7 remain as continuing appropriations and shall not be subject to reversion until June 30, ~~2017~~ 2018. Any
8 appropriation listed below that has a balance of zero on June 30, ~~2016~~ 2017 shall not continue:

9 Fiscal Year(s)	Appropriation	Description
10 2009/10/11/12/13/14/15/16	01-01-01-00140	Travel
11 2015/2016	01-01-01-00141	Leg-Travel
12 2015/2016	01-01-01-00150	Contractual
13 2015/2016	01-01-01-00160	Supplies
14 2016	01-01-01-00180	Committee Expenses
15 2011/12/13/14/15/2016	01-02-01-00140	Travel
16 2012/13/14/15/2016	01-02-01-00141	Leg-Travel
17 2014/15/16	01-02-01-00150	Contractual
18 2015/16	01-02-01-00160	Supplies
19 2010/11/12/13/14/2015/16	01-02-01-00170	Capital
20 2015/2016	01-02-01-00180	Committee Expenses
21 2010/11/12/13/14/15/16	01-05-01-00140	Travel
22 2009/10/11/12/13/14/15/16	01-05-01-00141	Leg-Travel
23 2014/15/16	01-05-01-00150	Contractual
24 2014/15/16	01-05-01-00160	Supplies
25 2012/13/15/16	01-05-01-00184	Interstate Ag Commission
26 2008/09/10/11/13/14/15/16	01-05-01-00429	State Governments
27 2011/12/13/15	01-05-01-00432	Interstate Cooperation
28 2015/16	01-05-01-00514	Legislation for Gaming States

1	2014/15/16	01-08-01-00140	Travel
2	2013/14/15/16	01-08-01-00150	Contractual
3	2010/11/12/13/14/15/16	01-08-01-00152	Print Laws
4	2013/14/15/16	01-08-01-00160	Supplies
5	2016	01-08-01-00170	Capital
6	2013/2014/15/16	01-08-01-00185	Sunset
7	2015/16	01-08-01-00187	Technical Advisory
8	2015/16	01-08-02-00140	Travel
9	2011/14/15/16	01-08-02-00150	Contractual
10	2015/16	01-08-02-00160	Supplies
11	2012/13/14/15/16	01-08-02-00170	Capital
12	2009	01-08-02-00186	TriCent Committee
13	2015/16	01-08-02-00189	Contingency - Legislative
14	2015/16	01-08-02-00190	Family Law Commission
15	2015/16	01-08-02-00195	Clean Air
16	2015/16	01-08-02-00196	JFC/CIP Contingency
17	2014/15/16	01-08-02-00197	Contingency - Intern
18	2009/11/12/14/15/16	01-08-02-00199	Security
19	2008	01-08-02-08003	JFC CIP Contingency
20	2013/14/15/16	01-08-03-00150	Contractual
21	2014/15/16	01-08-06-00140	Travel
22	2008	02-01-10-00200	Court on the Judiciary
23	2016 <u>2017</u>	02-03-10-00202	Jury Expenses
24	2013	02-13-10-00607	Operations I
25	2016 <u>2017</u>	02-17-01-00203	Retired Judges
26	2016 <u>2017</u>	02-17-01-00207	CASA Attorneys
27	2016 <u>2017</u>	02-17-01-00208	Family Court Civil Attorneys
28	2015/2016/17	02-17-01-00210	Court Appointed Attorneys/Involuntary Commitment

1	2016 <u>2017</u>	02-17-01-00211	Interpreters
2	2016 <u>2017</u>	02-17-01-00212	New Castle County Courthouse
3	2015/2016/17	02-17-04-00201	DCAP Maintenance Agreements
4	2016 <u>2017</u>	02-18-01-00216	Special Needs Fund
5	2016 <u>2017</u>	02-18-03-00217	Ivy Davis Scholarship Fund
6	2015	10-02-11-00175	One Time
7	2015/2016/17	10-02-11-00230	Legal Fees
8	2016 <u>2017</u>	10-02-11-00232	Salary/OEC
9	2015/2016/17	10-02-11-00237	Judicial Nominating Committee
10	2011	10-02-11-00238	Institutional Evaluation
11	2011/12	10-02-11-00563	ERP Operational Fund
12	2013/15 <u>2016</u>	10-02-11-00607	Operations I
13	2016	10-02-11-00609	Operations II
14	2015/2016/17	10-02-11-05173	State Testing Computers
15	2016	10-02-11-00270	UD Study
16	2016 <u>2017</u>	10-02-31-00150	Contractual
17	2015/16 <u>2017</u>	10-02-31-00262	Self Insurance
18	2016 <u>2017</u>	10-07-01-00348	Targeted Prevention Programs
19	2016 <u>2017</u>	10-07-01-00540	Local Law Enforcement Education Fund
20	2015	11-03-02-00175	One Time
21	2015	15-02-03-00607	Operations
22	2016 <u>2017</u>	20-01-01-00241	International Development Council
23	2016 <u>2017</u>	20-03-01-00287	DE Heritage
24	2016 <u>2017</u>	20-07-01-00296	Delaware Art
25	2016 <u>2017</u>	20-08-01-00297	Library Standards
26	2011	25-01-01-00607	Operations I
27	2016	35-01-10-00548	DIMER Operations
28	2016	35-01-10-00549	DIDER Operations

1	2009	35-01-20-00175	One-Time
2	2015	35-01-20-00176	Technology
3	<u>2016 2017</u>	35-02-01-00428	Medicaid
4	<u>2016 2017</u>	35-02-01-00570	Medicaid Projects
5	2016	35-05-10-00258	Animal Welfare
6	<u>2016 2017</u>	35-05-30-08014	Paramedic
7	<u>2016 2017</u>	35-06-20-00302	Community Housing Supports
8	2016	35-06-20-00521	Group Homes
9	<u>2016 2017</u>	35-06-20-00583	Community Placements
10	<u>2016 2017</u>	35-07-01-00328	General Assistance
11	<u>2016 2017</u>	35-07-01-00330	Child Care
12	<u>2016 2017</u>	35-07-01-00367	Technology Operations
13	<u>2016 2017</u>	35-11-30-00335	Purchase of Community Services
14	<u>2015 2017</u>	35-12-30-00343	Hispanic Affairs
15	<u>2015/16 2017</u>	37-01-50-00351	MIS Development
16	<u>2016 2017</u>	37-06-40-00354	Child Welfare
17	<u>2016 2017</u>	38-01-14-00552	Information Technology
18	<u>2016 2017</u>	38-02-01-00359	Medical Services
19	<u>2016 2017</u>	38-02-01-00361	Drug and Alcohol Treatment
20	<u>2016 2017</u>	38-04-01-00362	Gate Money
21	<u>2016 2017</u>	38-04-08-00551	Emergency Preparedness
22	<u>2016 2017</u>	38-04-20-00358	Central Supply Warehouse
23	2016	38-06-06-00288	Riverview Cemetery Maintenance
24	<u>2016 2017</u>	40-01-01-00366	Whole Basin Management/TMDL
25	2016	40-01-01-00607	Operations
26	2016	40-01-06-00607	Operations
27	<u>2016 2017</u>	40-03-03-00371	Insecticides
28	1986	45-01-01-00384	Hazardous Waste Revolving Fund

1	2016 <u>2017</u>	45-01-60-00257	Brain Injury Trust Fund
2	2016 <u>2017</u>	55-01-02-93082	Prior Year Operations
3	<u>2017</u>	60-09-20-00394	<u>Workforce Development</u>
4	2016 <u>2017</u>	60-09-20-00397	Summer Youth Program
5	2016 <u>2017</u>	70-02-01-00412	School Elections
6	2016 <u>2017</u>	70-03-01-00412	School Elections
7	2016	70-03-01-00416	Mobile Registration
8	2016 <u>2017</u>	70-04-01-00412	School Elections
9	2016	70-04-01-00416	Mobile Registration
10	2016 <u>2017</u>	95-01-01-00231	World Language Expansion
11	2016 <u>2017</u>	95-01-01-00368	College Access
12	2016 <u>2017</u>	95-01-01-00385	DHEO Operations
13	2016 <u>2017</u>	95-01-01-00591	Inspire
14	2016 <u>2017</u>	95-01-01-05191	State Board of Education
15	2016 <u>2017</u>	95-01-01-05193	Standards and Assessment
16	2016 <u>2017</u>	95-01-01-05199	Education Certification and Development
17	2016 <u>2017</u>	95-01-01-05214	Infrastructure Capacity
18	2015/2016/17	95-01-01-05215	Educator Accountability
19	2016 <u>2017</u>	95-01-01-05247	Scholarship
20	2015/2016/17	95-01-01-05248	Ferguson DSTP Scholarship
21	2013/2014/15/16	95-01-01-05249	Physician Loan Repayment
22	2016 <u>2017</u>	95-01-01-05252	SEED Scholarship
23	2016 <u>2017</u>	95-01-01-05275	DE Science Coalition
24	2016 <u>2017</u>	95-01-01-05277	Student Assessment System
25	2016 <u>2017</u>	95-01-01-05284	P20 Council
26	2016 <u>2017</u>	95-01-01-05285	Professional Standards Board
27	2015/2016/17	95-02-02-05244	School Improvement
28	2016 <u>2017</u>	95-03-10-05225	Professional Accountability and Instructional Advancement Fund
29			

1	2016 <u>2017</u>	95-03-20-05181	Unique Alternatives
2	2016 <u>2017</u>	95-03-20-05216	Early Childhood Assistance
3	2016 <u>2017</u>	95-03-20-05236	Prison Education
4	2016 <u>2017</u>	95-03-20-05240	Early Success

5 (b) For the fiscal year ending June 30, ~~2016~~ 2017, any sums in Fiscal Year ~~2016~~ 2017 Professional and
6 Curriculum Development (appropriation 05205), Driver Education (appropriation 05142), Early Childhood
7 Assistance (appropriation 05216), Transportation (appropriations 05149, 05150, 05152 and 05153) and Standards
8 and Assessment (appropriation 05193 for districts and 05195 for charter schools) ~~and College Access (appropriation~~
9 ~~00368)~~ programs within school districts and charter schools shall be appropriated on a 15 month basis and not be
10 subject to reversion until September 30, ~~2016~~ 2017. Program expenses may not be incurred subsequent to the start
11 of the regular ~~2016-2017~~ 2017-2018 school year.

12 (c) For the fiscal year ending June 30, ~~2016~~ 2017, any sums in Fiscal Year ~~2016~~ 2017 Driver Education
13 (appropriation 05142) and Pupil Transportation (appropriation 05242) programs within the Department of Education
14 shall be appropriated on a 15 month basis and not be subject to reversion until September 30, ~~2016~~ 2017. Program
15 expenses may not be incurred subsequent to the start of the regular ~~2016-2017~~ 2017-2018 school year.

16 (d) For the fiscal year ending June 30, ~~2016~~ 2017, any sums in Fiscal Year ~~2016~~ 2017 Charter School
17 Operations (appropriation 05213) for Public Education shall remain as continuing and not be subject to reversion
18 until June 30, 2017.

19 (e) For the fiscal year ending June 30, ~~2016~~ 2017, any sums for Fiscal Year ~~2016~~ 2017 Division II - All
20 Other Costs (appropriation 05165), Division II - All Other Costs for Vocational Education (appropriation 05265),
21 Division II - Energy (appropriation 00159), Division III - Equalization (appropriation 05186), Teacher of the Year
22 (appropriation 05162), ~~and~~ World Language (appropriation 00231) and College Access (appropriation 00368) shall
23 become a continuing appropriation in each local school district and not be subject to reversion until June 30, ~~2017~~
24 2018.

25 (f) For the fiscal year ending June 30, ~~2016~~ 2017, any sums in Fiscal Year ~~2012~~, 2013, 2014, 2015, ~~or~~
26 ~~2016~~ or 2017 School Improvement Funds (appropriation 05244) and Priority School Funds (appropriations 05292,
27 05293 or 05294) shall become a continuing appropriation in each local district and charter school and not be subject
28 to reversion until June 30, ~~2017~~ 2018.

1 (g) The Department of Transportation shall promulgate and carry out the policies and procedures necessary
2 to deauthorize any unexpended, unencumbered or unprogrammed operating appropriations remaining at the end of
3 the fiscal year.

4 (h) The Department of Transportation shall provide a list of operating appropriations to be continued into
5 the next fiscal year to include the following: 1) unprogrammed appropriations from prior years and 2)
6 unencumbered or unprogrammed appropriations from the immediately preceding fiscal year. The list shall be
7 comprised of the accounting code, fiscal year and program description for each appropriation to be continued. The
8 department may request additional authority, on a project by project basis, during the fiscal year. Such requests
9 shall be submitted to the Director of the Office of Management and Budget and the Controller General for approval.

1 **TOBACCO - MASTER SETTLEMENT AGREEMENT**

2 **Section 33.** (a) Section 1 of this Act includes ~~\$27,702.4~~ \$29,258.3 ASF from funds received as a result of
3 the Master Settlement Agreement on tobacco funds. These funds are allocated as follows:

4 (15-01-01) Office of Attorney General

5 \$ ~~223.4~~ 246.1 2.0 ASF FTEs - legal matters relating to tobacco laws and regulations

6 (35-01-10) Health and Social Services - Office of the Secretary

7 \$ ~~32.0~~ ~~Money Follows the Person~~

8 \$ 500.0 Autism Supports

9 (35-02-01) Health and Social Services - Medicaid and Medical Assistance

10 \$ 1,936.3 Delaware Healthy Children Program

11 \$ ~~3,120.0~~ 1,891.0 Medical Assistance Transition (MAT) Program

12 \$ ~~2,500.0~~ ~~Delaware Drug Assistance Program~~

13 \$ 667.0 Increase Medicaid eligibility for pregnant women/infants to 200 percent of poverty

14 \$ ~~800.0~~ 545.0 Money Follows the Person

15 (35-05-20) Health and Social Services - Community Health

16 \$ ~~2,145.5~~ 2,611.1 New Nurse Development Program at Delaware Technical Community College

17 \$ ~~489.0~~ 653.7 Personnel Costs associated with Tobacco Control Programs

18 \$ 396.3 Uninsured Action Plan

19 \$ ~~267.4~~ 370.0 Diabetes

20 \$ 95.6 Delaware State University Nursing Program

21 \$ 539.5 Non-Public School Nursing

22 \$ 350.0 Paramedic Instructional Program Expansion

23 \$ ~~386.9~~ 2,901.4 School Based Health Center

24 This Act makes an appropriation to the Division of Community Health for Tobacco Fund: Contractual Services.

25 Of that appropriation, funds are allocated as follows:

26 \$ ~~4,149.3~~ 3,067.0 Tobacco Prevention through Community-Based Organizations

27 \$ ~~276.9~~ 398.2 Delaware Breast Cancer Coalition - Mammography van

28 \$ 149.5 Children and Families First - Nurse Family Partnership

1 \$ ~~86.2~~ 125.0 Planned Parenthood of Delaware

2 \$ ~~80.4~~ 100.0 St. Francis Hospital

3 \$ ~~79.9~~ 100.0 Delaware Hospice

4 \$ 70.0 Polytech Adult Education Nursing Program

5 \$ 41.9 American Lung Association - Asthma Project

6 \$ 19.3 Neonatal Intensive Care Unit Family Support Project - March of Dimes

7 \$ ~~8.0~~ 10.0 AIDS Delaware

8 Also appropriated in this Act is ~~\$8,564.8~~ \$8,440.5 for Cancer Council Recommendations. Of this amount, \$1,000.0

9 is dedicated to cancer screening and treatment; in addition, funding is included for the following agencies:

10 \$ ~~335.0~~ 175.0 Breast and Cervical Cancer Treatment (35-02-01)

11 \$ 120.5 The Cancer Support Community

12 \$ 169.4 Cancer Care Connection

13 \$ ~~64.3~~ 100.0 Delaware Breast Cancer Coalition

14 (35-05-30) Health and Social Services - Emergency Medical Services

15 \$ ~~59.9~~ 75.0 Public Access Defibrillation Initiative

16 (35-06-40) Health and Social Services - Substance Abuse

17 \$ ~~271.4~~ 287.9 Heroin Residential Program

18 \$ 132.5 Transitional housing for persons completing detoxification

19 \$ ~~406.4~~ 147.9 Brandywine Counseling

20 \$ 48.1 Limen House

21 \$ 18.3 University of Delaware - Delaware School Survey

22 (35-07-01) Health and Social Services - Social Services

23 \$ ~~888.2~~ 935.0 SSI Supplement

24 (35-11-30) Health and Social Services - Community Services

25 \$ 55.9 Family Support Services

26 (35-14-01) Health and Social Services - Administration/Community Services

27 \$ 568.5 Attendant Care

28 \$ 133.2 Caregivers Support

1 \$ ~~46.0~~ 25.0 Easter Seals - Respite Care Services

2 (37-04-20) Services for Children, Youth and Their Families - Prevention/Early
3 Intervention

4 \$ ~~37.6~~ 45.0 Tobacco Prevention Programs for Youth

5 (45-04-10) Safety and Homeland Security - Division of Alcohol and Tobacco Enforcement

6 \$ ~~391.9~~ 561.6 Enhanced Enforcement and 3.0 ASF FTEs Agent and 1.0 ASF FTE Clerical

7 All of the above allocations are contained in the specified budget units in Section 1 of this Act including
8 associated positions and line item funding. The funds herein appropriated shall be disbursed in accordance with the
9 recommendations of the Delaware Health Fund Advisory Committee as amended by the Joint Finance Committee.

10 (b) For Fiscal Year ~~2017~~ 2018, effective June 25, ~~2017~~ 2018, all remaining unallocated funds for Fiscal
11 Year ~~2017~~ 2018 shall be invested by the Cash Management Policy Board and any interest accrued shall be deposited
12 to the credit of the funds of the Master Settlement Agreement. All funds from the above allocations left unexpended
13 or unencumbered shall be transferred back to the Delaware Health Fund.

14 (c) These funds shall be available for Fiscal Year ~~2017~~ 2018 only.

15 **Section 34.** Amend 29 Del. C. § 7931(c) by making deletions as shown by strike through and insertions
16 shown by underline as follows:

17 § 7931 Division of Medicaid and Medical Assistance.

18 (c) The Division of Medicaid and Medical Assistance shall have the power to perform and is responsible
19 for the performance of all of the powers, duties, and functions specifically related to, Medicaid, the
20 Delaware Healthy Children Program, ~~the Delaware Prescription Assistance Program~~, the Chronic Renal
21 Disease Program, the Non-Qualified Non-Citizen Health Care Program, and other health insurance related
22 programs as administered through the Department of Health and Social Services.

23 **Section 35.** Amend 16 Del C. c. 30B by making deletions as shown by strike through and insertions shown
24 by underline as follows:

25 ~~TITLE 16~~

26 ~~Health and Safety~~

27 ~~Regulatory Provisions Concerning Public Health~~

28 ~~CHAPTER 30B. PRESCRIPTION DRUG PAYMENT ASSISTANCE PROGRAM~~

29 ~~§ 3001B Short title.~~

1 This chapter shall be known and may be cited as the "Delaware Prescription Drug Payment Assistance
2 Program".

3 § 3002B Purpose.

4 The purpose of this chapter is to provide payment assistance for prescription drugs and certain Medicare Part D
5 costs to Delaware's low income senior and disabled citizens who are ineligible for, or do not have, prescription
6 drug benefits or coverage through federal (excluding Medicare Part D coverage), state or private sources.

7 § 3003B Definitions.

8 (a) "Department" shall mean the Department of Health and Social Services.

9 (b) "Eligible person" shall mean a person eligible for the Delaware Prescription Drug Payment Assistance
10 Program pursuant to § 3004B of this title.

11 (c) "Prescription drugs" shall mean drugs and supplies that have been approved as safe and effective by the
12 Federal Food and Drug Administration or are otherwise legally marketed in the United States, including items
13 related to diabetes management, if not covered by Medicare, that a physician has deemed medically necessary
14 for the diagnosis and/or treatment of the patient. For the purposes of this chapter, prescription drugs may include
15 cost effective over the counter pharmaceutical products if prescribed by a health care provider authorized to
16 prescribe prescription drugs as an alternative to more costly drugs. Prescription drugs covered under this chapter
17 shall be limited and subject to the provisions of § 3005B of this title and the rules and regulation adopted
18 pursuant thereto.

19 (d) The "Program" shall mean the Prescription Drug Payment Assistance Program.

20 (e) "Secretary" shall mean the Secretary of the Department of Health and Social Services.

21 (f) "Medicare Part D costs" shall mean monthly premiums, deductibles and those drug costs falling into Part D
22 coverage gap up to the Program benefit limits and subject to program co pay requirements as described in §
23 3005B(a)(4) of this title. Medicare Part D costs do not include Medicare Part D co payments.

24 § 3004B Eligibility.

25 To be eligible for the Program a person must:

26 (1) Be a U.S. citizen or a lawfully admitted alien;

27 (2) Have income that is less than 200% of the Federal Poverty Level (FPL) or have prescription drug
28 expenses that exceed 40% of his or her annual income;

- ~~(3) Be a resident of the State;~~
- ~~(4) Be ineligible for Medicaid prescription benefits;~~
- ~~(5) Be ineligible for and/or not receiving a prescription drug benefit or any third party payer prescription benefit (excluding Medicare Part D coverage);~~
- ~~(6) Be enrolled in Medicare Part D and Medicare Part D Low Income Subsidy if eligible or qualify for a Medicare Part D Special Enrollment Period as an eligible person under the Delaware Prescription Drug Payment Assistance Program; and~~
- ~~(7) Be an individual aged 65 or over or be an individual between the ages 19 and 64 who is otherwise eligible for benefits under Title II of the Social Security Act (Federal Old Age, Survivors and Disability Insurance Benefits) [42 U.S.C. § 401 et seq.].~~

~~§ 3005B Program administration.~~

~~(a) The Delaware Prescription Drug Payment Assistance Program shall be administered by the Department. The Department shall promulgate and adopt rules and regulations as are necessary to implement the Program in a cost-effective manner and to ensure the Program is the payer of last resort for prescription drugs. Rules and regulations shall include the following:~~

~~(1) Payment assistance shall not exceed \$3,000 in a benefit year to assist each eligible person in the purchase of prescription drugs and the payment of certain Medicare Part D costs.~~

~~(2) Medicare Part D coverage will be primary to payment assistance under the program.~~

~~(3) The Department shall restrict covered prescription drugs covered under the Program to those manufactured by pharmaceutical companies that agree to provide manufacturer rebates under the drug rebate program established for non-Medicaid programs. The Department shall establish a state rebate program that it determines is in the best interests of the citizens who are being served. The rebate amount shall be calculated using the full methodology prescribed by the federal government for the Medicaid program. Notwithstanding any provisions of the Delaware Code to the contrary, the Department shall deposit any drug rebate funds received into the appropriate Social Services program account and be used to meet program costs.~~

~~(4) The Department shall develop a copayment requirement, which shall not exceed 25% of the acquisition cost but shall be no lower than \$5.00. Copayment amounts may vary when a generic drug is purchased by~~

1 eligible persons in the Program. These same copayment amounts shall apply to prescription drug costs not
2 covered by Medicare Part D. The copayment may be waived in cases of severe hardship.

3 ~~(5) The Secretary or the Secretary's designee shall provide a clear, written explanation defining the scope of~~
4 ~~the Program's coverage, the amount of the cost sharing requirements and any limitations on access to~~
5 ~~covered prescription drugs. The Department shall provide notice, when 75% of the cap has been expended.~~
6 ~~The Department will also notify persons of the process to appeal a decision denying reimbursement for~~
7 ~~prescription drugs or denying a person's eligibility for the Program. Services shall begin on the first day of~~
8 ~~the month, following the month that eligibility is determined. Eligible individuals will receive an~~
9 ~~identification card for the Program.~~

10 ~~(6) No drug prescription may exceed 100 dosing units or a 34 day supply, whichever is greater.~~

11 ~~(7) No system of administration shall make direct cash payment to any eligible person.~~

12 ~~(b) The Department may promulgate and adopt rules and regulations consistent with the following:~~

13 ~~(1) Limiting application to the Program to a specific open enrollment period, with coverage effective as of~~
14 ~~the date the application is approved.~~

15 ~~(2) Imposing an annual enrollment fee in an amount not to exceed \$20 to be paid by all eligible persons in~~
16 ~~the Program to defray administrative expenses. Payment of any such fee shall be credited to a special fund to~~
17 ~~be designated as the Prescription Assistance Fund. For each year, the maximum unencumbered balance~~
18 ~~which shall remain in the Prescription Assistance Fund at the end of any year shall be no more than the~~
19 ~~administrative cost of the program in the subsequent year.~~

20 ~~(3) Determining income eligibility of a person by any reasonable means, including, but not limited to a~~
21 ~~review of the person's most recent federal and state income tax returns and copies of income checks.~~

22 ~~Residency and age/disability eligibility may be verified by submission of such documents as the Secretary or~~
23 ~~the Secretary's designee deems reasonable.~~

24 ~~(4) Rules and regulations the Secretary deemed necessary to implement the Program consistent with the~~
25 ~~purposes outlined herein and appropriations provided to implement this Program.~~

26 § 3006B Annual report.

1 ~~The Department shall maintain data to evaluate the cost and effectiveness of the Program and shall produce an~~
2 ~~annual report summarizing participant demographics, utilization, utilization review results and such other~~
3 ~~available information as may be needed to evaluate the costs and benefits of the Program.~~

4 ~~§ 3007B Pharmacist duty.~~

5 ~~A pharmacist shall not dispense or provide a covered prescription drug to an eligible person until the eligible~~
6 ~~person makes the required copayment.~~

7 **Section 36.** The Delaware Health Fund Advisory Committee is directed to submit their proposed
8 recommendations each fiscal year to the Office of Management and Budget no later than November 15 per Senate
9 Bill 8 as amended by the 140th General Assembly. It is the intent of the General Assembly that the Delaware Health
10 Fund Advisory Committee will present their proposed recommendations before the Joint Finance Committee in a
11 public budget hearing.

1 **LEGISLATIVE**

2 **Section 37.** Of the total positions authorized in Section 1 of this Act for Legislative, Legislative Council,
3 Division of Research (01-08-01), the position of Research Assistant to the House and Senate Sunset Standing
4 Committees shall be an exempt position and shall report to the Director.

5 **Section 38.** Section 1 of this Act provides an appropriation to Legislative, Legislative Council, Office of
6 the Controller General (01-08-02) for Contingencies: Legislative Council. Requests from the Chairs of Standing
7 Legislative Committees for professional staff assistance shall be submitted to the Legislative Council for approval or
8 disapproval. Approvals for professional staff assistance shall be allowed within the limits of the appropriation and
9 as provided by guidelines established by the Legislative Council.

10 **Section 39.** Section 1 of this Act provides an appropriation to Legislative, Legislative Council, Office of
11 the Controller General (01-08-02) for Contingencies: Legislative Council. Requests from various task forces and
12 committees of either the House of Representatives or the Senate for travel expenses, meeting expenses, contractual
13 services and any other expenses shall be submitted to the Legislative Council for consideration.

14 **Section 40.** The Controller General shall receive compensation at a rate of a Tier 2 level Cabinet position
15 as determined by the Compensation Commission. Such compensation may be adjusted by the Legislative Council
16 as defined in 29 Del. C. § 1110(e).

1 **JUDICIAL**

2 **Section 41.** Upon the approval of a plan submitted to the Director of the Office of Management and
3 Budget, the Controller General and the Co-Chairs of the Joint Finance Committee, the Chief Justice shall have the
4 flexibility to transfer positions from individual courts to the Administrative Office of the Courts (AOC) for the
5 purpose of further centralizing personnel, finance, collections and filing/records management functions therein.
6 Notwithstanding any other provisions of this Act or the Delaware Code to the contrary, positions and related
7 operating funds may be transferred from Supreme Court (02-01-00), Court of Chancery (02-02-00), Superior Court
8 (02-03-00), Court of Common Pleas (02-06-00), Family Court (02-08-00) and Justice of the Peace Court (02-13-00)
9 to the Administrative Office of the Courts - Court Services, Office of the State Court Administrator (02-17-01), the
10 Administrative Office of the Courts - Court Services, Office of State Court Collections Enforcement (02-17-03) or
11 the Administrative Office of the Courts - Court Services, Information Technology (02-17-04). Only positions from
12 the courts or other judicial positions located in New Castle County may be considered for transfer under this section.
13 In the cases where Merit System positions are transferred, the incumbents shall retain their Merit System status.

14 **Section 42.** This Act appropriates ASF to Judicial, Court of Chancery (02-02-00) and to Judicial, Court of
15 Common Pleas (02-06-00). Notwithstanding other statutes to the contrary, the Court of Chancery is authorized to
16 retain a portion of the fees, costs and interest it will collect in an amount sufficient to cover the personnel and
17 operating costs of the statewide Register in Chancery office. Notwithstanding other statutes to the contrary, the
18 Court of Common Pleas is authorized to retain a portion of the fines and fees it will collect in an amount sufficient
19 to cover the personnel and operating costs of three Judicial Case Processors and one Controller. Adjustments to ASF
20 spending authority for these courts may be made upon the concurrence and approval of the Director of the Office of
21 Management and Budget and the Controller General.

22 **Section 43.** The positions of Master in Chancery/Chief Staff Attorney (BP#s 56683 and 100226), as well
23 as any additional Master in Chancery/Chief Staff Attorney position(s) that may be established in the future for the
24 Court of Chancery (02-02-10), shall receive the same salary as Commissioner in the Superior Court.

25 **Section 44.** Section 1 of this Act appropriates ~~\$600.0~~ \$540.0 to Executive, Office of Management and
26 Budget, Contingencies and One-Time Items (10-02-11) to be transferred to Judicial, Administrative Office of the
27 Courts - Court Services, Office of the State Court Administrator (02-17-01) for the purpose of providing civil legal
28 services to the indigent with the guidance of the Delaware Bar Foundation.

1 **Section 45.** Section 1 of this Act includes appropriations to Judicial, Administrative Office of the Courts -
2 Court Services, Office of the State Court Administrator (02-17-01) for Court Appointed Special Advocate (CASA)
3 Attorneys, Family Court Civil Attorneys and Court Appointed Attorneys. The Chief Justice may use said
4 appropriations to recruit and retain contract attorneys under these programs. The Chief Justice may decide upon, but
5 is not limited to, the following options: implementing new contract rates, including setting regional or market-based
6 contract rate structures; increasing the number of contracts; or splitting full-time contracts into part-time contracts.
7 Upon the approval by the Director of the Office of Management and Budget and the Controller General, the Chief
8 Justice may implement any combination of these or other reasonable options in an effort to maximize the
9 recruitment and retention of qualified attorneys to serve these programs.

10 **Section 46.** AOC shall coordinate with the Department of Technology and Information to develop
11 electronic document systems projects for the courts, subject to review and approval by the Technology Investment
12 Council (TIC); provided however, that such review and approval by TIC shall not apply to existing licensing
13 agreements, contracts or projects related to electronic document systems entered into or approved by AOC on or
14 prior to June 30, 2006. Notwithstanding 29 Del. C. c. 69, or any other law to the contrary, AOC is authorized to
15 enter into licensing agreements or other contracts with private companies or other entities on behalf of the courts for
16 electronic document systems. Such systems shall include: filing and publication of judicial opinions and related
17 docket files, electronic tracking and researching services, as well as Internet access for video transmission of court
18 proceedings, video conferencing and other technological services. Fees derived from such contracts or licensing
19 agreements shall be applied by the respective court for expenses related to e-filing, video conferencing, video
20 streaming, technological or other improvements and operational costs.

21 **Section 47.** Section 1 of this Act makes an appropriation to Judicial, Administrative Office of the Courts -
22 Non-Judicial Services, Delaware Nursing Home Residents Quality Assurance Commission (02-18-07) to fund 1.0
23 FTE and associated operating costs. This position shall report to the commission.

24 **Section 48.** (a) Section 1 of this Act includes Personnel Costs and 1.0 ASF FTE Management Analyst III
25 (BP# 114608) in Judicial, Administrative Office of the Courts - Non-Judicial Services, Office of the Public
26 Guardian (02-18-01) for the Guardianship Monitoring program. The Court of Chancery (02-02-10) shall transfer
27 ASF cash for this position to the Office of the Public Guardian annually.

1 (b) Section 1 of this Act includes Personnel Costs and 1.0 ASF FTE, former Chief of Court Security
2 position (BP# 88980) in the Department of Safety and Homeland Security, Capitol Police (45-02-10) for a Capitol
3 Police Officer in the Court of Chancery Sussex County facility. The Court of Chancery (02-02-10) shall transfer
4 ASF cash for this position to the Department of Safety and Homeland Security annually.

5 **Section 49.** The Contractual CASA attorney that was allocated in Fiscal Year 2012 shall be utilized for
6 both Kent County and Sussex County, or other arrangements to meet the needs in both counties shall be made.

7 **Section 50.** Section 1 of this Act authorizes Judicial, Administrative Office of the Courts - Court Services,
8 Office of the State Court Administrator (02-17-01) to maintain an ASF account with the State Treasurer. Revenue
9 generated from court fees and costs associated with court rules shall be deposited into this account, until the balance
10 of the account is equal to \$1,200.0. From that point forward, unless otherwise designated, all revenue generated
11 from court fees and costs associated with court rules shall be deposited into the General Fund. By May 15 of each
12 year, the Judiciary shall submit a plan, subject to the approval of the Director of the Office of Management and
13 Budget and the Controller General, detailing the planned expenditures for the Judiciary and the Office of Defense
14 Services of said \$1,200.0 for the upcoming fiscal year.

15 **Section 51.** Notwithstanding anything contained in 12 Del. C. c. 11 Subchapter IV or any other rule or law
16 to the contrary, 50 percent of the funds held pursuant to former Superior Court Rule 16.1 were deposited in the
17 General Fund and the remainder authorized to be used, on a one-time basis as determined by the Chief Justice, for
18 operational needs in Fiscal Year 2016 and subsequent years related to the work of SENTAC, the Access to Justice
19 Commission and the Criminal Justice Council for the Judiciary.

20 **Section 52.** Section 1 of this Act includes ~~\$222.4~~ \$768.5 in Personnel Costs and ~~2.0~~ 12.0 FTEs (~~1.0 FTE~~
21 ~~Management Analyst II and 1.0 FTE Investigation Coordinator~~) in Judicial, Administrative Office of the Courts -
22 Non-Judicial Services, Office of the Child Advocate (02-18-05). These positions and personnel costs were
23 transferred from the Department of Services for Children, Youth and Their Families, Management Support Services,
24 Office of the Secretary (37-01-10) Family Court, Family Court (02-08-10) in accordance with the passage of ~~House~~
25 ~~Bill 248~~ Senate Bill 188 of the 148th General Assembly. In the case where a Merit System position is transferred,
26 the incumbent may either elect to retain Merit System status or become exempt at the time of transfer. Once the
27 incumbent either becomes exempt or the incumbent vacates the position, the position shall be classified by the
28 Office of Management and Budget as exempt from the Merit System.

1 **EXECUTIVE**

2 **Section 53.** In an effort to further reduce the size of state government, the Office of Management and
3 Budget (OMB) will work with agencies to identify areas within their organizations that can be targeted for attrition.
4 The Director of OMB, upon the concurrence of the Controller General, shall de-authorize positions as they become
5 vacant throughout the fiscal year.

6 **Section 54.** Section 1 of this Act appropriates ~~\$70.0~~ \$63.0 in Local Law Enforcement Education to
7 Executive, Office of Management and Budget, Contingencies and One-Time Items (10-02-11) for educational
8 reimbursement as provided for in subsection (a).

9 (a) A certified police officer or other law enforcement officer as defined in 11 Del. C. § 1911(a) or a State
10 of Delaware Probation and Parole Officer employed by the Department of Correction who is employed full-time in
11 the State is eligible for post-secondary education tuition reimbursement under the following conditions:

- 12 (1) The officer must apply for tuition reimbursement in accordance with rules and regulations
13 promulgated by the Director of the Criminal Justice Council or the Director's designee.
- 14 (2) Education benefits authorized by this section may be used only at a college or university within
15 the State.
- 16 (3) An officer may not attend a class or course of instruction during scheduled work hours unless
17 the officer uses his or her earned leave or earned compensation time.
- 18 (4) An officer may be reimbursed under this program for only two classes or courses of instruction
19 for undergraduate study or one class or course for graduate study each grading period. The
20 classes will be reimbursed at 100 percent of the tuition paid following the completion of the
21 course with a grade of "C" or better at a college or university within the State for classes related
22 to Corrections, Public Safety, Criminal Justice, Computer Science, Psychology, Sociology,
23 Education and related fields. Related fields shall include any courses necessary to complete a
24 degree program in Criminal Justice, Corrections, Public Safety, Computer Science, Psychology,
25 Sociology and Education.
- 26 (5) A class or course of instruction taken under this section must:
- 27 (i) Improve an officer's competence and capacity in employment;
- 28 (ii) Have direct value to the State; and

- 1 (iii) Provide knowledge or skills that are not available through in-service or other professional
2 training.
- 3 (6) In order to receive tuition reimbursement for a post-secondary class or course of instruction
4 authorized by this section, an officer must:
- 5 (i) Earn a grade no lower than a 2.0 on a 4.0 scale, or its equivalent, for each class or course
6 of instruction for which the tuition reimbursement is granted. In any class or course of
7 instruction for which a specific grade is not issued, the officer must show documentation
8 to verify satisfactory completion; and
- 9 (ii) Submit to the Director of the Criminal Justice Council or the Director's designee within
10 30 days after completing a class or course of instruction proof of:
- 11 (1) Course title and grade received;
12 (2) Amount of tuition paid for the course; and
13 (3) Name of the post-secondary institution where the course was taken.
- 14 (7) The Director of the Criminal Justice Council or the designee shall adopt rules and regulations as
15 deemed necessary and proper for the efficient administration of this section. The rules and
16 regulations must contain appeal procedures.
- 17 (8) An officer who receives tuition reimbursement pursuant to this section but is terminated from
18 law enforcement employment for cause, or who otherwise fails to comply with any requirement
19 of this section, shall immediately become ineligible to receive education benefits pursuant to
20 this section and shall repay all tuition reimbursement previously extended to the employee,
21 including interest on a pro rata basis from the time of termination or noncompliance. The
22 Director of the Criminal Justice Council or the Director's designee shall determine the amount
23 of repayment due by the employee pursuant to this subsection. If law enforcement employment
24 is terminated for other than just cause, the officer will not be required to repay previously
25 reimbursed tuition.
- 26 (9) Nothing in this section is intended to inhibit or deny officer promotion or transfer to other law
27 enforcement agencies within this State.
- 28 (10) The Director of the Criminal Justice Council shall include in the agency's annual report:

- 1 (i) The number of officers who participated at each post-secondary educational institution
2 during the year;
- 3 (ii) The total amount of tuition expenditures made pursuant to this section during the year, not
4 to exceed ~~\$70.0~~ \$63.0; and
- 5 (iii) The total amount required to be repaid to the State by defaulting officers during the year;
6 and the total amount actually repaid by defaulting officers during the year transferred via
7 Intergovernmental Voucher.

8 **Section 55.** Effective July 1, 2006, BP# 879 shall receive compensation at a rate of a Tier 3 level Cabinet
9 position as determined by the Compensation Committee.

10 **Section 56.** The Director of OMB, upon concurrence of the Controller General and the Co-Chairs of the
11 Joint Finance Committee, may restructure internal program units to create greater efficiencies within OMB.

12 **Section 57.** Notwithstanding any other provision of the Delaware Code or this Act to the contrary, OMB is
13 authorized to contract with the University of Delaware for statistical analysis of data, for state operated programs,
14 services, policies and/or procedures.

15 **Section 58.** The General Assembly finds that the establishment of the federal Temporary Assistance for
16 Needy Families (TANF) block grant has left the State vulnerable to deficits from caseload increases attributable to
17 an economic downturn. In order to minimize such exposure, the funds within the Reserve Account for Children
18 Services Cost Recovery Project (CSCR) Disallowances (10-02-10-20268) shall be available to mitigate to the
19 extent possible, projected deficits in TANF supported programs within the Department of Health and Social
20 Services. The use of such funds for such purposes shall require the approval of the Director of OMB and the
21 Controller General.

22 **Section 59.** The amount appropriated to Executive, Office of Management and Budget, Contingencies and
23 One-Time Items, Prior Years' Obligations shall be used to pay Personnel Costs and other obligations except coding
24 errors by a school district, which require adjustment of the State's accounts. Except for Personnel Costs obligations,
25 any use of the Prior Years' Obligations appropriation by any agency receiving funds in Section 1 of this Act, in
26 excess of the amount reverted from the applicable appropriation within the requesting agency's internal program
27 unit on June 30 of the fiscal year in which the expense was incurred, will require the requesting agency or school
28 district to reimburse the Prior Years' Obligations appropriation by the amount equal to the excess requested. An

1 appropriation reversion sum does not negate the necessity of encumbering sufficient funds to cover known expenses;
2 proof of circumstances beyond an agency's ability to encumber must be documented on the request for transfer to be
3 excluded from the reimbursement clause. Except for Personnel Costs obligations, all requests for prior year funds to
4 complete the payment of one-time items will require a reimbursement to the Prior Years' Obligations appropriation
5 by the requesting agency from any appropriation other than Personnel Costs. The reimbursement shall be removed
6 from the current fiscal year's budget. The reimbursement clause shall not apply to legal judgments against the
7 agency or school district. A reimbursement under this section shall not be deemed to be prohibited by 10 Del. C. §
8 8111.

9 **Section 60.** (a) For Fiscal Year ~~2017~~ 2018, 29 Del. C. § 6529 is interpreted to include the ability to
10 implement a hiring review process. All state agencies with the exception of Legislative, Judicial, Higher Education
11 and school districts shall be subject to the provisions of 29 Del. C. § 6529 as interpreted by this section.
12 Implementation of a hiring review process shall require all positions to be reviewed and approved by the Director of
13 OMB prior to filling. All non-cabinet agency hiring requests shall also require the review and approval of the
14 Controller General prior to filling.

15 (b) In the event the authority granted in subsection (a) of this section is implemented, Chapters 3.0 and
16 13.0 of the Merit Rules notwithstanding, the Director of OMB shall have the authority to extend temporary
17 promotions based on agency need until the hiring review process has ended. At the time the hiring review process
18 has ended, those temporary promotions granted during the hiring review process shall be subject to the limitations
19 identified in the Merit Rules governing the duration of temporary promotions.

20 **Section 61.** For Fiscal Year ~~2017~~ 2018, the Director of OMB, pursuant to 29 Del. C. § 6529, may
21 implement an overtime management practices review process for all state agencies with the exception of Legislative,
22 Judicial, Higher Education and school districts. Said review shall include, but not be limited to, operational
23 guidelines, guidelines to prohibit excessive utilization, staffing ratios and standard work week schedules for
24 employees. The Director of OMB shall report to the Governor and the Co-Chairs of the Joint Finance Committee no
25 later than May 1 of each fiscal year on the status of any review process implemented pursuant to this section.

26 **Section 62.** The appropriation in Section 1 of this Act to Executive, Office of Management and Budget,
27 Contingencies and One-Time Items (10-02-11) for Appropriated Special Funds for \$41,747.5 ASF shall be used to
28 make adjustments in the amount of state special fund appropriations in the event additional state special funds are

1 received which were not previously anticipated. Such adjustments shall be made in accordance with the approval of
2 the Director of OMB and the Controller General.

3 **Section 63.** Notwithstanding 29 Del. C. c. 60B or any other provision of the Delaware Code or this Act to
4 the contrary, the First State Quality Improvement Fund shall be suspended beginning July 1, 2009. It is the intent of
5 the General Assembly that this program be reinstated when funding becomes available.

6 **Section 64.** The Director of OMB is authorized to create a State of Delaware Merit Employee Mediation
7 Program within state agencies selected by the Director and, notwithstanding Chapters 12 and 18 of the Merit Rules
8 and/or any provision of Delaware Code to the contrary, the Director of OMB is further authorized to promulgate
9 rules and regulations to implement the said program. Matters that may be grieved shall be eligible for mediation.
10 Matters that are otherwise not subject to the Merit grievance procedure may be eligible for the Mediation Program.
11 With the consent of the employee and employing agency, participation in the Mediation Program will be offered as a
12 voluntary alternative to the ordinary grievance procedure. All mediation proceedings shall be deemed confidential.
13 If a grievance is subjected to mediation pursuant to this section, normal timelines associated with the filing of a
14 grievance shall be tolled pending the completion of mediation. If an employee has filed a formal grievance,
15 subsequent mutual consent to mediation will cause the grievance to be held in abeyance pending completion of
16 mediation and the timelines that would otherwise have applied to the grievance shall likewise be tolled pending
17 completion of mediation. Upon completion of mediation, an employee may continue to grieve and the normal
18 timelines provided for grievances shall then apply. The Mediation Program is not intended to limit other dispute
19 resolution procedures available to an agency or an employee or to deny a person a right granted under federal or
20 other state law, including the right to an administrative or judicial hearing.

21 **Section 65.** ~~The Office of Management and Budget is authorized to transfer Fiscal Year 2015~~
22 ~~Contingencies and One Time Items (10-02-11-00175 One Time) as itemized below:~~ Notwithstanding 16 Del C. 79 §
23 7906 and 29 Del C. 79A § 7907A, the Department of Health and Social Services is authorized to transfer \$539.6
24 ASF cash from Distressed Cemeteries (35-05-20-30088) and \$700.0 ASF cash from Plumbing Inspection (35-05-20-
25 30089) as itemized below:

26	(02-03-10) Board of Canvass	\$25.0
27	(10-02-11) Gubernatorial Transition	250.0
28	(40-03-03) Trail Operations	35.6

1	(45-02-10) Ballistic Resistant Shields	31.0
2	(45-06-06) Automated External Defibrillators	101.0
3	(45-06-12) Explosive Ordnance Disposal Suits	155.3
4	(70-01-01) Primary and General Election	152.4
5	(70-02-01) Primary and General Election	1,601.1
6	(70-03-01) Primary and General Election	666.5
7	(70-04-01) Primary and General Election	537.5
8	<u>(35-06-40) Assertive Community Treatment Team</u>	<u>\$83.9</u>
9	<u>(38-01-14) DACS updates and Wi-Fi connectivity</u>	<u>961.4</u>
10	<u>(40-03-03) Trail Operations</u>	<u>44.2</u>
11	<u>(45-06-06) Automated External Defibrillators</u>	<u>67.7</u>
12	<u>(45-06-09) Ballistic-Resistant Vests</u>	<u>82.4</u>

13 **Section 66.** The Director of OMB shall continue to assume the central leadership role for the Executive
14 branch over all matters relating to Senate Bill 36, of the 144th General Assembly, and any other personnel and labor
15 relations matters affecting the Executive branch and its departments and agencies, including collective bargaining
16 negotiations with employee organizations, labor arbitration, Public Employment Relations Board, Department of
17 Labor, Equal Employment Opportunity Commission and other administrative proceedings. The Director of OMB
18 shall also, on behalf of the State, approve and sign all collective bargaining agreements and any other agreement or
19 arrangements made involving employee organizations that represent employees subject to Executive branch
20 authority.

21 **Section 67.** For Fiscal Year ~~2017~~ 2018, funding appropriated for 16 Del. C. c. 102 shall be suspended. If
22 non-state funding sources become available during the fiscal year, the program shall be reinstated with the approval
23 of the Director of OMB and the Controller General.

24 **Section 68.** Any other statutory provision notwithstanding, any change to the Merit Rules required by an
25 Act of Legislature, shall be codified in the Merit Rules by OMB.

26 **Section 69.** Notwithstanding any provision to the contrary, for the purposes of developing, implementing
27 and upgrading PHRST Time & Labor, and other PeopleSoft modules, necessary adjustments to existing state human

1 resource, benefits and payroll procedures shall be implemented during Fiscal Year ~~2017~~ 2018 with the written
2 approval of the Co-Chairs of the Joint Finance Committee, the Director of OMB and the Controller General.

3 All state organizations shall use all components of the PHRST system if so designated by the State's
4 Enterprise Resource Planning Executive Sponsors.

5 **Section 70.** Whenever the annual valuation of the market value of the assets of the Special Pension Fund
6 exceeds the actuarial value of benefits available to persons entitled to receive special pensions by a factor of at least
7 20 percent, the Board of Pension Trustees may transfer the excess over 20 percent or any part of it to the State
8 Employees Pension Fund for the benefit of that fund.

9 **Section 71.** The Board of Pension Trustees may allocate the pension/health insurance monies received
10 from the State during any month to ensure that funds are available to pay health insurance premiums for retirees in
11 each month and pension benefits as defined in 29 Del. C. § 8308(c)(14).

12 **Section 72.** During the fiscal year, the Office of Management and Budget, Facilities Management (10-02-
13 50) shall retain rental fees as ASF. The retained portion must be deposited as per state laws and shall be disbursed
14 per Section 1 of this Act.

15 **Section 73.** Section 1 of this Act makes an appropriation of \$105.9 ASF in Personnel Costs, \$795.2 ASF in
16 Contractual Services, \$71.1 ASF in Supplies and Materials and \$606.3 ASF in Energy to Executive, Office of
17 Management and Budget, Facilities Management (10-02-50) for maintenance and snow removal costs associated
18 with the statewide operations of Division of Motor Vehicles, the Transportation Mobile Center and the Department
19 of Transportation Administration Building. The Department of Transportation shall remit \$789.3 to OMB on July 15
20 and \$789.2 on December 15 of each fiscal year to cover the operational costs associated with maintaining these
21 facilities. In addition, OMB shall be responsible for the reconciliation of the account with the Department of
22 Transportation.

23 **Section 74.** For energy backcharge purposes, the Office of Management and Budget, Facilities
24 Management (host department) current fiscal year Energy Budget assumes that Motor Fuel Tax uses 10 percent of
25 the Public Safety Building, for which energy payment is the responsibility of the host department. The Department
26 of Transportation is responsible for paying the Motor Fuel Tax portion of the energy bills upon request for payment
27 by the host department.

1 **Section 75.** Notwithstanding the provisions of 29 Del. C. § 5117, state agencies may pay for employee
2 parking in the Government Center Parking Garage as long as such payments are continuances of payments made
3 prior to May 31, 1998. Such payments shall cease when the employee leaves the position he or she occupied prior to
4 May 31, 1998.

5 **Section 76.** The Office of State Planning Coordination, while remaining in OMB for structural and
6 budgetary purposes, shall report directly to the Office of the Governor. This reporting structure shall permit the
7 Governor to directly and actively manage all statutory and functional operations of the Office of State Planning
8 Coordination. The mission of the Office of State Planning Coordination shall remain the continuous improvement of
9 the coordination and effectiveness of land use decisions made by state, county and municipal governments, while
10 building and maintaining a high quality of life in the State of Delaware.

11 **Section 77.** Section 1 of this Act appropriates \$1,000.0 for statewide technology to Executive, Office of
12 Management and Budget, Contingencies and One-Time Items (10-02-11). These funds are to be used for the
13 purpose of providing ongoing replacement needs associated with statewide IT initiatives and/or wireless Internet
14 connectivity in state facilities (e.g., replacement of computers and network switches).

15 **Section 78.** Amend 29 Del. C. § 10502(d) by making deletions as shown by strike through and insertions
16 as shown by underline as follows:

17 § 10502 Purpose.

18 (d) The Director of the Office of Management and Budget and the Controller General shall work in concert
19 to revise budget documents to include a link to each agency's website that includes the following:

20 ~~(1) A comprehensive mission statement inclusive of the major functions and operations of the~~
21 ~~agency;~~

22 ~~(2) (1) A Performance measure(s) for each Internal Program Unit agency; and~~

23 ~~(3) (2) An organizational chart for each department agency.~~

24 ~~(4) A section in the budget book detailing an agency's background and accomplishments; and~~

25 ~~(5) A section in the budget book describing the link between the proposed allocation of services~~
26 ~~and what programs and/or services the agency will be able to accomplish.~~

27 **Section 79.** Amend 29 Del C. § 6102(q) by making deletions as shown by strike through and insertions as
28 shown by underline as follows:

1 § 6102 Composition of General Fund; Delaware Higher Education Loan Program Fund.

2 ~~(q)(1) A special fund of the State is created in the Department of Finance to be known as the~~
3 ~~"Elderly Property Tax Relief and Education Expense Fund," to which shall be deposited~~
4 ~~\$13,000,000 received in any revenue source not otherwise committed to a special fund and from~~
5 ~~which shall be paid claims made under this subsection and § 1919 of Title 14. Should such claims~~
6 ~~exceed \$13,000,000 during any fiscal year, the Secretary of Finance, with the approval of the~~
7 ~~Director of the Office of Management and Budget and Controller General, may transfer from the~~
8 ~~general contingency line in the Department of Education to the Elderly Property Tax Relief and~~
9 ~~Education Expense Fund the amount of such reasonably foreseen additional claims. Any balance~~
10 ~~remaining in the Elderly Property Tax Relief and Education Expense Fund at the conclusion of~~
11 ~~any fiscal year shall revert to the General Fund.~~

12 ~~(2) Sums appropriated pursuant to this section shall be allocated to school districts using a method~~
13 ~~that recognizes factors including, but not limited to, the number of primary residential households~~
14 ~~owned by persons 65 or over in each school district, the relative value of residential property~~
15 ~~owned by persons 65 and over, the relative property values of each school district, the school tax~~
16 ~~rates of each school district, and the average rate of application for tax relief pursuant to this~~
17 ~~section. The final method and allocation of these moneys shall be approved by the Secretary of~~
18 ~~Finance in consultation with the Controller General.~~

19 ~~(3) Local school boards shall decide through majority vote of the whole school board whether to~~
20 ~~authorize a credit against taxation imposed pursuant to Chapter 19 of Title 14 on the valuation of~~
21 ~~any qualified property, as defined herein, owned by a person who, as of the beginning of the tax~~
22 ~~year, is of the age of 65 or more. The maximum such credit shall be the lesser of 50% of such tax~~
23 ~~remaining after taking into account any exemption pursuant to Title 9 and Title 22, or \$500. The~~
24 ~~receiver of taxes and county treasurer shall apply such credit after any change to the current~~
25 ~~expense tax rate pursuant to this section. Should the local school board decide to authorize less~~
26 ~~than the maximum amount of credit against taxation, the local school board shall develop a plan~~
27 ~~for using moneys received pursuant to this subsection, provide appropriate and reasonable public~~
28 ~~notice and comment on the proposed plan, and approve the plan through majority vote of the local~~

1 school board. Local school boards shall submit the approved plan to the Secretary of Finance, the
2 Secretary of Education, the Director of the Office of Management and Budget and the Controller
3 General. In the event that local school boards choose not to authorize the aforementioned credit
4 against taxation, the sums appropriated herein will result in increased state funding for education-
5 related expenses of the school districts. Education related expenses for the purposes of this
6 subsection shall be defined as including, but not being limited to, computer hardware and
7 software, library resources and other instructional materials, and minor capital improvements to
8 school facilities. Local school boards and all other responsible parties under this paragraph are
9 hereby directed to cause such conditions to be met as soon as practicable after the enactment of
10 this section, but in no event later than October 30, 1999, and shall notify the Secretary of Finance
11 and the Controller General as soon as such conditions are met. Notwithstanding any of the
12 foregoing to the contrary, funds received pursuant to this section shall not be used for major
13 capital improvements or debt service.

14 **Section 80.** The Delaware Economic Development Office, Delaware Economic Development Authority
15 (10-03-03) will continue to use revenue from the Blue Collar Training Fund for the Workforce Development Grant.
16 Funding for this grant shall be maintained at current levels.

17 **Section 81.** Section 1 of this Act appropriates ~~\$2,418.6~~ \$2,407.0 ASF to Executive, Delaware Economic
18 Development Office, Delaware Tourism Office (10-03-02). Of this amount, ~~\$909.2~~ \$897.6 shall be allocated to
19 "Other Items" as designated in Section 1 of this Act and payable by the Delaware Tourism Office in quarterly
20 allotments. The first installment shall be paid by September 30 of each fiscal year or as otherwise approved by the
21 Director of OMB and the Controller General.

22 **Section 82.** Notwithstanding the provisions of any other law, for the fiscal year ending June 30, ~~2017~~
23 2018, interest earnings of the Delaware Strategic Fund as provided for in 29 Del. C. § 5027, shall to the extent of
24 such interest earnings, be used in the following order and manner, not to exceed the amounts so noted:

25 (a) The first \$446.1 shall be used for the general operating expenses of the Delaware Economic
26 Development Office, as determined by the Director of the Delaware Economic Development Office. Should interest
27 earnings not be available by September 1, funding shall be made available directly from the Strategic Fund.

1 (b) The second \$150.0 shall be allocated as follows: \$125.0 to the New Castle County Chamber of
2 Commerce's business incubator, the Emerging Enterprise Center and \$25.0 to the Middletown Chamber of
3 Commerce business incubator.

4 (c) The third \$400.0 shall be used for the general operating expenses of the Small Business Development
5 Center. Should interest earnings not be available by December 31, ~~2016~~ 2017, the center shall receive funding
6 directly from the Strategic Fund for said expenses and shall waive further interest earnings for that period.

7 (d) The fourth \$300.0 shall be used to continue the Delaware Business Marketing Program within the
8 Delaware Economic Development Authority (10-03-03). Should interest earnings not be available by September 1,
9 funding shall be made directly from the Strategic Fund. It is the intent of the General Assembly that these funds
10 shall be used for business marketing and recruitment. These funds may be used together with non-state contributions
11 to the Delaware Business Marketing Program. However, in the event that non-state contributions are not available,
12 or in the event such contributions are insufficient to fully access the resources of the Delaware Business Marketing
13 Program, it is the intent of the General Assembly that the Delaware Business Marketing Program shall continue to
14 fully operate using only the interest earnings on the Delaware Strategic Fund as provided for in 29 Del. C. § 5027.

15 In the event that non-state contributions are available, they may be made in cash or in-kind. Non-state cash
16 contributions shall be deposited in a special fund for business marketing and recruitment purposes only. Non-state
17 in-kind contributions shall be valued at their fair market value and documented by the Delaware Economic
18 Development Authority in connection with the Delaware Business Marketing Program.

19 When non-state contributions are used, expenditures of the program shall be divided between non-state
20 contributions and state funds for any fiscal year's appropriations such that non-state contributions are not less than
21 50 percent of total expenditures. Of the 50 percent non-state contributions, up to 25 percent shall be cash
22 contributions, and up to 25 percent shall be in-kind contributions. These funds shall not be used for hiring full-time
23 employees. Allocations shall be made by the Director of the Delaware Economic Development Office with the
24 approval of the Director of OMB and the Controller General.

25 On or before April 1, ~~2017~~ 2018, the Director of the Delaware Economic Development Office shall provide
26 to the Director of OMB and the Controller General a report on the Delaware Business Marketing Program. The
27 report shall include an itemized list of all non-state cash and in-kind contributions received, total expenditures and
28 an assessment of the program to date.

1 (e) The fifth \$150.0 shall be used to provide customized information technology training to small and
2 medium-sized businesses through grants made by Delaware Technical Community College I.T. Learning Center.

3 (f) Any remaining funds shall be used for the purposes of the Delaware Strategic Fund.

4 **Section 83.** Of the ASF allocated to the Delaware Tourism Office (10-03-02) pursuant to 30 Del. C. §
5 6102(b) contained in Section 1 of this Act, ~~\$95.0~~ \$85.5 is authorized for the Kalmar Nyckel. During the period
6 beginning July 1, ~~2016~~ 2017, and ending on June 30, ~~2017~~ 2018, the State of Delaware, through the Delaware
7 Tourism Office, and the Riverfront Development Corporation, shall be entitled to charter the Kalmar Nyckel. Said
8 use is to include docked guest entertaining privileges and/or day sails at no cost for as many State of Delaware
9 guests as is consistent with Kalmar Nyckel safety policies. Scheduling for State and Riverfront Development
10 Corporation use of the Kalmar Nyckel shall be at mutually agreeable times and locations to the Kalmar Nyckel, the
11 Delaware Tourism Office on behalf of the State of Delaware and the Riverfront Development Corporation.

12 **Section 84.** The Kalmar Nyckel Foundation shall provide to the Delaware Economic Development Office,
13 OMB and the Controller General's Office financial reports detailing year to date expenditures and revenues as well
14 as projected expenditures and revenues for the remainder of the fiscal year. Such reports shall be due October 1 and
15 March 1 of each fiscal year.

16 **Section 85.** Section 1 of this Act appropriates funding for 1.0 FTE Senior Secretary in Executive, Criminal
17 Justice, Criminal Justice Council (10-07-01) to be used as dedicated secretarial support for the Executive Director of
18 the Domestic Violence Coordinating Council. This position shall be an exempt position and shall be excluded from
19 classified service as defined under 29 Del. C. § 5903.

20 **Section 86.** (a) Section 1 of this Act includes NSF positions funded through grants administered by the
21 Criminal Justice Council (10-07-01). Further, the Delaware State Clearinghouse Committee may, during the fiscal
22 year, approve additional NSF positions supported by Criminal Justice Council administered grants. By virtue of said
23 positions being included in the Annual Appropriations Act and/or approved by the Clearinghouse Committee does
24 not guarantee future state funding upon expiration of federal grants supporting the positions. Any requests for state
25 funding for said positions shall be prioritized by the affected department in its budget request for Fiscal Year ~~2018~~
26 2019.

27 (b) The Criminal Justice Council shall submit a report to the Director of OMB and the Controller General
28 on ~~May~~ September 1 of each year. This report shall forecast to the extent possible the number of federal grants and

1 position requests that may be presented as requests to the Delaware State Clearinghouse Committee during the
2 course of the upcoming fiscal year.

3 **Section 87.** Section 1 of this Act appropriates \$171.0 and 1.0 FTE to the Criminal Justice Council (10-07-
4 01) for the Board of Parole. While the Criminal Justice Council shall provide administrative support and fiscal
5 oversight, the Board of Parole shall otherwise operate independently of the Criminal Justice Council. The Criminal
6 Justice Council shall develop reporting requirements for the Board of Parole; reports shall be submitted by the Board
7 of Parole to the Criminal Justice Council, the Office of Management and Budget and the Office of the Controller
8 General.

9 **Section 88.** The Criminal Justice Council, Statistical Analysis Center (10-07-03), shall submit by July 15
10 an annual project schedule for the fiscal year that details the staff workload and time allocation. Requests for
11 (special) projects to be included in this schedule should be made in advance to the Statistical Analysis Center. This
12 schedule shall be reviewed by the Criminal Justice Council and approved by the Director of OMB and the Controller
13 General. No changes shall be made to the annual project schedule without the approval of the Director of the
14 Criminal Justice Council. After July 15, all ad hoc requests for projects seeking completion during the fiscal year
15 shall be reviewed by the Director of the Criminal Justice Council. Work shall not commence on these projects
16 without the approval of the Director of the Criminal Justice Council.

17 **Section 89.** Section 1 of this Act authorizes Executive, Criminal Justice, Delaware Justice Information
18 System (DELJIS) (10-07-02) to spend up to \$260.0 ASF. Notwithstanding any provision of the Delaware Code or
19 this Act to the contrary, DELJIS is authorized to utilize these funds to undertake expenditures relating to operational
20 costs.

21 **Section 90.** (a) The Delaware State Housing Authority (10-08-01) shall be responsible for administering
22 the Neighborhood Assistance Tax Credit as defined in 30 Del. C. § 2001-2007. The Neighborhood Assistance Tax
23 Credit Program is intended to foster business investment in low-income communities through financial support to
24 neighborhoods as well as job training, education, crime prevention and community services.

25 (b) The Delaware State Housing Authority shall submit an annual report to the Director of OMB and the
26 Controller General by May 1 of each year, which will include but not be limited to a synopsis of the tax credit
27 program, a detailed list of expenditures and a list of projects that have received tax credit awards.

1 **Section 91.** The Delaware State Rental Assistance Program shall be administered by the Delaware State
2 Housing Authority to provide rental housing vouchers or affordable rental housing opportunities to program
3 participants referred by state agencies with a need for community-based supportive services. The Director of the
4 Delaware State Housing Authority shall report to the Director of OMB and the Controller General no later than
5 November 15 and March 15 on the expenditures of the Delaware State Rental Assistance Program and include any
6 cost savings achieved by state agencies as a result of a reduction in demand on state institutions.

7 **Section 92.** The Wilmington Housing Authority shall be ineligible for the Low Income Housing Tax
8 Credit Program administered by the Delaware State Housing Authority or for any multifamily loans through the
9 Housing Development Fund until such time the Wilmington Housing Authority provides \$250.0 to the City of
10 Wilmington for renovations to Conaty Park associated with the construction of the Lincoln Towers.

1 **TECHNOLOGY AND INFORMATION**

2 **Section 93.** The Chief Information Officer shall not make any changes to the department’s compensation
3 plan regarding any aspect of employee compensation without the approval of the Director of the Office of
4 Management and Budget and the Controller General. Further, sufficient funding within the department must be
5 available for any change to be approved.

6 **Section 94.** The state government of Delaware recognizes the inherent value in implementing common
7 technology standards. In an effort to establish a single, common electronic messaging platform throughout the State,
8 no state agency/department shall migrate, change or switch to an alternative network or messaging platform without
9 the express written consent of the Chief Information Officer, the Director of the Office of Management and Budget
10 and the Controller General. Any agency seeking exemption from this requirement must submit a request to the Chief
11 Information Officer clearly stating the reasons why migrating to an alternative platform is necessary.

12 **Section 95.** ~~(a) Effective October 1, 2016, the Department of Technology and Information (11-00-00) shall~~
13 ~~receive a lump sum appropriation calculated as a fixed percentage of all salaries as appropriated to the Department~~
14 ~~in Section 1 of this Act. The lump sum amount shall be the product of the general salary increase in Section 8 of this~~
15 ~~Act and Personnel Costs lines less non salary driven Other Employment Costs components. Overtime and~~
16 ~~casual/seasonal components of the Personnel Costs lines shall not be part of the calculation. The resultant lump sum~~
17 ~~amount may be distributed to employees as determined by the Chief Information Officer. However, in no case shall~~
18 ~~individually awarded increases exceed 10 percent of an individual’s base salary, nor shall the aggregate amount~~
19 ~~awarded exceed the production of the calculation as described above. Further, in no case shall individually awards~~
20 ~~amounts be given retroactively.~~

21 ~~(b)~~ (a) Structural adjustments to the ranges of the Department of Technology and Information pay scale
22 will mirror those made to the ranges of the Merit System employee pay scale. No other adjustments to the
23 Department of Technology and Information pay scale will be made during the fiscal year without the approval of the
24 Director of the Office of Management and Budget, the Controller General and the Director of Human Resource
25 Management.

26 ~~(c)~~ (b) As part of agency IT consolidation requiring the redistribution and assignment of agency personnel
27 to support centralized IT services within DTI, filled Merit positions that transfer to DTI shall remain Merit until

1 vacated. Once vacated, positions will be reviewed by the Office of Management and Budget to determine the
2 continued need for each position.

3 **Section 96.** The Department of Technology and Information shall provide the Director of the Office of
4 Management and Budget and the Controller General a complete accounting of all direct and indirect charges to state
5 agencies and total revenue derived for the prior fiscal year by September 15. No direct or indirect rates may be
6 increased nor may additional charges be levied on a state agency without prior approval by the Office of
7 Management and Budget and the Controller General.

8 **Section 97.** Notwithstanding any provisions of the Delaware Code to the contrary, the Delaware
9 Department of Technology and Information is hereby prohibited from accessing or providing a legislator's e-mails
10 or phone calls upon the request of another state department or agency, or branch of state government, except
11 pursuant to the consent of the legislator, an Attorney General subpoena or a search warrant or other court order.

1 **OTHER ELECTIVE**

2 **Section 98.** For the purpose of the audits contracted by the Auditor of Accounts, agencies will be
3 responsible for the cost of the audit written into the signed contract, if the agency was consulted and agreed to the
4 costs prior to the contract being signed. Any overages billed by the contracted audit will be the responsibility of the
5 Auditor of Accounts office unless the agency was made aware of the additional time needed for the audit and
6 approved the time and the additional costs.

7 **Section 99.** Section 1 of this Act contains ASF position authorizations and associated appropriations for
8 Other Elective, Insurance Commissioner, Bureau of Examination, Rehabilitation and Guaranty (12-03-02). Said
9 authorizations and appropriations include an authorization for 1.0 Director of Administration and 1.0 Arbitration
10 Secretary, both of which shall be exempt.

11 **Section 100.** (a) Section 1 of this Act provides \$3,816.0 ASF to Other Elective, State Treasurer,
12 Administration (12-05-01), Cash Management Policy Board, authorized by 29 Del. C. c. 27, for the purpose of
13 providing staff support and operational expenses, including payment of fees for banking services. The \$3,816.0 in
14 interest income on bank deposits shall be coded as special fund revenue to provide funds for operation of the Cash
15 Management Policy Board.

16 (b) The State Treasurer is not otherwise authorized to retain banking and/or investment services without the
17 consent of the Cash Management Policy Board, and funds under the custody of the State Treasurer shall be invested
18 consistent with Cash Management Policy Board guidelines pursuant to 29 Del. C. c. 27.

19 **Section 101.** The State Treasurer's Office shall develop a rate for the purpose of recovering costs associated
20 with the State's acceptance of funds through the use of credit, debit and purchasing cards. Cost recoverable
21 activities shall include online transactions as well as traditional card transactions. The initial rate and periodic
22 necessary adjustments to the rate shall be approved by the Office of Management and Budget. The Treasurer's
23 Office may initiate an automated revenue reduction process, equal to the approved rate, for all cash receipts received
24 by the aforementioned methods. The Treasurer's Office shall provide the agency with a statement of total revenue
25 or payment, less transaction costs and net revenue. In lieu of an automated revenue reduction process, the
26 Treasurer's Office may invoice a state agency for necessary reimbursement. The use of these recovered funds shall
27 be for the sole purpose of payment of Merchant Services fees.

1 **Section 102.** The State Treasurer’s Office, with the assistance of the Department of Technology and
2 Information and the Delaware Government Information Center, where appropriate, shall evaluate and approve the
3 payment component of all new web-based technology initiatives involving the electronic remittance of funds to the
4 State. Specifically, those projects promoting the use of online credit card payment, online debit card payment,
5 Automated Clearing House payments, “e-checks” and other forms of electronic funds transfer shall be subject to this
6 joint review and approval process. For those agencies that already use online credit card payment, online debit card
7 payment, Automated Clearing House payment, “e-check” or other forms of electronic funds transfer, those agencies
8 shall be exempt from this requirement unless and until such time as their current electronic payment component
9 must undergo any type of upgrade or the contract is due to expire at which point the agency shall investigate the
10 feasibility of implementing the State’s designated payment component. A standard evaluation form will be designed
11 by the State Treasurer’s Office with the assistance of the Department of Technology and Information and the
12 Government Information Center, where appropriate, and approved by the Office of Management and Budget.

13 **Section 103.** During the development of the federal Stephen J. Beck, Jr., Achieving a Better Life
14 Experience (ABLE) Act of 2014 in the State of the Delaware, the ABLE Board and the Office of the State
15 Treasurer, in conjunction with the Department of Health and Social Services, Office of Management and Budget and
16 Controller’s General’s Office, shall explore funding sources to cover the administrative cost of this program
17 pursuant to 16 Del. C. § 96A.

1 **LEGAL**

2 **Section 104.** Section 1 of this Act authorizes an appropriation for Contractual Services for Legal, Office of
3 Attorney General (15-01-01). Of this amount, ~~\$757.8~~ \$682.0 shall be used for the purpose of providing services
4 covering family violence in New Castle County, and ~~\$794.3~~ \$714.9 shall be used for the purpose of providing
5 services covering family violence in Kent and Sussex Counties.

6 **Section 105.** Of the total Deputy Attorneys General authorized in Section 1 of this Act to Legal, Office of
7 Attorney General (15-01-01):

8 (a) 2.0 FTEs Deputy Attorney General shall be assigned to Family Court for service in Kent and Sussex
9 Counties. 2.0 FTEs additional Deputy Attorney General shall be assigned to Family Court in Kent and Sussex
10 Counties for the purpose of prosecuting juvenile misdemeanor cases;

11 (b) 1.0 ASF FTE Deputy Attorney General shall be assigned to Family Court to be used to increase the
12 existing staff assigned to prosecute child support cases;

13 (c) 2.0 NSF FTEs Deputy Attorney General shall be assigned to Family Court to enhance prosecution of
14 domestic violence cases;

15 (d) 1.0 FTE Deputy Attorney General shall be exclusively dedicated to Labor Law Enforcement in the
16 Department of Labor, Division of Industrial Affairs, Anti-Discrimination (60-07-04). The cost of this employee and
17 all expenses associated with his/her employment shall be included in the annual tally pursuant to 19 Del. C. §
18 2392(c)(1) and the semi-annual administrative assessment per Subsection 2392(d) of the same Title;

19 (e) 0.5 FTE Deputy Attorney General shall be assigned to the Child Placement Review Board;

20 (f) 3.0 FTEs Deputy Attorney General shall be assigned to provide legal representation as required to the
21 Department of Correction;

22 (g) 2.0 FTEs Deputy Attorney General shall be assigned to the Domestic Violence Units serving Kent and
23 Sussex Counties; 2.0 FTEs Administrative Assistant shall also be assigned to these units;

24 (h) 1.0 FTE Deputy Attorney General shall be devoted exclusively to the handling of the Office of
25 Management and Budget and other related personnel issues and is not intended to supplant existing Deputy
26 Attorneys General assignments in this area;

1 (i) The Attorney General shall provide legal assistance/representation as needed for the implementation of
2 6 Del. C. c. 46 (Delaware Fair Housing Act) until funds in the "Special Administration Fund" are sufficiently
3 available;

4 (j) 1.0 ASF FTE Deputy Attorney General shall be assigned to the State Lottery Office to assist the State
5 Lottery Director in the implementation of 69 Del. Laws, c. 446;

6 (k) 4.0 ASF FTEs Deputy Attorney General shall be assigned exclusively to provide legal representation to
7 the boards and commissions under the Department of State, Regulation and Licensing, Professional Regulation (20-
8 04-01). 2.0 ASF FTEs Deputy Attorney General, including a Prosecutor, shall be assigned exclusively to provide
9 additional contract review, general legal services and legal counsel as needed for the Department of State,
10 Regulation and Licensing, Professional Regulation;

11 (l) 1.0 split-funded (0.5 FTE and 0.5 NSF FTE) Deputy Attorney General, 1.0 ASF FTE Deputy Attorney
12 General and 3.0 NSF FTEs Deputy Attorney General (one for each county) shall be assigned to the Department of
13 Services for Children, Youth and Their Families, Family Services to work on termination of parental rights, pursuit
14 of custody and adoption cases and to provide other legal advice and appearances related to the work done by this
15 division;

16 (m) 1.0 FTE support staff position shall be assigned to the Family Division in Kent and Sussex Counties to
17 expedite case processing in Family Court;

18 (n) 4.0 split-funded (1.0 FTE and 3.0 NSF FTEs), 1.0 Deputy Attorney General, 2.0 Investigator and 1.0
19 Secretary shall be assigned to the Medicaid Fraud Unit to be used for investigating incidents of abuse and neglect in
20 Delaware nursing homes;

21 (o) 1.0 ASF FTE Deputy Attorney General shall be assigned to the Department of Services for Children,
22 Youth and Their Families, Family Services to work on termination of parental rights, pursuit of custody and
23 adoption cases and to provide other legal advice and appearances related to the work done by this division. Such
24 work shall specifically include thoroughly preparing termination and temporary custody cases, in concert with
25 division investigators and their supervisors, sufficiently before trial so as to ensure these cases are presented
26 properly and effectively;

27 (p) 1.0 ASF FTE Deputy Attorney General and 2.0 ASF FTEs support staff shall be assigned to handle
28 personal injury litigation involving state-owned vehicles;

1 (q) 1.0 FTE Deputy Attorney General shall be assigned to the Delaware State Police;

2 (r) Section 1 of this Act appropriates 2.0 ASF FTEs (1.0 Deputy Attorney General and 1.0 Paralegal)
3 relating to the tobacco settlement in an effort to supplement and enhance the ongoing aggressive enforcement efforts
4 of the Office of the Attorney General of Delaware's tobacco laws pertaining to youth access and to enforce the
5 Master Settlement Agreement in an effort to prevent the loss of settlement dollars; and

6 (s) Section 1 of this Act appropriates 1.0 FTE Deputy Attorney General to lead the Office of the Common
7 Interest Community Ombudsman.

8 (t) The Attorney General shall submit a semi-annual report to the Director of the Office of Management
9 and Budget and Controller General that details the number of Deputy Attorney General FTEs, the source of their
10 funding and the divisions to which they are assigned. These reports are due on November 30 and May 15 of each
11 fiscal year.

12 **Section 106.** Section 1 of this Act appropriates Personnel Costs and 22.0 split-funded FTEs (66 percent
13 ASF and 34 percent GF) to Legal, Office of the Attorney General (15-01-01) to support the Child Support Services
14 function. The Child Support Services function in the Attorney General's Office will operate on a reimbursement
15 basis, wherein the State makes the initial expenditures and is reimbursed from federal funds controlled by the
16 Department of Health and Social Services. The reimbursement rate for operations will be 66 percent of total direct
17 costs; the reimbursement rate for indirect costs will be ~~21.95~~ 27.60 percent of federal dollars spent on direct salary
18 costs.

19 Notwithstanding the provisions of 29 Del. C. § 6404(h)(1) and (2), the Attorney General's Office shall be
20 allowed to retain the federal reimbursement of direct costs in an ASF account to pay the ASF share of operating
21 expenses associated with the Child Support Services function.

22 The Attorney General's Office shall also be allowed to retain up to a maximum of \$30.0 of the departmental
23 portion of indirect cost recoveries for this function to support the agency's overhead and \$16.3 to be applied to the
24 State's share for four clerical positions. The statewide portion of indirect cost recoveries will be deposited into the
25 indirect cost account in the Office of Management and Budget. The remainder of the indirect cost recoveries and any
26 unused portion of indirect cost funds in the Attorney General's Office will be deposited into a separate account and
27 retained to support the General Fund portion of the budget for this function in subsequent years.

1 Adjustments to ASF spending authority for the Office of the Attorney General may be made upon the
2 concurrence and approval of the Director of the Office of Management and Budget and the Controller General.

3 **Section 107.** Section 1 of this Act includes Personnel Costs and 1.0 ASF FTE Administrative Specialist II
4 (BP# 8131) in Legal, Office of the Attorney General (15-01-01). In order to provide funding for this position, the
5 Department of Natural Resources and Environmental Control (40-00-00) shall allocate monies to the Office of the
6 Attorney General by July 15 of each fiscal year.

7 **Section 108.** Section 1 of this Act includes Personnel Costs in Consumer Protection and 3.0 ASF FTEs in
8 Legal, Office of the Attorney General (15-01-01) for activities associated with the regulation of credit counseling
9 and debt management companies as authorized in 6 Del. C. c. 24A, the Delaware Uniform Debt-Management
10 Services Act.

11 **Section 109.** Section 1 of this Act includes an appropriation to Legal, Office of Defense Services, Office
12 of Conflicts Counsel (15-02-03) for the Office of Conflicts Counsel. The Office of Defense Services, per the Chief
13 Defender, may use such appropriation to recruit and retain contract attorneys in the Office of Conflicts Counsel. The
14 Chief Defender and the Chief of the Office of Conflicts Counsel, Assistant Public Defender V/Chief Conflicts
15 Counsel (BP# 85743), may decide upon, but are not limited to, the following options: implementing new contract
16 rates, including setting regional or market-based contract rate structures; increasing the number of contracts; and/or
17 splitting full-time contracts into part-time contracts. Upon the approval by the Director of the Office of Management
18 and Budget and the Controller General, the Chief Defender may implement any combination of these or other
19 reasonable options in an effort to maximize the recruitment and retention of qualified attorneys to serve the Office of
20 Conflicts Counsel.

21 **Section 110.** Section 1 of this Act appropriates funds for the Victim Compensation Assistance Program in
22 Legal, Office of the Attorney General (15-01-01). The Office of the Attorney General shall provide monthly reports
23 regarding the Victim Compensation Assistance Program to the Office of Management and Budget and the Office of
24 the Controller General. The report shall include financial updates for the Victim Compensation Assistance Program,
25 including federal and state expenditures, revenues and balances.

26 **Section 111.** Recognizing funding and policy challenges in the criminal justice system, the General
27 Assembly hereby establishes the Criminal Justice Improvement Committee. The Committee shall suggest

1 efficiencies, improvements and cost savings to the criminal justice system. The Chair and Co-Chair of the Joint
2 Finance Committee shall appoint a Committee Chair. The Committee shall also include the following membership:

- 3 a. The Attorney General or designee;
- 4 b. The Chief Defender or designee;
- 5 c. The Commissioner of Correction or designee;
- 6 d. The Governor's criminal justice policy advisor;
- 7 e. A member of the Joint Finance Committee representing each caucus, as appointed by the Chair and Co-
8 Chair of the Joint Finance Committee;
- 9 f. Two representatives of the Judicial Branch, as appointed by the Chief Justice;
- 10 g. A representative from the Delaware Association of Criminal Defense Lawyers;
- 11 h. A representative from the Delaware Bar Association; and
- 12 i. The Director of Substance Abuse and Mental Health or designee.

13 The Committee shall review opportunities for efficiencies in the criminal justice system, including but not limited to
14 the following areas:

- 15 a. Statutes in the criminal code, identifying disproportionate, redundant, outdated, duplicative or inefficient
16 statutes;
- 17 b. Crimes that should or should not constitute potential jail time;
- 18 c. Judicial access to adequate information prior to sentencing;
- 19 d. Court decisions and rules related to Rule 61;
- 20 e. The charging and plea bargaining process, including cases where charges may overlap;
- 21 f. Bail and alternatives to incarceration including new technologies; and
- 22 g. Action plans related to the identified areas outlined in the Sixth Amendment Center's report, published in
23 February 2013.

24 The Committee shall work in consultation with other governmental committees and bodies which have overlapping
25 authority in the criminal justice areas that it will be reviewing, in order to support coordination and avoid
26 duplications of efforts. Those bodies include, but are not limited to, the Delaware Sentencing Accountability
27 Commission, Delaware Justice Reinvestment Oversight Group and the Supreme Court's Access to Justice
28 Commission. In recognition that many important criminal justice issues fall within overlapping jurisdictions of

1 various commissions, task forces and other bodies overseeing criminal justice areas, and that this overlap creates a
2 strain on scarce staff resources, risks inefficiency and potential inconsistency in policies, the Committee shall also
3 recommend steps to reduce the number of bodies dealing with common criminal justice issues, so that fewer and
4 more effective bodies develop and help implement criminal justice policies.

5 The Committee shall recommend appropriate funding or policy changes by May 1, 2017.

1 **STATE**

2 **Section 112.** (a) Section 1 of this Act includes Personnel Costs and 3.0 FTEs (BP# 65750, 927 and 9322),
3 \$2.0 in Supplies and Materials, ~~\$38.5~~ \$31.4 in Contractual Services, ~~\$217.4~~ \$192.5 in International Trade, ~~\$206.6~~
4 \$128.6 in Delaware Center for Global Trade, ~~\$192.5~~ \$153.0 for International Council of Delaware and ~~\$52.2~~ \$20.0
5 in Italian/American Commission in the Department of State, Office of the Secretary, Administration (20-01-01). The
6 affected employees will remain exempt from classified service in accordance with 29 Del. C. § 5903 and will retain
7 current compensation levels in addition to enacted salary policy.

8 (b) The appropriations in subsection (a) support the International Development Group which shall be the
9 primary entity for the State related to all international trade matters including: export and import assistance to
10 Delaware citizens and businesses; international trade missions; and coordination with other state agencies,
11 departments, international organizations, international commissions and councils.

12 (c) The International Trade Group shall be designated as the primary contact for the State regarding all
13 international trade matters with the business community; U.S. federal agencies; regional, national and international
14 organizations; foreign governments; and other domestic and international trade organizations worldwide.

15 (d) The International Development Group shall be responsible to host, arrange and coordinate the schedule
16 for international trade delegations and foreign government officials visiting the State.

17 **Section 113.** Section 1 of this Act provides an appropriation to the Department of State, Office of the
18 Secretary, Delaware Commission of Veterans Affairs (20-01-02) for Contractual Services. Of that amount, ~~\$46.9~~
19 \$42.2 shall be used to provide mental health services for veterans in Kent and Sussex Counties.

20 **Section 114.** Section 1 of this Act provides an appropriation to the Department of State, Delaware Public
21 Archives (20-03-01) for the Delaware Heritage Office. Of that amount, \$7.0 shall be used at the discretion of the
22 Delaware Heritage Office for scholar awards, challenge grants and publications.

23 **Section 115.** Section 1 of this Act appropriates \$15.0 ASF in the line item Historical Marker Maintenance
24 to the Department of State, Delaware Public Archives (20-03-01) for replacement, repair and refurbishing of
25 historical markers.

26 **Section 116.** Section 1 of this Act contains an ASF authorization for Contractual Services in Department
27 of State, Corporations (20-05-01). Of this amount, up to \$200.0 may be used to contract for captive insurance
28 marketing-related services by state agencies and/or third parties. Seed funding provided by the Division of

1 Corporations in prior fiscal years to the captive insurance regulatory and supervision fund may be returned by the
2 Department of Insurance to the division to fulfill the purposes of this section.

3 **Section 117.** Section 1 of this Act establishes a special fund appropriation entitled Technology
4 Infrastructure Fund, in the Department of State, Corporations (20-05-01). All revenues derived as a result of 8 Del.
5 C. § 391(h)(1), 6 Del. C. § 15-1207(b)(1), 6 Del. C. § 17-1107(b)(1), 6 Del. C. § 18-1105(b)(1) and 12 Del. C §
6 3813(b)(1) will be deposited into this fund to be used for technological and infrastructure enhancements, ongoing
7 maintenance, operational expenses for Corporations, additional technology projects in the Department of State
8 including projects that support the operations of the Delaware Veterans Home, electronic government information
9 projects and library technology initiatives including grants to ensure a three-year replacement cycle for hardware,
10 software and peripherals used to support public access computing and other statewide and local library services. Of
11 the amount appropriated to the Technology Infrastructure Fund, \$25.0 will be used for the operation of the Newline
12 Service as provided by the Department of Health and Social Services, Visually Impaired, Visually Impaired Services
13 (35-08-01). Quarterly reports regarding the status of this fund shall be made by the Department of State to the
14 Director of the Office of Management and Budget and the Controller General.

15 **Section 118.** The Delaware Heritage Office shall investigate which out of print books and writings on
16 Delaware history should be considered for republication. Further, the Delaware Heritage Office shall investigate
17 which writings in these categories would be valuable for republication. A report shall be made to the Controller
18 General and the Director of the Office of Management and Budget by December 1 of each fiscal year.

19 **Section 119.** Section 1 of this Act makes an appropriation to Department of State, Libraries (20-08-01) in
20 the amount of ~~\$2,563.5~~ \$2,307.1 and ~~\$1,760.8~~ \$1,820.8 ASF for Library Standards. Of that amount, Libraries may
21 reserve up to \$429.6 for planning and evaluation grants to determine each library's attainment of state and federal
22 library standards. The remaining funds shall be paid to libraries in two installments equal to 50 percent of the total
23 amount allocated to that library, one installment upon signature of the contract and the second installment in January
24 of the fiscal year. Funds granted to any library under the provisions of 29 Del. C. c. 66, if unspent at the end of the
25 fiscal year shall not revert to the General Fund, but instead shall be held in an account for the benefit of the library
26 from which the unspent funds came. These funds may be spent in subsequent years for purposes described in 29 Del.
27 C. c. 66. The use of such carryover funds shall not be used as part of any subsequent years' formula payment.

1 **Section 120.** The Department of State shall establish the shift differential for Licensed Practical Nurses
2 employed at the Delaware Veterans Home at 10 percent for 3-11 shifts on weekdays and 7-3 shifts on weekends.
3 The shift differential shall be established at 15 percent for 11-7 shifts on weekdays and 3-11 shifts on weekends. The
4 shift differential for the 11-7 weekend shifts shall be established at 20 percent. To the extent or where an employee
5 is covered by a collective bargaining agreement pursuant to 19 Del. C. § 1311A, the terms and conditions of said
6 agreement shall apply.

7 **Section 121.** Notwithstanding any other provisions of the Delaware Code, the Department of State shall
8 have the authority to fill vacant positions at the Delaware Veterans Home with qualified applicants for the ~~Nursing~~
9 ~~Assistant~~, Certified Nursing Assistant, ~~Active Treatment Facilitator~~, Activity Therapist, Licensed Practical Nurse,
10 Registered Nurse, ~~Physician~~, Dentist and ~~Psychiatrist~~ classifications by agency recruitment efforts unless an
11 eligibility list is required by federal law for that position.

12 **Section 122.** Notwithstanding the provisions of 29 Del. C. § 6102(a) and 5 Del. C. § 1106, the Office of
13 the State Banking Commissioner is authorized to retain \$150.0 of the Bank Franchise Tax for costs associated with
14 the collection and administration of the Bank Franchise Tax. Also, an additional \$75.0 of the Bank Franchise Tax
15 shall be used for costs associated with consumer education and information programs with approval of final
16 allocations by the Controller General.

1 **FINANCE**

2 **Section 123.** The Department of Finance, Office of the Secretary (25-01-01) is authorized during the fiscal
3 year to maintain special funds with the State Treasurer for the acquisition of technology and payment of other costs
4 incidental (including the hiring of seasonal employees) to the implementation and maintenance of computer systems
5 at the Office of the Secretary or Revenue (25-06-01). Deposits to the special funds shall be from the collection of
6 delinquent taxes and shall not exceed ~~\$3,150.6~~ \$3,220.6.

7 **Section 124.** Revenue (25-06-01) is authorized to establish and maintain a special fund with the State
8 Treasurer for the purpose of contracting and/or employing personnel for the collection of delinquent state taxes and
9 other debts that Revenue has undertaken to collect. The contracts and/or personnel may provide for 1) collection or
10 assistance in collection of delinquent accounts from businesses or persons; and/or 2) audit of business and personal
11 taxables under the direct supervision of Revenue management; and/or 3) audit of physical inventory of alcoholic
12 beverage wholesalers. Deposits to the special fund shall be from the collection of delinquent taxes. A detailed report
13 on all expenditures from and collections to this special fund shall be sent annually to the Director of the Office of
14 Management and Budget and the Controller General. Unencumbered balances on June 30 in excess of \$300.0 shall
15 revert to the General Fund.

16 **Section 125.** The Director of Revenue shall have the authority to accept, on whatever terms and conditions
17 he/she may establish, payment by credit card of taxes, fees and other obligations that Revenue has undertaken to
18 collect. The Director is authorized to enter into contracts for the processing of credit card payments and fees
19 associated with such contracts. Up to \$470.9 of the delinquent collections in the ASF line may be used to pay for
20 fees and expenses associated with the collection of taxes by credit cards.

21 **Section 126.** Notwithstanding the provisions of any other law, the Secretary of Finance or his or her
22 designee shall have the authority to enter into agreements according to which contingency and other fees are
23 provided to persons locating or substantiating property to be escheated to the State or to other persons identifying
24 abandoned property by means of audit or otherwise. Section 1 of this Act authorizes the Department of Finance,
25 Office of the Secretary (25-01-01) to maintain two ASF accounts with the State Treasurer:

26 (a) Escheat (appropriation 60507), from which charges relating to receiving and processing remittances
27 and reports by holders, and claims by owners of abandoned property, as well as advertising and travel fees and

1 associated costs may be paid, and into which abandoned property remittances may, at the discretion of the Secretary,
2 be deposited; and

3 (b) Escheat Enforcement (appropriation 60513), from which contingency and other fees, including legal
4 expenses incident to escheat compliance and enforcement, may be paid to compensate persons locating or
5 substantiating property or developing or maintaining systems that permit the State to substantiate and accept
6 property to be escheated to the State or to other persons identifying abandoned property by means of audit or
7 otherwise, and into which abandoned property remittances may, at the discretion of the Secretary, be deposited.

8 Notwithstanding the provisions of any other law, the Secretary of Finance or his or her designee may enter
9 into or maintain escrow, custodian or similar agreements for the purpose of protecting the State's interest in property
10 to be escheated or fees payable pursuant to the aforesaid agreements. In the event that the Department of Finance's
11 amount of Contractual Services in Escheat Enforcement (appropriation 60513) shall exceed the amount in Section 1
12 of this Act due to higher than anticipated legal expenses or audit or other collections, the ASF budget in Section 1 of
13 this Act may be amended by the Secretary of Finance, the Controller General and the Director of the Office of
14 Management and Budget. Unencumbered balances in Escheat on June 30 in excess of \$275.0 shall revert to the
15 General Fund. Unencumbered balances in Escheat Enforcement on June 30 in excess of \$7,000.0 shall revert to the
16 General Fund.

17 **Section 127.** The Director of Revenue may, in the Director's discretion and in lieu of the requirements of
18 30 Del. C. § 356, mail to any taxpayer a paper or electronic notification setting forth:

19 (a) The requirement of filing a tax return; and

20 (b) Methods by which the taxpayer may obtain a blank return, including the telephone numbers of the
21 Division of Revenue and, if applicable, an Internet site containing downloadable returns.

22 **Section 128.** (a) In the event that the State Lottery Office's amount of Contractual Services shall exceed
23 the amount in Section 1 of this Act due to increased lottery ticket sales, the ASF budget in Section 1 of this Act may
24 be amended by the Secretary of Finance, the Controller General and the Director of the Office of Management and
25 Budget, provided that the total operating budget for this fiscal year shall not exceed 20 percent of gross sales as
26 limited by 29 Del. C. § 4815(a).

27 (b) In the event that the State Lottery Office's amount of Contractual Services shall exceed the amount in
28 Section 1 of this Act due to increased video lottery net proceeds, the ASF in Section 1 of this Act may be amended

1 by the Secretary of Finance, the Controller General and the Director of the Office of Management and Budget,
2 subject to the limitations outlined in 29 Del. C. § 4815(b).

3 **Section 129.** Pursuant to 29 Del. C. § 4815(b)(2) and 29 Del. C. § 4815(d)(1)(b), funds from the State
4 Lottery Fund shall be released to an appropriately established account within the Department of Health and Social
5 Services, Substance Abuse and Mental Health (35-06-00) on or before the 15th day of each month, the amount of
6 which shall be based on the results of video lottery operations and table game operations, respectively conducted
7 during the immediately preceding month.

8 **Section 130.** Pursuant to 29 Del. C. § 4805(b)(4), the State Lottery Office (25-07-01) is authorized to enter
9 into an agreement with other state lotteries for participation in multi-jurisdictional, wide-area, progressive video
10 lottery games. The State Lottery Office is authorized to contract with these other state lotteries for the procurement
11 of services for implementation of multi-jurisdictional, wide-area, progressive video lottery games, and the
12 provisions of 29 Del. C. c. 69 shall not apply.

1 **HEALTH AND SOCIAL SERVICES**

2 **Section 131.** Notwithstanding any other provisions of the Delaware Code, the Department of Health and
3 Social Services shall have the authority to fill vacant positions with qualified applicants for the Certified Nursing
4 Assistant, Active Treatment Facilitator, Activity Therapist, Licensed Practical Nurse, Registered Nurse, Physician,
5 Dentist and Psychiatrist classifications by agency recruitment efforts unless an eligibility list is required by federal
6 law for that position.

7 **Section 132.** Section 1 of this Act appropriates funding and 0.5 ~~ASF~~ GF and 0.5 NSF position to the
8 Department of Health and Social Services, Administration, Office of the Secretary (35-01-10) for a Home and
9 Community-Based Services Ombudsman (HCBSO). This position will report directly to the State Long-Term Care
10 Ombudsman and will serve as a principal point of contact for adult home and community-based consumers.
11 HCBSO will function as a mediator and facilitate conflict resolution relative to services for adults residing in home
12 and community-based settings and/or receiving services from providers licensed to provide home and community-
13 based services in the State of Delaware. In addition, HCBSO will contribute to the development of state long-term
14 care policy by means of sharing data, information and funding from an array of home and community-based service
15 system monitoring and related activities.

16 **Section 133.** Section 1 of this Act appropriates \$500.0 ASF in Tobacco Fund: Autism Supports to the
17 Department of Health and Social Services, Administration, Office of the Secretary (35-01-10) for Autism Spectrum
18 Disorder. These funds are pass-through funding to the University of Delaware's Center for Disabilities Studies and
19 will be used to implement the Delaware Network for Excellence in Autism (DNEA), which will provide a resource
20 for training and technical assistance for Delaware state agencies, organizations and other private entities operating in
21 the State of Delaware that provide services and support to individuals and families affected by Autism Spectrum
22 Disorder. These funds will support the following positions: one Network Director, one Administrative Support and
23 two Team Leaders. The remainder of the funding will be used to provide operational support for DNEA.

24 **Section 134.** (a) Results of investigations conducted by the Audit and Recovery Management Services
25 (ARMS) concerning any and all public welfare and Purchase of Child Care programs administered by the
26 Department of Health and Social Services that indicate inadvertent household error or agency error are processed for
27 collection of overpayment. Cases of probable or prosecutable fraud shall be transmitted to the Office of the Attorney
28 General directly by the Director of the Division of Management Services. The Office of the Attorney General shall

1 prosecute those cases deemed actionable and return the rest to the Department of Health and Social Services for
2 collection of overpayment. The Secretary of the Department of Health and Social Services shall file an annual report
3 directly with the Director of the Office of Management and Budget and the Controller General.

4 (b) Section 1 of this Act provides an appropriation of \$232.8 ASF in the Department of Health and Social
5 Services, Administration, Management Services (35-01-20), Program Integrity for the operation of the ARMS unit.
6 Revenue from ARMS collections related to Public Assistance and Purchase of Child Care programs shall fund this
7 account. All revenue in excess of the Program Integrity's ASF authority shall be deposited as designated by 29 Del.
8 C. § 6102.

9 **Section 135.** (a) Section 1 of this Act appropriates ~~\$3,926.6~~ \$4,854.4 in Department of Health and Social
10 Services, Administration, Management Services (35-01-20) under Early Intervention for the Part C Birth to Three
11 Program; \$133.0 in Department of Services for Children, Youth and Their Families, Prevention and Behavioral
12 Health Services, Prevention/Early Intervention (37-04-20) for the Birth to Three Program; and \$265.4 in the
13 Department of Education, Block Grants and Other Pass Through Programs, Special Needs Programs (95-03-20) for
14 the Interagency Resource Management Committee (IRMC). IRMC shall consult and advise the lead agency in setting
15 program eligibility standards, shall have the authority to allocate such funds and may advise on the use of other funds
16 specifically designated for this project. Section 1 of this Act includes ~~33.5~~ 32.5 FTEs in Department of Health and
17 Social Services, Public Health, Community Health (35-05-20); 2.0 FTEs in Department of Services for Children,
18 Youth and Their Families, Prevention and Behavioral Health Services, Prevention/Early Intervention (37-04-20); and
19 2.0 FTEs in Department of Education, Block Grants and Other Pass Through Programs, Special Needs Programs (95-
20 03-20) to provide appropriate service coordination and transition services for children birth to three, selected through
21 the early intervention process to ensure compliance with federal regulations and a coordinated transition with their
22 respective local education agencies. In addition, IRMC may recommend the transfer of General Fund positions
23 and/or General Fund dollars from the Department of Health and Social Services as necessary to operate this program.

24 (b) The Secretary of the Department of Health and Social Services shall ensure that under the Part C Birth
25 to Three Program, no child will be denied services because of his/her parent's inability to pay. The following will be
26 adhered to by the Department of Health and Social Services in developing Part C-vendor agreements: 1) vendors
27 will agree to bill third party insurance including Medicaid and clients; 2) client fees will be based on the Department
28 of Health and Social Services scale developed by the Ability to Pay Committee and found in the department's policy

1 Memorandum 37; and 3) those agencies who have sliding payment scales currently will be permitted to continue
2 using them as long as those scales do not require a greater financial burden than that of the Department of Health
3 and Social Services scale.

4 **Section 136.** Section 1 of this Act appropriates \$1,728.6 to Department of Health and Social Services,
5 Administration, Office of the Secretary (35-01-10) for the Delaware Institute of Medical Education and Research
6 (DIMER). This amount shall be allocated as follows:

7	<u>Sidney Kimmel Medical College</u>	<u>\$ 1,000.0</u>
8	<u>Philadelphia School of Osteopathic Medicine</u>	<u>250.0</u>
9	<u>Loan Repayment</u>	<u>198.4</u>
10	<u>Tuition Assistance</u>	<u>280.2</u>

11 Any changes in this allocation must receive prior approval from the Director of the Office of Management
12 and Budget and the Controller General.

13 Any loan or scholarship program developed by the DIMER Board will be repaid under terms and
14 conditions that will be coordinated with the Delaware Health Care Commission, who shall be responsible for
15 monitoring and enforcement. In designing either a scholarship or loan program, the DIMER Board will consider the
16 need to assure that there is a continuing supply of physicians for Delaware. The loan repayment allocation of \$198.4
17 shall be used to recruit physicians or other practitioners eligible under the loan repayment program and to recruit and
18 retain practitioners in underserved areas of Delaware. Recruitment tools include, but are not limited to, loan
19 repayment programs. Scholarships, loans and loan repayment programs will be approved by the Delaware Health
20 Care Commission, the Director of the Office of Management and Budget and the Controller General.

21 **Section 137.** (a) Section 1 of this Act appropriates \$217.5 to the Department of Health and Social Services,
22 Administration, Office of the Secretary (35-01-10) for the Delaware Institute of Dental Education and Research
23 (DIDER). This amount shall be allocated as follows:

24	<u>Temple University School of Dentistry</u>	<u>\$ 200.0</u>
25	<u>Loan Repayment Program</u>	<u>17.5</u>

26 (b) Of the allocation identified above, \$17.5 shall be used to recruit and retain dentists and other
27 practitioners eligible under the loan repayment program.

1 (c) \$200.0 of the allocation identified above shall be used to support 13 dental slots at the Temple
2 University School of Dentistry.

3 (d) Any loan or scholarship program developed by the DIDER Board shall be repaid under terms and
4 conditions coordinated with the Delaware Health Care Commission, who shall be responsible for monitoring and
5 enforcement. In designing either a scholarship or loan program, the DIDER Board shall consider the need to assure
6 that there is a continuing supply of dentists for Delaware. Scholarships, loans and loan repayment programs shall be
7 approved by the Delaware Health Care Commission, the Director of the Office of Management and Budget and the
8 Controller General.

9 **Section 138.** The General Assembly directs the Department of Health and Social Services, Office of the
10 Secretary, Health Care Commission to require DIDER loan repayment recipients to agree to provide preventive
11 dental care to eligible clients of the Division of Developmental Disabilities Services. The Secretary of the
12 Department of Health and Social Services shall work with the DIDER board to determine eligibility and the number
13 of clients to be served.

14 **Section 139.** Section 1 of this Act makes an appropriation to the Department of Health and Social
15 Services, Administration, Management Services (35-01-20) for the Early Intervention Program. Of that amount,
16 \$150.0 is appropriated to provide evaluation and direct services for children.

17 **Section 140.** The Department of Health and Social Services is authorized to contract with a cooperative
18 multi-state purchasing contract alliance for the procurement of pharmaceutical products, services and allied supplies.
19 The provisions of 29 Del. C. c. 69 shall not apply to such contract. Prior to entering into any such contracts, the
20 department will obtain the approval of the Director of the Office of Management and Budget.

21 **Section 141.** (a) The amount appropriated by Section 1 of this Act to the Department of Health and Social
22 Services for Title XIX Federal Programs Medicaid shall be expended solely in accordance with the following
23 conditions and limitations:

- 24 (1) This appropriation shall be used for the purpose of continuing the program of medical assistance
25 provided within the State Plan under Title XIX of the Social Security Act and the requirement of
26 Section 121(a) of P.L. 89-97 and all subsequent amendments enacted by the Congress of the
27 United States and commonly known as Title XIX of the Social Security Act; and

1 (2) The State Plan of medical care to be carried out by the Department of Health and Social Services
2 shall meet the requirement for Federal Financial Participation under the aforementioned Title
3 XIX.

4 (b) Funds appropriated by Section 1 of this Act for Title XIX Medicaid may be expended by the Department
5 of Health and Social Services for covered direct client services as well as transportation and disease management.
6 Funds may be expended for other administrative costs involved in carrying out the purpose of this section if
7 approved by the Director of the Office of Management and Budget.

8 (c) The funds hereby appropriated for Medicaid shall be expended only on condition that the program is
9 approved and federal matching funds are provided by the appropriate federal agency except that funds may be
10 expended to cover certain mental health services received by Medicaid eligible clients even though the federal
11 government has terminated matching funds.

12 (d) The Department of Health and Social Services shall file a report to the Director of the Office of
13 Management and Budget and the Controller General of all services provided by the Medicaid appropriation. The
14 report shall clearly identify any services that were changed, added or deleted during the current fiscal year. This
15 report is due by May 15 of each fiscal year.

16 **Section 142.** Section 1 of this Act makes appropriations to the Department of Health and Social Services,
17 Medicaid and Medical Assistance (35-02-01) for various programs that pay for health care. In the Medicaid
18 program, federal regulations mandate that drug companies must provide rebates in order to participate in the
19 program. The Division of Medicaid and Medical Assistance shall establish a drug rebate process for any prescription
20 benefits provided to clients enrolled in the following non-Medicaid programs administered by the Department of
21 Health and Social Services, including but not limited to: the Delaware Healthy Children Program, the Renal Disease
22 program and the Cancer Treatment program ~~and the Delaware Prescription Assistance Program~~. The division shall
23 establish a rebate process that it determines is in the best interests of the citizens who are being served. The rebate
24 amount shall be calculated using the full methodology prescribed by the federal government for the Medicaid
25 program. In addition, the division is authorized to negotiate rebates with drug companies for both Medicaid and
26 other programs. Notwithstanding any provisions of the Delaware Code to the contrary, the division shall deposit
27 any drug rebate funds received, as well as third party insurance collections (minus retention amounts) and other

1 collections into the appropriate Medicaid and Medical Assistance program account and use them to meet program
2 costs.

3 Section 1 of this Act also makes appropriations to other agencies of state government for health care
4 programs that purchase drugs. The Division of Medicaid and Medical Assistance shall work with other state
5 agencies to develop a drug rebate process for these programs.

6 The Director of the Office of Management and Budget and the Secretary of Health and Social Services
7 shall continue to analyze cost containment initiatives in the area of additional drug rebates for prescription drugs.
8 The Director of the Office of Management and Budget and the Secretary of Health and Social Services shall confer
9 with the Controller General and the Co-Chairs of the Joint Finance Committee.

10 **Section 143.** The Department of Health and Social Services is authorized to contract for the procurement
11 of managed care services for the Delaware Medical Assistance Program. The provisions of 29 Del. C. c. 69 shall not
12 apply to such contracts.

13 **Section 144.** Section 1 of this Act provides an appropriation to the Department of Health and Social
14 Services, Medicaid and Medical Assistance (35-02-01) for Renal Disease.

15 Public Health (35-05-00) will provide the following support for the Chronic Renal Disease Program: 1)
16 provide staff support for the Chronic Renal Disease Advisory Committee, including the maintenance of the
17 committee membership and appointment system; 2) assist in developing programs and other public health initiatives
18 designed to prevent chronic renal disease; and 3) carry out educational programs for health professionals and the
19 public to increase general knowledge of the prevention and treatment of chronic renal disease.

20 Medicaid and Medical Assistance will provide the following support for the Chronic Renal Disease
21 Program: 1) develop standards for determining eligibility for services provided by the program, with the advice of
22 the Advisory Committee; 2) extend assistance to persons suffering from chronic renal disease who meet eligibility
23 criteria; 3) periodically provide information to the Advisory Committee on services provided and expenditures for
24 these services; and 4) coordinate benefits with the Medicare Part D program for non-state employee clients. Those
25 clients not Medicaid eligible will receive the same level of services as in previous years.

26 **Section 145.** Section 1 of this Act provides ASF spending authority to the Department of Health and
27 Social Services, Division of Medicaid and Medical Assistance (DMMA) (35-02-01). Notwithstanding the provisions
28 of 29 Del. C. § 6102, the division shall be allowed to deposit Medicaid reimbursement for the federal share of

1 Medicaid claims for the Pathways Program Employment Navigators into its Medicaid ASF appropriation.
2 Employment Navigators are employees of the Division of Developmental Disabilities Services, Community
3 Services (35-11-30) and Division of Services for Aging and Adults with Physical Disabilities,
4 Administration/Community Services (35-14-01). Revenue will be retained by DMMA to support the state share of
5 claims for Pathways services.

6 **Section 146.** Section 1 of this Act includes 2.0 NSF FTEs in the Department of Health and Social
7 Services, Social Services (35-07-01). These Medicaid Eligibility Specialist positions will be funded through
8 voluntary contributions from medical facilities and from federal matching funds. These positions will expedite the
9 Medicaid eligibility application process for Medicaid clients and will ensure that these clients apply for services
10 through Medicaid, if appropriate, thereby maximizing federal revenues for the State of Delaware. Other medical
11 facilities throughout the State may participate in this program.

12 **Section 147.** Section 1 of this Act includes an appropriation to the Department of Health and Social
13 Services, Public Health, Community Health (35-05-20) for Tobacco Fund: Contractual Services. This amount,
14 \$539.5 ASF shall be used for the purpose of providing school nursing services five days a week to non-public
15 schools in New Castle County and Kent County.

16 The Secretary of the Department of Health and Social Services will ensure that the contracts with the
17 various schools in this program are executed no later than August 15 of each fiscal year. The Secretary will also
18 ensure that timely payments are made to all contractors.

19 **Section 148.** (a) Section 1 of this Act makes an appropriation to the Department of Health and Social
20 Services, Public Health, Director's Office/Support Services (35-05-10) for a State Office of Animal Welfare. The
21 office shall be responsible for coordinating programs, standards and oversight to protect the State's animals and
22 ensure best practices with public health and safety as outlined by the Animal Welfare Task Force recommendations.

23 (b) There shall be 5.0 FTEs authorized for the Office of Animal Welfare, as recommended by the Animal
24 Welfare Task Force. It is the intent of the General Assembly that some veterinarian experience be included in the
25 office's structure, whether through one of the office positions or in a contractual role.

26 (c) The General Assembly directs the Office of Animal Welfare within the Department of Health and
27 Social Services, Division of Public Health, Director's Office/Support Services, Office of Animal Welfare (35-05-10)

1 to enforce animal control and licensing, dangerous dog, rabies control and animal cruelty laws for the State of
2 Delaware.

3 (d) The City of Wilmington and New Castle, Kent and Sussex Counties are to submit payment for dog
4 control and dangerous dog law enforcement to the Office of Animal Welfare upon transfer of these enforcement
5 services. These payments, as well as payments related to enforcement of animal control, cruelty and licensing laws,
6 shall be deposited into an ASF account established by the Office of Animal Welfare. For the first year of service
7 delivery, the payments to the Office of Animal Welfare by the county or city will not exceed the amount paid the
8 previous fiscal year by the county or city for the same service, prorated for the remainder of the year in which
9 services transfer. The Office of Animal Welfare will work with the counties and city to define a fair pricing
10 structure thereafter.

11 Section 1 of this Act authorizes ~~\$3,000.0~~ \$3,500.0 ASF and 14.0 ASF FTEs and 9.0 Casual/Seasonal ASF
12 positions for the Office of Animal Welfare for animal control officer positions and other positions needed to
13 incrementally assume these enforcement responsibilities.

14 (e) Section 1 of this Act provides \$101.0 for Animal Welfare to Department of Health and Social Services,
15 Public Health, Director's Office/Support Services (35-05-10) for costs associated with the enforcement of animal
16 cruelty laws and Senate Bill 211 of the 146th General Assembly.

17 **Section 149.** Section 1 of this Act appropriates ~~\$234.1~~ \$184.1 to the Department of Health and Social
18 Services, Public Health, Community Health (35-05-20) for the Uninsured Action Plan. It is the intent of the
19 Administration and the General Assembly that these funds shall be used for the continuation of the services provided
20 under the plan after all other available funds for this purpose have been exhausted. The Division of Public Health
21 shall submit a report to the Director of the Office of Management and Budget and the Controller General no later
22 than October 15 of each fiscal year detailing the plan for the expenditure of these funds.

23 **Section 150.** (a) Section 1 of this Act appropriates funds to the Department of Health and Social Services,
24 Public Health, Community Health (35-05-20) for a sickle cell treatment center. An annual report is due to the Joint
25 Finance Committee, the Director of the Office of Management and Budget, the Director of Public Health and the
26 Controller General by May 1 of each year, which will include but not be limited to the number of clients served,
27 estimated savings and all financial statements.

1 (b) Any contracts for a sickle cell treatment center are required to demonstrate a payroll and accounting
2 process and/or the employment of a payroll and accounting agent.

3 **Section 151.** Section 1 of this Act provides an appropriation for the Department of Health and Social
4 Services, Public Health, Community Health (35-05-20) for Immunizations to provide flu, pneumonia, Hepatitis B
5 and other necessary vaccinations that may be required for the protection of the Delaware public, especially those
6 that do not have medical insurance or whose insurance does not cover vaccines, including ancillary supplies such as
7 syringes and needles. This Act also provides for the reimbursement of vaccines administration fees to eligible
8 providers for vaccine administered to eligible uninsured children under the Vaccines for Children program in line
9 with rates set by the Division of Medicaid and Medical Assistance in conjunction with the Centers for Disease
10 Control and Prevention. If resources allow, funds may also be spent as necessary to upgrade and maintain the
11 immunization registry (DelVAX) to allow the program to track immunization histories.

12 **Section 152.** The State desires to establish a permanent funding program for rodent control activities at the
13 local level by providing the City of Wilmington \$15.0; New Castle County \$15.0; Kent County \$10.0; and Sussex
14 County \$10.0. The Department of Health and Social Services, Public Health, Community Health (35-05-20) shall
15 dispense these funds to local governments in lump sum payments to be made no later than September 1 of each
16 fiscal year contingent on the submission of the previous year's expenditures and carryover to the Division of Public
17 Health; establish program objectives and spending guidelines; require annual expenditure reporting to the Office of
18 the Controller General and the Office of Management and Budget by April 30 of each fiscal year; and allow
19 unexpended funds to carry over at the local level into the next fiscal year.

20 **Section 153.** Section 1 of this Act makes an appropriation to the Department of Health and Social
21 Services, Public Health, Community Health (35-05-20). Of that amount, ~~\$10.0~~ \$17.0 is to be used for monitoring
22 equipment replacement and upgrade, ~~\$5.0 to purchase chemical reference materials and \$7.0 for the~~
23 ~~restoration/maintenance of the unit response vehicle~~ for the Environmental Toxicology and Emergency Response
24 Branch.

25 **Section 154.** (a) Section 1 of this Act provides funding for the Department of Health and Social Services,
26 Public Health, Community Health, Office of Drinking Water (35-05-20) to administer the Drinking Water State
27 Revolving Fund (DWSRF). This fund consists of funding from the State Twenty-First Century Fund and United
28 States Environmental Protection Agency and includes appropriations for technical assistance and water operator

1 training for drinking water systems in the State. The Environmental Training Center at Delaware Technical
2 Community College and the Delaware Rural Water Association are the current providers of water operator training
3 and drinking water system technical assistance in Delaware. Therefore, available 2 percent set-aside funding through
4 the DWSRF for training and technical assistance shall be distributed appropriately to these agencies.

5 (b) Notwithstanding the provisions of this section, upon approval of the Director of the Office of
6 Management and Budget and the Controller General, the Office of Drinking Water may administer a competitive
7 Request for Proposal (RFP) process for drinking water system technical assistance, if other providers are available
8 and cost savings exist.

9 **Section 155.** Section 1 of this Act appropriates funds to the Department of Health and Social Services,
10 Public Health, Community Health (35-05-20) and to Judicial, Administrative Office of the Courts - Non-Judicial
11 Services, Child Death Review Commission (02-18-06) to improve birth outcomes and reduce infant mortality. More
12 specifically, the funds are to implement recommendations of the Infant Mortality Task Force/Delaware Healthy
13 Mother and Infant Consortium and other evidence-based recommendations. Included are \$4,668.4 for the Infant
14 Mortality Task Force and ~~3.0~~ Personnel Costs for 2.0 FTEs in Department of Health and Social Services, Public
15 Health, Community Health (35-05-20). Section 1 also appropriates funding for Personnel Costs for 3.0 FTEs in the
16 Infant Mortality Task Force/Delaware Healthy Mother and Infant Consortium ~~in~~ directly to Judicial, Administrative
17 Office of the Courts - Non-Judicial Services, Child Death Review Commission (02-18-06). The Department of
18 Health and Social Services shall submit an update on the spending plan and staffing details for review and approval
19 for these funds to the Director of the Office of Management and Budget and the Controller General no later than
20 November 1 of each fiscal year.

21 **Section 156.** Of the funds derived from those State Lottery funds transferred to the Department of Health
22 and Social Services, Substance Abuse and Mental Health pursuant to 29 Del. C. § 4815(b)(2), \$20.0 ASF shall be
23 used by the division to create and/or continue an Addiction Prevention Program in all Delaware high schools on the
24 subject of compulsive gambling. These funds shall provide, but not be limited to, the following:

- 25 1) A prevention education booklet to be given to every high school student in the State;
- 26 2) A teacher guideline instructional booklet to assist teachers to impart this information to
27 students; and
- 28 3) On-site training to teachers on appropriate teaching methods.

1 **Section 157.** The Department of Health and Social Services, Substance Abuse and Mental Health (35-06-
2 00) is encouraged, where appropriate, to reallocate resources so as to create a balanced system of services and
3 treatment for persons with mental illness. Such reallocation initiatives must be made within the division's
4 appropriation limit with the approval of the Director of the Office of Management and Budget and the Controller
5 General. These reallocation initiatives shall not compromise the standard of care of the division's clients.

6 **Section 158.** Section 1 of this Act appropriates ~~\$21,600.9~~ \$20,300.9 in Community Placements in the
7 Department of Health and Social Services, Substance Abuse and Mental Health, Community Mental Health (35-06-
8 20). The department shall utilize the funds to transition Delaware Psychiatric Center residents into the community.
9 As a result, the department shall realize savings in future fiscal years through analyzing staffing and operational
10 needs.

11 **Section 159.** The Merit Rules notwithstanding, Department of Health and Social Services, Division of
12 Substance Abuse and Mental Health, Board Certified Psychiatrists, Physicians and Chief Physician, which support
13 the Delaware Psychiatric Center, shall be eligible for standby pay and call back pay.

14 **Section 160.** Section 1 of this Act provides an appropriation to the Department of Health and Social
15 Services, Substance Abuse and Mental Health, Delaware Psychiatric Center (35-06-30) for Contractual Services. Of
16 that amount, \$41.2 shall be made available for a Direct Patient Care Education Program to enable direct care
17 professionals to take courses to increase their skills in specialty areas.

18 It is understood that participants in this program will provide clinical services with compensation to
19 Delaware Psychiatric Center during the duration of their education. It is further understood that these individuals
20 shall remain employees of Delaware Psychiatric Center for a minimum of one year after graduation or shall
21 reimburse the State for any and all tuition received. It is further understood that any individuals who do not
22 successfully complete their courses shall be required to reimburse the State for the cost of the tuition per divisional
23 policy.

24 **Section 161.** Section 1 of this Act provides \$407.0 and \$125.0 ASF to the Department of Health and
25 Social Services, Substance Abuse and Mental Health, Substance Abuse (35-06-40). Funds described in this section
26 are to support drug and alcohol assessments provided to offenders under the supervision of the Department of
27 Correction in the community. The Department of Health and Social Services will administer the contract(s) for this

1 service. The Commissioner of Correction and the Secretary of Health and Social Services or their designees shall
2 jointly participate in the development of the requests for proposals for these contracted services.

3 **Section 162.** Section 1 of this Act provides an appropriation to the Department of Health and Social
4 Services, Social Services (35-07-01) for Contractual Services. Of that amount, \$750.0 is for Delaware Worker Web
5 system maintenance. Social Services shall have the authority to contract for positions needed to provide system
6 maintenance. The division shall also have the authority, with approval from the Director of the Office of
7 Management and Budget and the Controller General, to transfer a portion of these funds to Personnel Costs and
8 establish up to 2.1 positions and 1.8 NSF positions in order to support system maintenance.

9 **Section 163.** Section 1 of this Act provides an appropriation of \$1,200.0 ASF to the Department of Health
10 and Social Services, Social Services (35-07-01) for TANF Child Support Pass Through. The division shall be
11 allowed to collect and deposit funds into this account as a result of child support payments collected by the Division
12 of Child Support Services on behalf of Temporary Assistance for Needy Families (TANF) clients. These funds will
13 be used by Social Services to make supplemental payments to clients who are eligible to retain a portion of their
14 child support under state and federal TANF budgeting rules.

15 **Section 164.** Notwithstanding any provisions of the Delaware Code to the contrary, the Department of
16 Health and Social Services, Social Services (35-07-01) is authorized to make such policy changes in the
17 administration of the TANF and Child Care Development Block Grant programs as may be necessary to assure that
18 Delaware will qualify for the full amount of its federal block grant entitlement funds. Any changes require the prior
19 approval of the Director of the Office of Management and Budget and Controller General.

20 **Section 165.** Section 1 of this Act appropriates Personnel Costs and ~~45.5~~ 46.5 FTEs to the Department of
21 Health and Social Services, Visually Impaired, Visually Impaired Services (35-08-01). Of this appropriation 19.0
22 FTEs itinerant teachers are available to meet caseload requirements, for the Braille Literacy Act per the provisions
23 of 14 Del. C. § 206(e).

24 **Section 166.** Section 1 of this Act provides an appropriation to the Department of Health and Social
25 Services, Visually Impaired, Visually Impaired Services (35-08-01) for Contractual Services. Of that amount, \$15.9
26 shall be used to compensate correctional inmates for the purpose of producing Braille materials for visually impaired
27 school children.

1 **Section 167.** Section 1 of this Act provides an appropriation of ~~\$2,712.6~~ \$1,232.8 ASF in the Department
2 of Health and Social Services, Child Support Services (35-10-01) for the operation of the division. Revenue from
3 child support collections shall fund this account and the related 2.5 ASF FTEs. The department shall continue its
4 efforts to maintain collections related to child support programs, and all revenue in excess of the division's ASF
5 authority shall be deposited as designated by 29 Del. C. § 6102.

6 **Section 168.** Section 1 of this Act provides appropriations to the Department of Health and Social
7 Services, Child Support Services (35-10-01) for ~~Contractual Services. Of those amounts, \$211.1 and \$1,479.8 ASF~~
8 ~~are~~ Technology Operations for maintenance and operating costs for the Delaware Child Support System (DECSS).
9 Child Support Services shall have the authority to contract for IT resources needed to augment existing
10 programming staff for the duration of this project. ~~The division shall have the authority, with approval from the~~
11 ~~Director of the Office of Management and Budget and the Controller General, to transfer these funds to Personnel~~
12 ~~Costs and establish up to 3.0 positions and 5.0 NSF positions in order to support DECSS system maintenance.~~

13 **Section 169.** The Department of Health and Social Services, Developmental Disabilities Services (35-11-
14 00) may rebase, once every one to three years, its Inventory for Client and Agency Planning (ICAP) based rate
15 setting system. This rebasing will be predicated on raising the direct care staff wage and mirroring elements in the
16 model to keep pace with changing economic conditions on regional and national levels that will ensure a livable
17 wage for workers and provide continuity of care to individuals with developmental disabilities.

18 **Section 170.** The General Assembly is supportive of families who care for individuals with disabilities in
19 the community. The Department of Health and Social Services, Developmental Disabilities Services (35-11-00) is
20 directed to move forward with developing and establishing a Family Support Waiver to begin in Fiscal Year 2017.
21 Prior to submission of the application to Centers for Medicare and Medicaid Services the division shall get the
22 approval from the Controller General and the Office of Management and Budget.

23 **Section 171.** Notwithstanding the provisions of 29 Del. C. § 6102(a), the Department of Health and Social
24 Services, Developmental Disabilities Services, Community Services (35-11-30) shall be permitted to retain revenue
25 collected above and beyond the first \$350.0 deposited annually into the General Fund, resulting from Medicaid
26 reimbursement in an amount sufficient to cover costs associated with case management services.

27 **Section 172.** As the General Assembly is supportive of people receiving Home and Community Based
28 Services (HCBS) and their families to have access to settings and services that they need and prefer, the Department

1 of Health and Social Services, Division of Medicaid and Medical Assistance (35-02-00) and Division of
2 Developmental Disabilities Services (35-11-00) are directed to submit for prior approval by the Joint Finance
3 Committee any plan to the Centers for Medicare and Medicaid Services (CMS) that commits the State of Delaware
4 to engage in remediation activities intended to bring settings into compliance with the HCBS regulations. The
5 assessment of each setting to meet the HCBS regulations shall only be based on individuals receiving the DDDS
6 Home and Community Based Waiver or Pathways to Employment funding. Said plan shall be submitted to and
7 approved by the Joint Finance Committee in a manner and according to a timeframe which shall not interfere with
8 the State's ability to comply with its obligations to the federal Centers for Medicare and Medicaid Services. To
9 assure that adequate financial consideration has been given to these activities, the remediation plan shall be
10 developed in consultation with authorized providers of each service type and shall include the projected fiscal
11 impact of the transition activities, as well as the likely impact of these activities on the quantity and quality of
12 services available to people with disabilities in Delaware. The remediation plan and associated documents shall be
13 submitted to the Controller General and the Office of Management and Budget for approval, prior to submission to
14 CMS. Nothing in this section shall require the Department of Health and Social Services to provide personally
15 identifiable healthcare information to the Joint Finance Committee.

16 **Section 173.** The Department of Health and Social Services, Division of Developmental Disabilities
17 Services (35-11-00) is directed to convene services and supports planning team meetings for the purpose of
18 developing documentation to clarify what would be the most integrated setting appropriate for individuals receiving
19 services through the Home and Community Based Services, based on their individual needs and preferences. On or
20 before December 31, ~~2016~~ 2017, the Division of Developmental Disabilities Services shall submit an interim report
21 detailing the process for conducting and convening the aforesaid planning team meetings and the estimated time for
22 completion of such meetings to the Joint Finance Committee. The Division of Developmental Disabilities Services
23 shall submit a report to the Joint Finance Committee containing aggregate data which indicates how many people
24 are currently in the most integrated setting appropriate; those who are not in the most integrated setting appropriate,
25 but could remain in their current setting if changes were made to the setting; and those who are not in the most
26 integrated setting appropriate and will need to transition to a setting with more integrated services on or before May
27 1, ~~2017~~ 2018. Nothing in this section shall require the Department of Health and Social Services to provide
28 personally identifiable healthcare information to the Joint Finance Committee.

1 **Section 174.** (a) Section 1 of the Act makes an appropriation to the Department of Health and Social
2 Services, Developmental Disabilities Services (DDDS), Community Services (35-11-30) for Purchase of
3 Community Services for costs associated with providing transportation. This appropriation will support the
4 provision of door to door transportation to and from day service providers for DDDS eligible consumers. DDDS
5 shall maintain Fiscal Year 2013 rates and shall implement an add on rate for door to door transportation for pre-
6 vocational and day habilitation services. Such add on rates will only be paid to providers that were providing door to
7 door transportation for pre-vocational and day habilitation services as of July 1, 2013.

8 (b) Section 1 of this Act makes an appropriation to the Department of Health and Social Services,
9 Developmental Disabilities Services, Community Services (35-11-30) for Purchase of Community Services. Of that
10 amount, \$300.0 is directed to support providers for the additional cost of providing paratransit tickets as a result of
11 the rate increases during Fiscal Year 2017. These funds shall be distributed among the providers with the highest
12 numbers of adult day program participants who utilize paratransit tickets. The providers must submit requests for
13 funding to the department by September 1, ~~2016~~ 2017. The department will submit an allocation plan for approval
14 by the Controller General and the Office of Management and Budget by September 30, ~~2016~~ 2017.

15 **Section 175.** The Department of Health and Social Services, Developmental Disabilities Services (35-11-
16 00) is encouraged, where appropriate, to reallocate resources so as to maximize community-based residential
17 placements for persons with developmental disabilities. Such reallocation initiatives must be made within the
18 division's appropriation limit with the approval of the Director of the Office of Management and Budget and the
19 Controller General. These reallocation initiatives shall not compromise the standard of care of the remaining
20 Stockley Center population.

21 **Section 176.** The Department of Health and Social Services, Developmental Disabilities Services,
22 Community Services (35-11-30) receives Medicaid reimbursement for the provision of day habilitation services
23 provided in state operated day centers. Notwithstanding the provisions of 29 Del. C. § 6102, the division shall be
24 allowed to collect and deposit the Medicaid reimbursement in an ASF account. Receipts in the account may be used
25 to fund community residential, day program, respite and other related contracts currently funded out of the Purchase
26 of Community Services line.

27 **Section 177.** Section 1 of this Act provides an appropriation of ~~\$4,803.5~~ \$9,587.9 ASF to the Department
28 of Health and Social Services, Developmental Disabilities Services, Community Services (35-11-30) for Purchase of

1 Community Services. The division shall be allowed to collect and deposit funds into this account as a result of
2 revenue from implementation of a sliding fee scale, patient payments and tenant fees and Medicaid receipts from
3 state operated group homes and state operated apartments.

4 **Section 178.** Section 1 of this Act includes funding for Contractual Services for Department of Health and
5 Social Services, State Service Centers (35-12-30). Of this amount, \$182.2 shall be used for the Delaware Helpline.
6 Available funds designated for the Delaware Helpline may be distributed annually in a lump sum at the beginning of
7 the contract year. The Department shall submit a report to the Office of the Controller General and the Office of
8 Management and Budget a proposed Fiscal Year ~~2017~~ 2018 spending plan and a report of Fiscal Year ~~2016~~ 2017
9 expenditures by ~~September 1, 2016~~ August 31, 2017.

10 **Section 179.** Section 1 of this Act appropriates \$3.0 in Contractual Services to the Department of Health
11 and Social Services, State Service Centers (35-12-30). These funds are to be used to reimburse emergency shelters
12 and/or Code Purple Sanctuaries for operational costs, supplies and/or equipment expended to house individuals and
13 families that experience homelessness in Kent County during Code Purple weather conditions. Code Purple weather
14 declarations are made when weather poses a threat of serious harm to those without shelter at night. It is declared
15 when the combination of air temperature and wind chill is expected to be 32 degrees or less.

16 **Section 180.** The Department of Health and Social Services, Services for Aging and Adults with Physical
17 Disabilities (35-14-00) is encouraged, where appropriate, to reallocate resources so as to create a balanced system of
18 services and treatment between the internal program units: Hospital for the Chronically Ill (35-14-20) and Governor
19 Bacon (35-14-40) and community-based services for persons aging and/or with physical disabilities. Such
20 reallocation initiatives must be made within the division's appropriation limit with the approval of the Director of
21 the Office of Management and Budget and the Controller General. These reallocation initiatives shall not
22 compromise the standard of care of the remaining Long Term Care population.

23 **Section 181.** Department of Health and Social Services, Services for Aging and Adults with Physical
24 Disabilities (35-14-00) will receive Medicaid reimbursement for the administration of community-based services for
25 the Aging and Adults with Physical Disabilities population. Notwithstanding the provisions of 29 Del. C. § 6102,
26 the division shall be allowed to collect and deposit the Medicaid reimbursement in an ASF account entitled
27 "Community Based Services Reimbursement." Receipts in the account may be used to maintain existing services
28 and provide additional services for adults with physical disabilities. Such services are not to exceed the estimated

1 annualized revenue and are subject to initial and ongoing review by the Director of the Office of Management and
2 Budget and the Controller General.

3 **Section 182.** Section 1 of this Act provides ASF spending authority to the Department of Health and
4 Social Services, Division of Medicaid and Medical Assistance (DMMA) (35-02-01) and the Division of Substance
5 Abuse and Mental Health (DSAMH), Community Mental Health (35-06-20). Notwithstanding the provisions of 29
6 Del. C. § 6102, DSAMH shall be allowed to collect and deposit Medicaid reimbursement, sliding fee scale client
7 payments and additional insurance reimbursement for PROMISE and other behavioral health services by DSAMH
8 operated programs. DSAMH will deposit the state share of Medicaid payments into a DMMA ASF appropriation,
9 and the remaining funds will be retained by DSAMH. Revenue retained by DSAMH will be used to fund
10 community residential, day program, care management, respite and other behavioral health services for PROMISE
11 program participants.

12 **Section 183.** Section 1 of this Act makes an appropriation to the Department of Health and Social
13 Services, Services for Aging and Adults with Physical Disabilities, Administration/Community Services (35-14-01)
14 for Respite Care. Of that appropriation, \$110.0 is appropriated to support families provided respite care services
15 through the Caregiver Program.

16 **Section 184.** Section 1 of this Act includes \$25.0 ASF in the Department of Health and Social Services,
17 Services for Aging and Adults with Physical Disabilities, Hospital for the Chronically Ill (35-14-20) for Hospice.
18 The division shall be allowed to collect and deposit funds into this account as a result of revenue generated from
19 pharmaceuticals associated with Hospice services being provided.

20 **Section 185.** Any non-state agency whose employees are required to receive criminal background checks
21 pursuant to 16 Del. C. § 1141 and § 1145, shall provide to the Department of Health and Social Services quarterly
22 reports including a list of all employees hired over the preceding quarter for the purposes of verification. The
23 Department of Health and Social Services shall review those lists to ensure compliance with 16 Del. C. § 1141 and §
24 1145.

SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES

Section 186. During the fiscal year, the Department of Services for Children, Youth and Their Families may develop proposals to enhance or develop services provided in the State of Delaware. These proposals shall include cost estimates that will demonstrate the cost effectiveness of the new or enhanced services. In the event that a new service would require additional state employees, the department may request new positions that will be funded by a structural change from existing appropriations within the department. Any new positions and funding changes must be approved by the Director of the Office of Management and Budget and the Controller General.

Section 187. The Department of Services for Children, Youth and Their Families, Management Support Services (37-01-00) shall have 1.0 FTE exempt position in addition to those authorized by 29 Del. C. § 5903.

Section 188. Section 1 of this Act provides an appropriation of \$588.5 and \$284.3 ASF to the Department of Services for Children, Youth and Their Families, Prevention and Behavioral Health Services (37-04-00). These funds shall be used to operate a Drug Court Program with Family Court. In addition, recovered Medicaid funds will be directed towards the Drug Court Program. Said funds are intended to serve 140 youth during this fiscal year, with a maximum of 70 youth at any one time.

Section 189. Section 1 of this Act provides \$4,437.6 to the Department of Services for Children, Youth and Their Families, for prevention components administered by the Department of Services for Children, Youth and Their Families and the Department of Education. Funding shall be used to provide early intervention services through the Department of Services for Children, Youth and Their Families, Family Crisis Therapist Program. Services are intended for grades K-5 and shall address but not be limited to, problems such as Early Onset Conduct Disorder. The Department of Services for Children, Youth and Their Families may enter into contractual agreements or may employ casual/seasonal personnel to operate the program.

Section 190. Section 1 of this Act appropriates \$80.0 to the Department of Services for Children, Youth and Their Families, Prevention and Behavioral Health Services, Prevention/Early Intervention (37-04-20) for the purpose of working with Richardson Park Learning Center (RPLC) to secure a contractual licensed therapist chosen by RPLC to provide mental health management for highest risk youth and families. The program will provide intensive management of mental health and behavior management needs for the purpose of demonstrating and documenting improvements in academic performance among children in the program.

1 **Section 191.** (a) Section 1 of this Act appropriates \$2,225.0 to the Department of Services for Children,
2 Youth and Their Families, Prevention and Behavioral Health Services, Prevention/Early Intervention (37-04-20) for
3 the purpose of providing statewide after-school programs focused on youth violence and child suicide prevention.
4 The Secretary of the Department of Services for Children, Youth and Their Families, supported by the Criminal
5 Justice Council, may work with the Department of Education to determine allocation of said funding.

6 (b) Section 1 of this Act appropriates funds to the Department of Services for Children, Youth and Their
7 Families, Prevention and Behavioral Health Services, Prevention/Early Intervention (37-04-20) in Middle School
8 Behavioral Health for in-school behavioral health services. Of this amount, \$45.0 shall be allocated to the Mental
9 Health Association for related consultation services. An annual report shall be submitted to the Joint Finance
10 Committee, the Director of the Office of Management and Budget and the Controller General by May 1 of each
11 year, which will include, but not be limited to, the number of clients served and related expenditures.

12 **Section 192.** Section 1 of this Act provides an appropriation to the Department of Services for Children,
13 Youth and Their Families, Youth Rehabilitative Services, Community Services (37-05-30). Of these funds, \$20.0
14 may be used, if necessary, for contractual services or to otherwise support statewide availability of the Juvenile
15 Offender Civil Citation ~~Pilot~~ Program.

16 **Section 193.** (a) As a means of monitoring and continuing to improve the expenditure of casual/seasonal
17 and overtime in the Department of Services for Children, Youth and Their Families, Youth Rehabilitative Services,
18 Secure Care (37-05-50), the Secretary of the Department of Services for Children, Youth and Their Families shall
19 file a quarterly report with the Director of the Office of Management and Budget and the Controller General on
20 casual/seasonal and overtime expenditures. The report shall include, but not be limited to, sick leave usage, vacancy
21 rates, training and transportation costs at the Ferris School, New Castle County Detention Center and Stevenson
22 House. The report should reflect all actions (including disciplinary) being taken to expeditiously correct the noted
23 problem areas.

24 (b) The Department of Services for Children, Youth and Their Families shall report on a quarterly basis to
25 the Controller General and the Director of the Office of Management and Budget the status of the Stevenson House
26 facility in Milford. This report shall include, but not be limited to, staffing vacancies, total budgetary expenditures
27 versus appropriations, overtime, casual/seasonal expenditures, population statistics, facility condition and capacities
28 and incident reports.

1 **Section 194.** By August 1 of each year, the Department of Services for Children, Youth and Their Families
2 shall transfer \$341.7 ASF cash for the purpose of supporting the Youthful Criminal Offender Program located at the
3 Department of Correction, Prisons, Sussex Correctional Institution (38-04-04).

4 **Section 195.** Section 1 of this Act provides \$113.3 ASF to the Department of Services for Children, Youth
5 and Their Families, Family Services (37-06-00) for the purpose of supporting a Family Court Commissioner to
6 assist in the Child Protection Registry appeal process as required pursuant to 16 Del. C. c. 9.

7 **Section 196.** Funds which are appropriated for foster care of children in Section 1 of this Act in the
8 Department of Services for Children, Youth and Their Families, Family Services (37-06-00), are made available
9 with the goal of limiting the number of children who remain in foster care for more than two years to 270. The 1997
10 Adoption and Safe Families Act (ASFA) codified reasonable exceptions for cases where youth may need to remain
11 in foster care for extended periods of time through proper planning. ASFA also allows for Alternative Planned
12 Permanency Living Arrangement designation, which allows more youth to enter long-term foster care placements.
13 The department shall file an annual report of the number of youth in foster care to the Office of Management and
14 Budget and the Controller General by October 1 of each year.

15 **Section 197.** (a) In addition to the positions authorized in Section 1 of this Act for Department of Services
16 for Children, Youth and Their Families, Family Services, Intake/Investigation (37-06-30) and
17 Intervention/Treatment (37-06-40), the Director of the Office of Management and Budget may authorize additional
18 training positions for the purpose of training investigative and treatment workers.

19 (b) An additional 2.0 FTEs were authorized in Fiscal Year 2000 in Department of Services for Children,
20 Youth and Their Families, Family Services, Office of the Director (37-06-10) for the purposes of training workers
21 hired in accordance with 29 Del. C. § 9015(d).

22 **Section 198.** If the quarterly average daily population at the New Castle County Detention Center is below
23 114, the Director of the Office of Management and Budget and the Controller General may reduce the number of
24 casual/seasonal or full-time positions through attrition.

1 **CORRECTION**

2 **Section 199.** (a) Section 1 of this Act includes funding for relief positions in the Department of Correction,
3 Administration, Human Resources/Employee Development Center (38-01-02). These positions shall be used
4 primarily for training relief. The Department of Correction shall provide a quarterly report to the Director of the
5 Office of Management and Budget and the Controller General detailing the non-training relief assignments of the
6 staff training relief officers.

7 (b) Section 1 of this Act includes 20 positions in the Department of Correction, Administration, Human
8 Resources/Employee Development Center (38-01-02) for the purposes of training classes. The department will use
9 salary savings realized throughout the year to fund these positions.

10 **Section 200.** The Department of Correction is authorized to contract for the procurement of health care
11 services to the department’s incarcerated population. For Fiscal Year ~~2017~~ 2018, the provisions of 29 Del. C. c. 69
12 shall not apply to such contracts when there is an emergency thereby warranting it with the approval of the Director
13 of the Office of Management and Budget and the Controller General.

14 **Section 201.** The Department of Correction, Administration, Office of the Commissioner (38-01-01) shall
15 provide a report to the members of the Joint Finance Committee, the Controller General and the Director of the
16 Office of Management and Budget relating to bilingual medical services. For each institution, the report shall detail
17 the number of bilingual staff maintained by the medical vendor and the number of inmates who require
18 communication in another language or for whom English is a second language. The semi-annual reports shall be due
19 by the end of October and March of each fiscal year.

20 **Section 202.** Section 1 of this Act appropriates ~~\$85.2~~ \$67.2 to the Department of Correction, Prisons,
21 Bureau Chief - Prisons (38-04-01) for the Prison Arts Program.

22 **Section 203.** Section 1 of this Act makes an appropriation to the Department of Correction, Prisons,
23 Bureau Chief - Prisons (38-04-01), Contractual Services. Of this amount, \$20.0 shall be used for the purpose of
24 collecting DNA samples.

25 **Section 204.** Section 1 of this Act provides an appropriation for Personnel Costs to the Department of
26 Correction, Prisons, James T. Vaughn Correctional Center (38-04-03). Included in this appropriation is 1.0 FTE and
27 Personnel Costs to allow the department to oversee a program to manufacture reading materials in Braille for the
28 visually impaired.

1 **Section 205.** (a) Section 1 of this Act makes an appropriation of \$8,645.5 to the Department of Correction,
2 Correctional Healthcare Services, Medical Treatment and Services (38-02-01) for Drug and Alcohol Treatment.
3 Funds described in this section are intended to support drug and alcohol treatment programs provided by the
4 department to individuals in its custody or under its supervision. The administration of these contracts shall be the
5 responsibility of the Commissioner of Correction or the designee.

6 (b) On or before August 1 of each fiscal year, the department is to submit a plan on how these funds will
7 be spent during the fiscal year. This plan shall be submitted for approval to the Director of the Office of
8 Management and Budget and the Controller General.

9 (c) The Commissioner of Correction, the Secretary of the Department of Health and Social Services or
10 their designees, shall jointly participate in developing the appropriate requests for proposals for contract services to
11 provide drug and alcohol treatment. All selected contract providers shall report on a regular basis to the Department
12 of Correction on all follow-up regarding referrals and services provided to the offender population.

13 **Section 206.** Section 1 of this Act provides an appropriation to Department of Correction, Community
14 Corrections, Probation and Parole (38-06-02). The department must submit an annual report to the Director of the
15 Office of Management and Budget and the Controller General that details the expenditure of these funds by
16 SENTAC level (levels I, II and III) and the average personnel complement for each level. This report is due on
17 December 31 of each fiscal year.

18 **Section 207.** (a) Of the total positions authorized in Section 1 of this Act for the Department of
19 Correction, the following shall be used to continue the existing highway beautification projects: Community
20 Corrections, Kent County Community Corrections (38-06-08) - at least 5.0 positions; Community Corrections,
21 Sussex County Community Corrections (38-06-07) - at least 3.0 positions; and Community Corrections, New Castle
22 County Community Corrections (38-06-06) - at least 2.0 positions.

23 (b) Section 1 of this Act also makes an appropriation for Contractual Services to Department of
24 Correction, Community Corrections, Kent County Community Corrections (38-06-08).

25 **Section 208.** (a) The Department of Correction, Administration, Office of the Commissioner (38-01-01)
26 shall maintain an overtime expenditure report and shall provide such report quarterly to the Director of the Office of
27 Management and Budget and the Controller General. The report shall include the number of overtime hours worked

1 and the amount of overtime salary expended by each agency within the department and shall include a breakdown of
2 the reason for overtime.

3 (b) The Department of Correction shall work in conjunction with the Controller General and the Director
4 of the Office of Management and Budget on staffing analyses that are currently taking place within the Department.
5 These analyses will provide necessary staffing levels according to National Institute on Corrections standards and
6 will be performed by institution in attempt to address existing overtime concerns.

7 **Section 209.** Prison education services shall be provided by utilizing existing teachers that are in the
8 Department of Correction, as well as authorized teaching positions in the Department of Education, Block Grants
9 and Other Pass Through Programs, Special Needs Programs (95-03-20). The management of all educational
10 positions shall be provided by the Department of Education. Department of Correction teachers shall have the
11 opportunity each year to notify both agencies of their intent to transfer to the Department of Education. Such
12 notification shall be made by April 15 of each year to become effective July 1 of that calendar year. Any position
13 transfer made pursuant to this section shall be permanent.

14 If a remaining Department of Correction teacher applies for and is accepted into an authorized position in
15 the Department of Education, the position and associated funding shall be transferred to the Department of
16 Education for the operation of prison education services. If a remaining Department of Correction teacher position
17 becomes otherwise vacant, the position and associated funding shall be transferred to the Department of Education
18 for the operation of prison education services. In the event the Director of the Office of Management and Budget
19 proposes or implements a position attrition or complement reduction initiative, the Director shall clearly indicate to
20 the Co-Chairs of the Joint Finance Committee when positions outlined in this section are included in said
21 initiative(s).

22 **Section 210.** The Department of Correction, Community Corrections, Probation and Parole (38-06-02)
23 shall provide 24/7 supervision of Community Correction's offenders. The department shall determine the number of
24 employees needed on duty throughout each 24-hour period and arrange staff coverage accordingly. At no time shall
25 the ratio of Probation Officer Is to other staff exceed 50 percent during night time and weekend hours.

26 **Section 211.** The Merit Rules notwithstanding, Department of Correction employees designated as
27 Correctional Emergency Response Team members, as well as the Correctional Security Superintendent/Chief of

1 Security and Inspections (BP# 61023) in Prisons, Special Operations (38-04-08) shall be eligible for standby pay
2 regardless of their classification.

3 **Section 212.** The Department of Correction is hereby authorized to review the current security status
4 classification of its facilities and submit a report, including but not limited to, any proposed security level changes
5 deemed necessary and appropriate to accommodate the needs of the department. Such report shall be submitted to
6 the Director of the Office of Management and Budget and the Controller General no later than January 1 of each
7 fiscal year. If no such security level changes are proposed, no report shall be submitted by the Department of
8 Correction. No change shall be made to the security status of the facility without the prior approval of the Director
9 of the Office of Management and Budget and the Controller General.

10 **Section 213.** (a) Section 1 of this Act appropriates ~~\$69,030.1~~ \$78,141.8 to the Department of Correction,
11 Correctional Healthcare Services, Medical Treatment and Services (38-02-01). The Department of Correction shall
12 provide quarterly reports relating to medical vendor performance to the Co-Chairs of the Joint Finance Committee,
13 the Chairs of the House and Senate Correction Committees, the Controller General and the Director of the Office of
14 Management and Budget. Reports shall include, but not be limited to, medical staffing levels, overall performance
15 and plans for improvement.

16 (b) The Department of Correction shall provide a bi-annual report to the members of the Joint Finance
17 Committee, the Controller General and the Director of the Office of Management and Budget relating to the
18 diagnoses and number of individuals receiving medical treatment by the Department and the average cost of
19 pharmaceuticals associated with these various diagnoses. This report shall also include the number of outside
20 consultant visits as well as the costs for outside hospital stays lasting longer than 24 hours. The department shall
21 follow all HIPAA rules that apply, with all data stripping to be done as necessary. These reports shall be due by
22 August 31 and January 31 for each fiscal year.

23 **Section 214.** Section 1 of this Act makes an appropriation to the Department of Correction, Community
24 Corrections, Probation and Parole (38-06-02) for Contractual Services. Of this amount, ~~\$177.1~~ \$159.4 shall be used
25 to support a community restorative justice program by the Delaware Center for Justice in New Castle County.

26 **Section 215.** Department of Correction Staff Lieutenants (MBDB05) and Correctional Captains
27 (MBDB06), not covered by the Fair Labor Standards Act, are entitled to receive compensation at their regular rate
28 of pay for all approved overtime services beyond the standard work week of 40 hours.

1 **NATURAL RESOURCES AND ENVIRONMENTAL CONTROL**

2 **Section 216.** Section 1 of this Act appropriates 1.0 ASF FTE Enforcement Coordinator position, which
3 shall be exempt from the Merit System, to the Department of Natural Resources and Environmental Control, Office
4 of the Secretary, Community Services (40-01-03) to be funded through expenses incurred and recovered by the
5 department, related to processing of administrative enforcement actions under 7 Del. C. c. 60. Violators shall be
6 liable for the following expenses of the investigation incurred by the State after the notice of violation is issued:
7 direct costs of the investigation; legal assistance including paralegal assistance; public hearings; all other costs
8 expressly determined by the Secretary as reasonably related to the investigation of the incident; and the indirect
9 costs related to all of the above.

10 **Section 217.** The ~~Office~~ Department of Natural Resources and Environmental Control, Division of Fish
11 and Wildlife is authorized to expend funds carried forward from the sale of boat registration fees, effective Fiscal
12 Year 2000 and thereafter, for the purpose of supporting fisheries programs and marine enforcement.

13 **Section 218.** Notwithstanding the provisions of 7 Del. C. § 6042(c), Section 1 of this Act appropriates 0.5
14 ASF FTE Ombudsman to the Department of Natural Resources and Environmental Control, Office of the Secretary,
15 Community Services (40-01-03) to be funded through the Community Environmental Project Fund.

16 **Section 219.** Section 1 of this Act authorizes the Department of Natural Resources and Environmental
17 Control, Office of Natural Resources, Division of Fish and Wildlife (40-03-03) to spend up to ~~\$6,083.1~~ \$6,683.1
18 ASF. Within this amount, the division is authorized to undertake capital expenditures to maintain/develop fish and
19 wildlife recreational areas. These expenditures should be in accordance with the Capital Development Plan for the
20 division, submitted as an attachment to the department's annual fiscal year Capital Improvement Program. Any
21 deviation from the listed projects must be approved by the Director of the Office of Management and Budget and the
22 Controller General.

23 **Section 220.** Section 1 of this Act appropriates funds for Contractual Services in the Department of
24 Natural Resources and Environmental Control, Office of Natural Resources, Division of Parks and Recreation (40-
25 03-02). Of this amount, \$14.4 ASF shall be used for the leasing of an enforcement vehicle and Interpretive Program
26 vehicle at Killens Pond State Park.

27 **Section 221.** Section 1 of this Act makes an appropriation to the Department of Natural Resources and
28 Environmental Control, Office of Natural Resources, Division of Parks and Recreation (40-03-02). Of this amount,

1 \$17.3 ASF shall be used to fund casual/seasonal positions for Killens Pond Waterpark and \$8.5 ASF shall be used
2 for program services and contractual services at the Bellevue State Park system.

3 **Section 222.** Section 1 of this Act makes an appropriation to the Department of Natural Resources and
4 Environmental Control, Office of Natural Resources, Division of Parks and Recreation (40-03-02). Of that
5 appropriation, \$10.1 ASF is to be spent on promotion and programs for Trap Pond State Park as follows: \$5.0 ASF
6 for Contractual Services, \$5.0 ASF for Supplies and Materials and \$0.1 ASF for Travel.

7 **Section 223.** Section 1 of this Act makes an appropriation to the Department of Natural Resources and
8 Environmental Control, Office of Natural Resources, Division of Parks and Recreation (40-03-02). Of this amount,
9 \$35.0 shall be used for monument and general maintenance within the Wilmington parks, including the maintenance
10 of war memorials and ball fields.

11 **Section 224.** Section 1 of this Act provides an appropriation and 1.0 FTE to the Department of Natural
12 Resources and Environmental Control, Office of Natural Resources, Division of Parks and Recreation (40-03-02) to
13 fund a Conservation Technician III. This position shall be dedicated primarily to the South Park Drive area and the
14 Brandywine Zoo with additional duties throughout Wilmington State Parks.

15 **Section 225.** Section 1 of this Act makes an appropriation to the Department of Natural Resources and
16 Environmental Control, Office of Natural Resources, Division of Watershed Stewardship (40-03-04) for Contractual
17 Services. Of that amount, \$180.0 shall be used for additional field staff personnel for the preparation of nutrient
18 management plans.

19 **Section 226.** Section 1 of this Act makes an appropriation to the Department of Natural Resources and
20 Environmental Control, Office of Environmental Protection, Division of Water (40-04-03). Of that amount, \$1.0
21 shall be set aside for the Environmental Science Scholarship program.

22 **Section 227.** Section 1 of this Act appropriates funds to support 2.0 ASF FTEs within the Department of
23 Natural Resources and Environmental Control, Office of Environmental Protection, Division of Air Quality (40-04-
24 02). One position is an Engineer assigned to the Delaware City Petro Chemical Complex. The second position is an
25 Engineer assigned to Claymont/Edgemoor Industrial Complex. The incumbents shall each submit an annual report
26 to the Joint Finance Committee on February 1 of each year, which summarizes the complaints and activities of the
27 previous calendar year. These positions will respond to and provide follow-up on complaints from the community
28 on the air quality throughout New Castle County.

1 **Section 228.** The General Assembly herein acknowledges that certain programs within the department are
2 funded all or in part by fee-based revenues. Every two years, the Secretary shall perform a review of fees assessed
3 and collected by the department to determine the revenue sufficiency of the fees and programs they support and a
4 report shall be submitted to the Director of the Office of Management and Budget and the Controller General by
5 October 1, ~~2016~~ 2018.

6 The review shall identify program elements that are funded through fees and other sources and shall
7 include an evaluation of effectiveness and efficiency. The review may include but is not limited to, identification of
8 operational changes that improve efficiency and effectiveness of operations and reduce costs. The Secretary shall
9 appoint a peer review team consisting of individuals familiar with the program under review and provide them an
10 opportunity for comment on the department's findings.

11 Any changes in fees that require the approval of the General Assembly shall be submitted by the
12 department as part of the annual budgetary process.

13 **Section 229.** The Department of Natural Resources and Environmental Control, in addition to the exempt
14 line item positions in Section 10, is authorized 4.0 exempt Administrative Management positions per the Fiscal Year
15 2010 complement.

16 **Section 230.** The Department of Natural Resources and Environmental Control shall submit an annual
17 report on the Weatherization Assistance Program to the Director of the Office of Management and Budget and the
18 Controller General on or before April 15. The report shall provide a synopsis of year to date activity, planned
19 activity for the remainder of the fiscal year, proposed activity for the next fiscal year and an assessment of the
20 program to date. Activity shall include an itemized list of funding received, total expenditures for each funding
21 source, eligibility compliance and the number of units completed from each funding source. Program assessment
22 shall include the percentage of completed units monitored, subgrantee evaluations (i.e. number of contractors,
23 contractor procurement methods, training administered, documentation retained as required and general contract
24 compliance), estimated energy savings for units completed and reporting metrics as required by the U.S. Department
25 of Energy.

26 **Section 231.** Amend 7 Del. C. § 6005 by making deletions as shown by strikethrough and insertions as
27 shown by underline as follows:

28 § 6005 Enforcement; civil and administrative penalties; expenses.

1 (d) Any expenses ~~of~~ and 75 percent of civil or administrative penalties collected by the Department under
2 this section are hereby appropriated to the Department to carry out the purposes of this chapter;
3 however any expenditure or transfer must be approved by the Director of the Office of Management
4 and Budget and the Controller General. The Department shall submit quarterly reports on the progress
5 of the expenditures and/or projects. All expenditures must be recommended by the Department and
6 approved by the Secretary. All penalty funds will be deposited in the Penalty Fund Account. All of the
7 penalty fund expenditures made by the Department of Natural Resources and Environmental Control
8 shall be reported annually to the Joint Finance Committee in the Department's annual budget
9 presentation. Included in this presentation shall be an explanation of the process used to select the
10 recipients of penalty fund money.

1 **SAFETY AND HOMELAND SECURITY**

2 **Section 232.** The Department of Safety and Homeland Security is hereby authorized to continue funding its
3 share of the existing 44 patrol officers that have been established through agreements between State Police (45-06-
4 00) and Sussex County Council.

5 In Section 1 of this Act, ASF spending authority has been provided to Department of Safety and Homeland
6 Security, State Police, Patrol (45-06-03) in order to accommodate the match requirements (50/50 match) stipulated
7 by these agreements. In the event that the aforementioned agreements between State Police and Sussex County
8 Council are terminated, this authority shall be deauthorized.

9 **Section 233.** State Police receives funds resulting from drug and other seizure activities. If seizure is
10 defined as being under federal jurisdiction, then the funds flow to Department of Safety and Homeland Security,
11 State Police, Executive (45-06-01) as NSF. The division shall submit a plan for the expenditure of these funds to the
12 Director of the Office of Management and Budget and the Controller General. This plan shall be updated quarterly.
13 A quarterly report as to the expenditure of such funds and to the respective projects shall be submitted to the
14 Director of the Office of Management and Budget and the Controller General.

15 **Section 234.** Section 1 of this Act includes 20 positions in Department of Safety and Homeland Security,
16 State Police, Patrol (45-06-03) for the purpose of training State Police recruits. Funding is authorized for initial use
17 of these positions to accommodate an anticipated graduating class of 20 troopers. The Director of the Office of
18 Management and Budget may authorize additional recruit positions accordingly.

19 **Section 235.** Notwithstanding 29 Del. C. c. 63 and c. 69 or any other statutory provision to the contrary,
20 the Department of Safety and Homeland Security is authorized to enter into agreements with private
21 telecommunications companies to use space for communication facilities on telecommunications towers under the
22 department's administration. The revenues paid to the State under these agreements shall be designated for use by
23 State Police in support of mobile data computing telecommunications infrastructure cost, effective retroactively.

24 **Section 236.** The Department of Safety and Homeland Security, Office of the Secretary, Administration
25 (45-01-01) shall maintain an overtime expenditure report tracking the overtime usage of Capitol Police (45-02-10).
26 This report shall include the number of overtime hours worked as a result of normal operating demand, the number
27 of overtime hours worked as a result of special events demand, the amount of overtime expenditures and a detailed

1 justification for the usage of the overtime hours. This report shall be submitted to the Director of the Office of
2 Management and Budget and the Controller General on a quarterly basis.

3 **Section 237.** Section 1 of this Act appropriates Personnel Costs and 2.0 Traffic Light Enforcement FTEs in
4 Safety and Homeland Security, State Police, Traffic (45-06-07). The source of the funding shall be from revenues
5 generated as a result of the Red Light Enforcement Safety Program within the Department of Transportation.

6 **Section 238.** Section 1 of this Act appropriates \$20.0 in Contractual Services to Department of Safety and
7 Homeland Security, Office of the Secretary, Developmental Disabilities Council (45-01-50) for the Partners in
8 Policymaking program.

9 **Section 239.** Section 1 of this Act includes Personnel Costs and 6.0 ASF FTEs, \$58.6 ASF in Contractual
10 Services and \$148.2 ASF in Supplies and Materials in the Department of Safety and Homeland Security, State
11 Police, Traffic (45-06-07) for the personnel and operating costs associated with the Truck Enforcement Unit (TEU)
12 to be funded through the Department of Transportation. Any additional enhancements that are made to the TEU to
13 remain in compliance with Title 23, Code of Federal Regulations Part 657, shall occur through the annual budgetary
14 process.

15 **Section 240.** Notwithstanding the provisions of 16 Del. C. § 10104, the Department of Safety and
16 Homeland Security shall disburse funds from the E-911 Emergency Reporting System Fund to cover rent
17 obligations at statewide 911 answering points. An annual report on the E-911 Emergency Reporting System Fund
18 shall be submitted to the Director of the Office of Management and Budget and the Controller General no later than
19 October 15 of each year identifying prior year revenue and expenditures, and forecasted revenue and expenditures
20 for the current and upcoming three fiscal years.

21 **Section 241.** Section 1 of this Act includes \$40.0 ASF in Supplies and Materials in Department of Safety
22 and Homeland Security, State Police, Training (45-06-09) for the purpose of recovering costs associated with
23 providing meals to recruits at the State Police Academy.

24 **Section 242.** Section 1 of this Act includes \$160.0 ASF in Personnel Costs in Department of Safety and
25 Homeland Security, State Police, Patrol (45-06-03) for the purpose of recovering costs associated with providing
26 patrol services at the State Fair.

1 **Section 243.** (a) Section 1 of this Act includes Personnel Costs and 2.0 ASF FTEs Forensic Chemist in
2 Department of Safety and Homeland Security, State Police, Criminal Investigation (45-06-04). These positions shall
3 be funded using revenue generated by DUI conviction fees.

4 (b) Notwithstanding any provision of the Delaware Code to the contrary, the first \$155.4 generated by the
5 State for DUI fine revenue in accordance with 21 Del. C. c. 41 shall be deposited into an ASF account in State
6 Police, Criminal Investigation and be used to pay for the Personnel Costs associated with the 2.0 ASF FTEs
7 Forensic Chemist. Any additional DUI fine revenue generated shall be deposited to the General Fund.

8 **Section 244.** Section 1 of this Act includes Personnel Costs and 2.0 ASF FTEs Sex Offender Registry
9 Agent in Department of Safety and Homeland Security, State Police, State Bureau of Identification (45-06-08).
10 These positions shall be funded using revenue from a Sex Offender Registry Fee.

11 **Section 245.** Section 1 of this Act appropriates 2.0 FTEs and associated funding to the Department of
12 Safety and Homeland Security, State Police (45-06-00) and 1.0 FTE and associated funding to the Division of
13 Alcohol and Tobacco Enforcement (45-04-10) to support enhanced firearms investigations. The Division of Alcohol
14 and Tobacco Enforcement will assist the State Police with oversight of crimes related to firearms transactions.

1 **TRANSPORTATION**

2 **Section 246.** The Delaware Transportation Authority budget, as set forth in memorandum form in Section
3 1 of this Act, shall be expended in accordance with the following limitations:

4 (a) Debt Service estimates are for current project financing as authorized by 2 Del. C. c. 13;

5 (b) Funds provided for Newark Transportation are intended to cover the expenses of the public
6 transportation system operated by the City of Newark. The funds may be used to provide up to 100 percent of the
7 total operating cost of the system during the year;

8 (c) Funds provided for Kent and Sussex Transportation “E & D” are intended for continuation of
9 transportation service for persons who are elderly or have a disability in Kent and Sussex Counties. It is intended
10 that management and direction of the service will reside with the Delaware Transit Corporation which may contract
11 for services as they see fit, and that Kent County and Sussex County governments will review and approve
12 allocation of the service levels within each county;

13 (d) Funds provided for Kent and Sussex Transportation “E & D” include funding for the Sussex County
14 Reimbursable Program. To improve the operation of this program, the following provisions shall be implemented:

15 (1) Sussex County Council, on behalf of the eligible transportation providers, shall submit annual
16 operating budget requests to the Delaware Transit Corporation by September 1 of each year; and

17 (2) Delaware Transit Corporation shall by May 1 distribute proposed contracts to each of the eligible
18 transportation providers for transportation services commencing the ensuing July 1. Said contracts
19 shall be subject to an annual appropriation for such purpose.

20 (e) It is intended that funds for Taxi Services Support “E & D” will be maintained at least at the same
21 service level as in the previous year. It is intended that management and direction of these services shall reside with
22 the Delaware Transit Corporation who may contract for this service as required;

23 (f) Funds of the Delaware Transit Corporation may not be provided as aids to local governments for
24 transportation systems which restrict passengers because of residential requirements. Nothing in this section is
25 meant to require that governments must operate these transportation systems outside their political boundaries; and

26 (g) Funds provided for Transit Operations are intended to include funding to allow the Delaware Transit
27 Corporation or a private contractor to:

- 1 (1) Continue to provide the present level of service to dialysis patients on normal service days during
2 the hours offered in New Castle County by the Delaware Transit Corporation to the extent that
3 such service does not place the Delaware Transit Corporation in violation of the federal Americans
4 with Disabilities Act; and
- 5 (2) Provide service to dialysis patients in Kent and Sussex Counties during hours identical to those
6 offered in New Castle County.

7 **Section 247.** Section 1 of this Act makes an appropriation of \$1,494.3 TFO to the Department of
8 Transportation, Delaware Transportation Authority (55-06-01) for Kent and Sussex Transportation “E & D”. Of this
9 amount, \$50.0 shall be allocated directly to the Modern Maturity Center and \$50.0 shall be allocated directly to
10 Sussex Cheer for transportation services.

11 **Section 248.** Section 1 of this Act appropriates ~~\$3,392.4~~ \$3,392.8 TFO to Department of Transportation,
12 Office of the Secretary, Finance (55-01-02) for Contractual Services. Of this amount, \$100.0 shall be allocated to the
13 Maritime Exchange for the Delaware River and Bay.

14 **Section 249.** The Department of Transportation and/or its E-ZPass contractor is prohibited from
15 monitoring the speed of motor vehicles through E-ZPass toll booths for the purpose of issuing traffic citations or the
16 suspension of E-ZPass privileges. Nothing in this section shall prohibit the State Police from enforcing traffic laws
17 including speed enforcement at the E-ZPass toll booths.

18 **Section 250.** Section 1 of this Act makes an appropriation to Department of Transportation, Maintenance
19 and Operations, Maintenance Districts (55-04-70) in the amount of \$10,000.0 TFO to establish a Special Line called
20 Snow/Storm Contingency that will provide for the expenses of weather/emergency operations. Notwithstanding any
21 other provision of the law to the contrary, any sums in this account not expended by the end of a fiscal year shall be
22 carried over for use in future fiscal years, with appropriate transfers to current fiscal year accounts. The department
23 shall be allowed to transfer funds from this account to divisions on an as-needed basis for expenditures incurred. The
24 department may also transfer funds to municipalities and other qualified entities to reimburse them pursuant to
25 contracts entered into by the department and the municipality to keep transit routes open during snow and storm
26 emergencies. The transfer of funds from this account shall not require the approval of the Director of the Office of
27 Management and Budget or the Controller General. The department shall provide quarterly reports each fiscal year
28 to the Director of the Office of Management and Budget and the Controller General.

1 **Section 251.** During the fiscal year, the Department of Transportation shall be prohibited from changing
2 its departmental policy regarding access pipe installation on private homeowner entrances. Specifically, the
3 department shall not charge said homeowners for the labor costs associated with the installation of the access pipe.

4 **Section 252.** Notwithstanding the provisions of 2 Del. C. § 1325 or 29 Del. C. § 7106(d) the employees in
5 the Delaware Transit Corporation that are riders of the state van pool program known as Fleetlink, effective March
6 1, 2007, may remain in this program provided that they remain on a single van, that the necessary liability policy as
7 defined by the Insurance Risk Office of the Office of Management and Budget is provided and maintained in good
8 standing by the Delaware Transit Corporation, and that riders continue to pay the fees associated with participation
9 in this program. Such eligibility shall be continuous for these individuals until and unless these conditions are not
10 met.

11 **Section 253.** Notwithstanding the provisions of 17 Del. C. or any regulation to the contrary, the
12 Department of Transportation shall permit an existing church, school, fire department, or veterans post sign, located
13 on the premises of such church, school, fire department, or veterans post, presently located within 25 feet of the
14 right-of-way line of any public highway to be replaced with a variable message sign or new fixed outdoor
15 advertising display, device or sign structure of equal or smaller dimension than the existing sign, sign structure,
16 display or device, relating to the activities conducted on such property.

17 **Section 254.** All continuing appropriations being transferred to the account entitled Prior Year Operations
18 (55-01-02-93082) shall not be expended during Fiscal Year ~~2017~~ 2018 without the prior approval of the Director of
19 the Office of Management and Budget and the Controller General.

20 **Section 255.** (a) Section 1 of this Act makes an appropriation to Department of Transportation,
21 Maintenance and Operations, Maintenance Districts (55-04-70) of \$182.9 TFO and authorizes 6.0 casual/seasonal
22 positions at the Smyrna Rest Stop. With these positions, the department shall provide, at minimum, 12-hour
23 coverage staffing of the Visitor Center front desk daily. Staffing of the Visitor Center for peak season hours shall be
24 determined by the department.

25 (b) The Department of Transportation shall provide the Director of the Office of Management and Budget
26 and the Controller General with an annual report on utilization of the Visitor Center.

27 **Section 256.** Beginning in Fiscal Year 2013, provisions of 30 Del. C. § 2051-2057 shall be suspended.

1 **LABOR**

2 **Section 257.** (a) Section 1 of this Act provides an appropriation of ~~\$625.0~~ \$506.4 in Department of Labor,
3 Employment and Training, Employment and Training Services (60-09-20) for the Delaware State Summer Youth
4 Employment Program to operate a program commencing July 1, ~~2016~~ 2017. The budget will take into consideration
5 the funds required to commence the program at the end of Fiscal Year ~~2017~~ 2018, on or about June 15, ~~2017~~ 2018.
6 This sum is to be allocated in the following manner:

7	New Castle County (outside the City of Wilmington)	\$111.1 <u>\$90.0</u>
8	City of Wilmington	342.1 <u>277.2</u>
9	Kent County	85.9 <u>69.6</u>
10	Sussex County	85.9 <u>69.6</u>

11 (b) In each of the political subdivisions wherein funds have been appropriated, no more than \$5.0 shall be
12 expended for administrative purposes and no more than \$2.0 shall be expended for equipment, supplies and mileage.
13 A record of all equipment and supplies purchased with funds herein appropriated shall be kept by the sponsoring
14 agent, and at the conclusion of the 10-week program, such supplies and equipment shall be reverted to the Department
15 of Labor.

16 (c) The funds appropriated for the Delaware State Summer Youth Employment Program shall not be co-
17 mingled with funds appropriated from any other source. The guidelines for youth employment and administrative
18 costs for all persons employed in the Delaware State Summer Youth Employment Program shall be based in
19 accordance with prior year’s practice of payment for services.

20 **Section 258.** Section 1 of this Act appropriates \$560.7 in Sheltered Workshop to the Department of Labor,
21 Vocational Rehabilitation, Vocational Rehabilitation Services (60-08-10) for the purpose of securing employment
22 opportunities for individuals with significant disabilities. Notwithstanding 19 Del. C. c. 10, funds may be used to
23 provide supported employment requiring ongoing work-related support services for individuals with the most
24 significant disabilities. Supported employment shall be defined as competitive employment in an integrated setting
25 or employment in integrated work settings in which individuals are working toward competitive employment.

26 **Section 259.** Section 1 of this Act appropriates ~~\$700.0~~ \$630.0 to the Department of Labor, Employment
27 and Training, Employment and Training Services (60-09-20), to promote and support various forms of experiential
28 learning as a workforce development tool. The Department of Labor may utilize public-private partnerships with

1 other agencies and entities including, but not limited to, Delaware Technical Community College, the Delaware
2 Manufacturing Association and the Delaware Manufacturing Extension Partnership. The program will provide a
3 variety of resources including, but not limited to, hands-on-training, certificate completion, mentoring and college
4 credit in various occupational fields such as mechanics and manufacturing.

5 **Section 260.** Section 1 of this Act appropriates 3.0 GF FTEs and \$402.0 to Department of Labor,
6 Employment and Training, Employment and Training Services (60-09-20). This shall be used to support the State of
7 Delaware's Apprenticeship and Training program.

1 **AGRICULTURE**

2 **Section 261.** Section 1 of this Act makes an appropriation to the Department of Agriculture,
3 Administration (65-01-01) of \$500.0 for Poultry Disease Research and the Diagnostic Poultry Program at the
4 University of Delaware. The intent of said funding is to leverage the university’s diagnostic capability and conduct
5 essential research to reduce poultry disease impacts and develop new disease control strategies as well as to allow
6 the university to respond to ongoing poultry health issues and evaluate new poultry health products for Delaware’s
7 poultry industry.

8 **Section 262.** Section 1 of this Act makes an appropriation of \$508.8 ASF to the Department of
9 Agriculture, ~~Delaware~~-Agricultural Lands Preservation Foundation (65-01-13) pursuant to 29 Del. C. § 6102A(d)(3).
10 The foundation shall not operate any accounts outside of the state accounting system.

11 **Section 263.** Notwithstanding the provisions of 3 Del. C. § 1203, the General Assembly authorizes the
12 Department of Agriculture to transfer \$508.8 ASF cash from the department’s 30007 appropriation for the
13 operational costs of the Agricultural Lands Preservation Foundation.

14 **Section 264.** The Department of Agriculture may use up to \$100.0 ASF annually from state forest timber
15 sales for the following programs:

16 (a) \$25.0 ASF shall be used for marketing and promoting Delaware’s agricultural and forestry products
17 and commodities; and

18 (b) \$75.0 ASF shall be used for forestry cost share programs. The allocation of these funds, and the
19 determination of qualifying projects, shall be determined by the State Forester, provided the funds are allocated to
20 supplement federal Rural Forestry Assistance and Urban Forestry Assistance programs.

21 **Section 265.** Section 1 of this Act makes an appropriation to Department of Agriculture, Harness Racing
22 Commission (65-01-05) and the Thoroughbred Racing Commission (65-01-10) for fingerprinting. It is the intent of
23 the General Assembly that the Commissions are required to use the State Bureau of Identification for all
24 fingerprinting activities and background investigations per recommendation of the Joint Sunset Committee.

25 **Section 266.** Section 1 of this Act makes an appropriation to Department of Agriculture, Thoroughbred
26 Racing Commission (65-01-10), and to support it, the State Lottery Office is authorized to:

1 (a) Deduct up to \$500.0 from the proceeds due to the video lottery agents licensed only to conduct
2 thoroughbred racing in the current fiscal year to pay for expenses associated with conducting thoroughbred racing at
3 their respective racetrack; and

4 (b) Deduct up to \$250.0 from the proceeds, which would otherwise fund purses for thoroughbred racing in
5 the current fiscal year to pay for racing expenses.

6 **Section 267.** Section 1 of this Act makes an appropriation to Department of Agriculture, Harness Racing
7 Commission (65-01-05), and to support it, the State Lottery Office is authorized to:

8 (a) Deduct up to \$1,035.2 from the proceeds due to the video lottery agents licensed only to conduct
9 harness racing in the current fiscal year to pay for expenses associated with conducting harness racing at their
10 respective racetrack; and

11 (b) Deduct up to \$178.4 from the proceeds, which would otherwise fund purses for harness racing in the
12 current fiscal year to pay for racing expenses.

1 **ELECTIONS**

2 **Section 268.** Any Department of Elections, upon approval of the respective Board of Elections, may
3 establish polling places in which one or more small mandated districts of less than 300 registered voters as of 60
4 days prior to the date of an election may be administered by the election officers of another election district.

5 These entities shall hereinafter be referred to as "Combined Election Districts." Each election district that is
6 part of a Combined Election District shall have designated voting machine(s), voting machine certificate, absentee
7 ballot box, poll list, signature cards and other documents and/or materials necessary to certify the election.

8 The respective department may assign up to two additional clerks for each such mandated district so
9 assigned to a Combined Election District. If any Board of Elections is unable to meet due to a vacancy, the State
10 Election Commissioner shall approve the establishment of Combined Election Districts within that respective
11 county.

12 **Section 269.** Section 1 of this Act contains an appropriation for Elections, State Election Commissioner
13 (70-01-01), Other Items: Voter Purging, for the purpose of assisting the Department of Elections with its statewide
14 efforts to maintain the voter rolls in an orderly manner.

15 **Section 270.** For purposes of designating and procuring polling places for primary, general and special
16 elections, the respective county Department of Elections shall pay a rental fee totaling \$300.00 for each facility
17 used, no matter how many election districts are assigned to that facility.

18 **Section 271.** Any state agency, office or department is prohibited from publishing or funding the
19 publication of voter guides.

20 **Section 272.** Based on findings of the 2001 Tax Compliance Audit, specifically those regarding poll
21 worker compensation and deductions, all Department of Elections poll workers shall be compensated through the
22 Payroll Human Resource Statewide Technology system if paid \$1,600.00 or more during a calendar year. In
23 addition, all appropriate deductions shall be taken from such compensation. All Department of Elections poll
24 workers who are paid under \$1,600.00 may be paid through the First State Financials system.

25 **Section 273.** Notwithstanding the respective sections of 15 Del. C., the State Election Commissioner may
26 replace the signature cards and poll lists currently used with a revised poll list on which voters would sign beside
27 their personal information. The State Election Commissioner in collaboration with the Department of Elections shall
28 establish policies and procedures for use of the revised poll list.

1 **FIRE PREVENTION COMMISSION**

2 **Section 274.** Section 1 of this Act appropriates \$2.0 to Fire Prevention Commission, Office of the State
3 Fire Marshal (75-01-01) for the purchase of smoke detectors and educational materials for the Juvenile Firesetter
4 Intervention Program.

5 **Section 275.** Section 1 of this Act provides an appropriation of ~~\$75.0~~ \$64.9 to Fire Prevention
6 Commission, State Fire Prevention Commission (75-03-01) in the line item Statewide Fire Safety Education. These
7 funds are to be matched by members of the Delaware Volunteer Firemen’s Association and are to be used for the
8 purpose of operating a statewide Fire Safety Education Program.

1 **NATIONAL GUARD**

2 **Section 276.** Section 1 of this Act provides an appropriation to Delaware National Guard (76-01-01) for
3 energy. Within this appropriation, sufficient energy funds are included to defray energy expenses of the Lora Little
4 School building that are not directly attributable to occupancy by the Delaware National Guard.

5 **Section 277.** (a) Section 1 of this Act provides an appropriation to Delaware National Guard (76-01-01)
6 for educational assistance. The National Guard shall not be required to pay fees.

7 (b) The Delaware National Guard, with the approval of the Director of the Office of Management and
8 Budget and the Controller General, is authorized to use excess educational funds to fund recruitment programs.

1 **HIGHER EDUCATION**

2 **Section 278.** Section 1 of this Act provides an appropriation for Operations of Higher Education,
3 University of Delaware (90-01-01) and an appropriation for Operations of Higher Education, University of
4 Delaware, Delaware Geological Survey (90-01-02). This figure includes total state assistance for university
5 operations costs as well as funds required to be appropriated by 29 Del. C. § 5505(6).

6 **Section 279.** Section 1 of this Act provides an appropriation to Higher Education, University of Delaware
7 (90-01-01) for the College of Agriculture and Natural Resources. Within that appropriation are sufficient funds to
8 fully fund 1.0 Agriculture Extension Agent and 2.0 Cooperative Extension Agent per county and 1.0 Agricultural
9 Extension Engineer for the program statewide.

10 **Section 280.** Section 1 of this Act makes an appropriation to Higher Education, University of Delaware
11 (90-01-01) for the College of Arts and Sciences. Of this amount, \$290.0 shall be allocated to the Center for Energy
12 and Environmental Policy for research supervised by Dr. John Byrne as principal investigator.

13 **Section 281.** Section 1 of this Act provides appropriations to Higher Education, University of Delaware
14 (90-01-01) to support academic, research and public service programming in each college. The University of
15 Delaware shall submit a proposal of programs to be funded in each college which will detail the goals, performance
16 measures and budgets of the programs to the Office of Management and Budget and the Controller General by
17 September 30 of each year. This proposal shall also include other special line programming as described in this
18 section. A follow-up report detailing the resulting performance measures and expenditure information shall be
19 submitted to the Director of the Office of Management and Budget and the Controller General by May 1 of each
20 year. The special lines amounts shall be as follows:

21	College of Agriculture and Natural Resources	\$5,405.4 <u>\$5,405.3</u>
22	College of Arts and Sciences	3,079.0 <u>2,794.5</u>
23	College of Business and Economics	1,737.3 <u>1,742.4</u>
24	College of Earth, Ocean and Environment	831.1 <u>833.1</u>
25	College of Education and Human Development	2,476.4 <u>2,772.6</u>
26	College of Engineering	808.9 <u>811.3</u>
27	College of Health Sciences	546.8 <u>554.1</u>
28	Biotechnology Institute	535.8 <u>494.8</u>

1	Diversity Enhancement	268.3 <u>247.8</u>
2	Improved Campus Security	92.4 <u>85.2</u>
3	Library Automation	44.2 <u>39.8</u>
4	Software License Support	267.4 <u>240.6</u>
5	Undergraduate Multimedia Instruction	180.8 <u>165.7</u>
6	Great Beginnings	19.9 <u>17.9</u>
7	Women's Leadership	11.3 <u>10.2</u>
8	Total	\$16,305.0 <u>\$16,215.3</u>

9 **Section 282.** Section 1 of this Act appropriates ~~\$2,476.4~~ \$2,772.6 to Higher Education, University of
10 Delaware (90-01-01) for the College of Education and Human Development. Of this amount, \$117.3 shall be
11 allocated to provide faculty advisement for student teachers in Kent and Sussex Counties for placement of such
12 student teachers in Kent and Sussex County school districts and charter schools. In addition, said funds shall be used
13 to support instruction in the Associate in Arts Program in Sussex County for those students pursuing a career in
14 education.

15 **Section 283.** Section 1 of this Act makes an appropriation to Higher Education, Delaware State University,
16 Operations (90-03-01) for General Scholarships. Of that amount, \$22.0 shall be for state scholarships for high ability
17 students, \$20.0 shall be for departmental scholarships to attract high achievers into the sciences, \$200.0 shall be for
18 scholarships to attract high ability students into the teaching program and \$100.0 shall be for scholarships for female
19 athletes.

20 **Section 284.** For the fiscal year covered by this Act, in order to continue the assessment of procedures
21 implemented during Fiscal Year 1993 intended to reduce the administrative burden incurred as a result of processing
22 accounting transaction data into two independent accounting systems, the Director of the Office of Management and
23 Budget has authorized Delaware State University to:

24 (a) Discontinue detail data input to First State Financials for encumbrance and vendor payment
25 transactions related to General Fund, federal financial assistance and college funds;

26 (b) Effect vendor payment disbursements of the above identified funds on Delaware State University
27 checks generated through the university's accounting system and drawn on a university bank account; and

1 (c) Summarize General Fund and federal financial assistance fund disbursements on a weekly, post
2 disbursement basis, and draw down the corresponding amounts through the standard First State Financials payment
3 voucher process.

4 This authorization does not provide for any change to the processing of encumbrances and vendor payment
5 transactions related to Bond/Capital funds; it does not affect payroll processing and does not relax or alter any
6 control requirements prescribed by law or policy related to procurement, encumbrance and payment activity.

7 The university shall comply with specific procedures developed and prescribed by the Office of
8 Management and Budget and the Department of Finance, Accounting. In addition, the university shall cooperate
9 fully with the Office of Auditor of Accounts to aid in any review or examination of the university's accounting
10 procedures, records and system.

11 Operations as enabled by this section shall be periodically reviewed and evaluated during the stated period
12 by the Office of Management and Budget, the Department of Finance and the Office of Auditor of Accounts. Any
13 procedural/control weaknesses identified shall be addressed and resolved, and this authority may be withdrawn for
14 cause at any time during the stated period, with the allowance that Delaware State University will be provided
15 reasonable time to revert to standard processes.

16 **Section 285.** Section 1 of this Act provides an appropriation to Higher Education, Delaware Technical
17 Community College, Office of the President (90-04-01) for Associate in Arts Program - Operations and Associate in
18 Arts Program - Academic. This appropriation is to assist in the provision of the Delaware Technical Community
19 College/University of Delaware Associate in Arts Program which will be operated jointly by the two institutions
20 under a contract initiated by Delaware Technical Community College. Under this contract, the University of
21 Delaware will teach students at Delaware Technical Community College facilities. Future budget requests will be
22 made jointly by Delaware Technical Community College and the University of Delaware, and budget cuts, if
23 necessary, will be shared on a pro rata basis. Approval of tuition and other fees will be made by the Board of
24 Trustees of the institution that delivers the relevant service and after the institutions have reached an agreement for
25 tuition sharing. Representatives from both institutions will meet at least once each semester to review program
26 operations.

27 **Section 286.** All higher education institutions in Delaware must be contracted members of the National
28 Student Clearinghouse and be required to input data. Participation will allow the Department of Education to track

1 Delaware's students as they enroll or transfer into Delaware higher education institutions or other member higher
2 education institutions across the country. Membership requires higher education institutions to report data elements
3 to the National Student Clearinghouse.

4 **Section 287.** Beginning in Fiscal Year 2011, the requirements of 14 Del. C. § 5302 and § 6511 shall be
5 waived until such time that state funding is appropriated for said program.

6 **Section 288.** Section 1 of this act appropriates \$364.1 to Higher Education, Delaware Institute of
7 Veterinary Medical Education (DIVME) (90-07-01). Notwithstanding current laws of Delaware relating to the
8 DIVME program, these funds shall be used to provide tuition support for six existing Delaware residents studying at
9 the veterinary medicine program at the University of Georgia, and one existing Delaware resident studying at the
10 veterinary medicine program at Oklahoma State University.

1 initiatives and technology support for the Educator Insight Portal. These funds shall not be used to hire or retain
2 positions in the Department of Education.

3 **Section 293.** Section 1 of this Act provides appropriations to Public Education, Department of Education
4 (95-01-01) for the operation and administration of the department. Of this amount, or utilizing other non-state
5 sources of funding, \$40.0 shall be made available by the Department of Education for disbursement to school
6 districts, vocational technical school districts and charter schools for cardiopulmonary resuscitation (CPR)
7 instruction. Said funding shall be used for materials needed to incorporate psychomotor skills learning into
8 instruction as required by 14 Administrative Code, Section 851, 1.1.3.4.

9 **Section 294.** The Department of Education is authorized to perform a comprehensive, annual review of the
10 delivery of special education services within the public school system. Said review shall include, but not be limited
11 to, the provision and funding of assistive technology in the classroom; the coordination and distribution of
12 information on services available for children with disabilities that cross multiple state agencies; and creating a
13 strategic plan for special education services. The Department of Education shall convene an oversight group on a
14 semi-annual basis to provide status updates on said review, as well as to share initiatives for implementation that
15 may have a fiscal impact. The oversight committee shall consist of the members of the Interagency Resource
16 Management Committee (IRMC), a representative from the Governor's Office and the Co-Chairs of the Joint
17 Finance Committee.

18 **Section 295.** Notwithstanding the provisions of 14 Del. C. § 1305(m), (n) and (o), for those employees
19 who have achieved certification from the National Board for Professional Teaching Standards (NBPTS) and serve as
20 teacher or lead mentors, the mentor stipend payment for such service will be excluded from the 15 percent salary
21 supplement limit only.

22 **Section 296.** (a) For this fiscal year, employees who have been issued an initial license and are in a third
23 or fourth year extension due to failure to pass Praxis I shall receive a 10 percent salary reduction. Employees
24 currently on an emergency certificate as a result of being assigned to an area outside the area of certification shall
25 not receive a 10 percent salary reduction.

26 (b) Section 1 of this Act makes an appropriation of \$5,992.5 to Public Education, School District
27 Operations, Other Items (95-02-02) for Skills, Knowledge and Responsibility Pay Supplements. This appropriation

1 provides funding for the supplements associated with ~~professional development clusters~~, mentor stipends and
2 National Board Certifications.

3 (c) Beginning May 21, 2008, and notwithstanding the provisions of 14 Del C. c. 13, a moratorium has been
4 implemented for all new participation in professional development clusters, NBPTS certification program and all
5 national certification supplements. This moratorium is effective for any new cluster applications, replications and all
6 previously approved cluster slots. ~~Any employee completing a cluster that began before May 21, 2008, or currently~~
7 ~~receiving a stipend will continue to receive payment of the appropriate amount for the appropriate duration.~~
8 Teachers or specialists who obtained NBPTS or other national certification in another state prior to May 21, 2008,
9 may receive the appropriate stipend upon beginning employment in a Delaware school district. If a participant
10 chooses to pursue NBPTS certification independently during the moratorium period, they will not be eligible for
11 retroactive payments should funding be restored during the certification period but they would be eligible for the
12 supplement for the remainder of the certification. Any teacher or specialist currently receiving a stipend for a
13 national certification under 14 Del. C. § 1305(l) shall continue to receive it as long as the certification is kept current
14 through the appropriate national organization.

15 (d) Beginning July 1, 2016, any educator or related service specialist listed in 14 Del. C. § 1305(l) who has
16 achieved a NBPTS certificate or other national certification since May 21, 2008, shall receive an annual salary
17 supplement in the amount of \$2.0. Any teacher or specialist in areas specified in 14 Del. C. § 1305(l) who obtained
18 NBPTS or other national certification in another state, shall be eligible for this annual salary supplement upon
19 employment in a Delaware school district/charter. Any educator who achieved national certification between May
20 21, 2008, and June 30, 2016, is not eligible for retroactive funding, but is eligible for the appropriate annual
21 supplement for the remainder of the certification and shall continue to receive it as long as the certification is kept
22 current through the appropriate national organization. The Department of Education shall provide districts and
23 charters with guidance for the processing of the annual salary supplements.

24 (e) NBPTS certification by individuals paid under 14 Del. C. § 1305 excludes superintendents, assistant
25 superintendents, directors and individuals employed in non-instructional areas detailed in Section 1312(c) and
26 employees of the Department of Education, except for teachers and teacher/supervisors of the Prison Education
27 program.

1 (f) The funds received by charter schools through the Department of Education associated with staff
2 members who qualify for the salary supplement described in subsection (c) and (d) shall be paid to said employees
3 in accordance with subsection (c) and (d).

4 **Section 297.** For this fiscal year, the inflation factor for the local per pupil payments required under the
5 State's Enrollment Choice Program, as specified in 14 Del. C. § 408(e), and for the local per pupil payments
6 required under the State's Charter School Program, as specified in 14 Del. C. § 509(d), ~~shall be equal to 1.5 percent~~
7 shall remain the same.

8 **Section 298.** Section 1 of this Act makes an appropriation of \$51.0 to Public Education, Department of
9 Education (95-01-01) for Odyssey of the Mind. This appropriation shall be made available to school students to
10 assist in defraying out of state travel expenses associated with this program.

11 **Section 299.** 14 Del. C. § 122(e) requires the Department of Education to review all regulations to ensure
12 that all regulations are current and not burdensome, and 14 Del. C. § 122(f) and (g) provide a means for districts to
13 pursue waivers of state regulations. The Federal Education Flexibility Partnership Act of 1999 allows districts to
14 apply for waivers of federal regulation in states that have adopted challenging content and performance standards,
15 have aligned assessments to those standards, have established a system of school and district accountability and
16 allow waiver of state statutory and regulatory requirements relating to education.

17 Given federal approval of the Department of Education's application for Ed Flex, the department may
18 waive state statutory and regulatory requirements pursuant to the Federal Education Flexibility Partnership Act of
19 1999. Such waivers must be applied for according to procedures and policies determined by the Department of
20 Education and must be related to Title I, Part B of Title II, Title IV, Title V, Title III and the Carl D. Perkins Career
21 and Technical Education Act of 2006. State programs for which waivers may be granted include, but are not limited
22 to, Student Discipline, Academic Excellence and Professional and Curriculum Development.

23 **Section 300.** Notwithstanding any law or regulation to the contrary, all consequences related to the
24 Statewide Assessment System for individual students including summer school, Individual Improvement Plans,
25 retention, assessment retakes, retests at high school grades and the related student consequences shall be eliminated
26 until such time that the Statewide Assessment System is fully implemented, as determined by the Secretary of
27 Education, for all Delaware students.

1 **Section 301.** General Fund appropriations to Public Education in appropriation units (95-03-00), (95-04-
2 00) and the Delmar Tuition and General Contingency appropriations in appropriation (95-02-00) shall not be subject
3 to the limitations as defined for Division I and Division II in 14 Del. C. § 1706 and § 1709.

4 **Section 302.** Notwithstanding the provisions of 14 Del. C. § 1703, the First State School Program shall be
5 guaranteed state funding based upon a minimum of two Division I units. In addition, Section 1 of this Act
6 appropriates \$314.5 to Public Education, Block Grants and Other Pass Through Programs, Special Needs Programs
7 (95-03-20) for the First State School.

8 The Department of Education, Children Services Cost Recovery Project is authorized to pursue Medicaid
9 cost recovery for eligible services provided to Medicaid eligible children at the First State School. Students in the
10 program are considered eligible for special education services and have Individual Education Programs in addition
11 to their medical treatment plans. Any funds recovered shall be utilized to offset the guaranteed 2.0 units and First
12 State School operational costs.

13 The Department of Education is authorized to provide AI DuPont Hospital an amount not to exceed \$50.0
14 for its program serving medically fragile students from funds appropriated in Section 1 of this Act to General
15 Contingency in Public Education, School District Operations, Other Items (95-02-02).

16 **Section 303.** Section 1 of this Act provides certain appropriations to Public Education, School District
17 Operations, Other Items (95-02-02). These amounts are not based on the unit system. The line item Other Items in
18 the internal program unit Other Items (95-02-02) shall be allocated as follows:

19	Caesar Rodney - Americanization	\$ 14.5
20	Red Clay - Americanization	117.2
21	Delaware School for the Deaf:	
22	Residence - Other Costs	88.0
23	Consultant Services	11.3
24	Preschool Summer Program	7.1
25	Christina Autistic:	
26	Residence - Other Costs	212.9
27	Contractual Services	11.8
28	John G. Leach	51.5

1	Sussex Orthopedic School	13.3
2	Total	\$ 527.6

3 **Section 304.** Section 1 of this Act makes an appropriation to Public Education, School District Operations,
4 Other Items (95-02-02) of \$2,500.0 for School Improvement Funds that shall be used to provide technical assistance
5 and support to schools and districts rated as Reward, Recognition, ~~Focus and Priority Targeted Support and~~
6 Improvement and Comprehensive Support and Improvement or with recognized need under the Federal Elementary
7 and Secondary Education Act waiver submitted by the department. The Department of Education shall provide a
8 report on the use of said funds to the Office of Management and Budget and the Controller General by May 1 of
9 each fiscal year.

10 **Section 305.** Notwithstanding the provisions of 14 Del. C. § 1707, the assessment to sales ratios used to
11 equalize Fiscal Year ~~2017~~ 2018 tax rates for those districts that cross county lines (Smyrna, Milford, Woodbridge
12 and Polytech) shall remain at the same ratios that were in effect for Fiscal Year 2010.

13 **Section 306.** Notwithstanding the provisions of 14 Del. C. § 1707, for Fiscal Year ~~2017~~ 2018, all school
14 districts shall receive Equalization funding based on the Fiscal Year 2009 average per unit amount for existing and
15 new units.

16 **Section 307.** Section 1 of this Act makes appropriations to Public Education, School District Operations,
17 Division Funding (95-02-01) for Division II Units: All Other Costs and Energy. A Division II - Energy Unit shall be
18 valued at \$2,435.00. A Division II - All Other Costs Unit shall be valued at \$2,925.00.

19 **Section 308.** Section 1 of this Act provides to Public Education, School District Operations, Other Items
20 (95-02-02) \$28,150.9 for the Educational Sustainment Fund. These funds are allocated proportionally to district
21 and charter schools based upon the Division I unit count as certified in 14 Del. C. § 1704(2) and § 1710. These
22 funds are to maintain critical educational programming and services. To maximize their effectiveness, they may
23 be used for any Division III purpose pursuant to 14 Del. C. § 1304, § 1707(h) and § 1711.

24 **Section 309.** Section 1 of this Act provides an appropriation to Public Education, Block Grants and Other
25 Pass Through Programs, Adult Education and Work Force Training Grant (95-03-10). This appropriation shall be
26 allocated by the Department of Education to the following programs/districts:

27	Adult Trade Extension/Apprentice Program (statewide)	\$1,765.6
28	James H. Groves High School (statewide)	3,614.6

1	Adult Basic Education (statewide)	663.0
2	New Castle County Learning Center (Christina School District)	226.8
3	Delaware Skills Center (N.C.C. Vo-Tech)	1,418.7
4	Alternative Secondary Education Program (statewide)	716.7
5	Marine Mechanics Apprentice Program (Sussex Vo-Tech)	21.5
6	Interagency Council on Adult Literacy	293.3
7	Diploma-at-a-Distance	129.4
8	Total	\$8,849.6

9 **Section 310.** Section 1 of this Act makes an appropriation to Public Education, Block Grants and Other
10 Pass Through Programs, Professional Accountability and Instructional Advancement Fund (95-03-10).

11 (a) The following allocations shall be provided:

12 (1) \$275.0 for Alternative Routes programs. \$200.0 is provided for the Alternative Routes to
13 Certification program, ~~to include an expansion for Special Education~~. The remaining \$75.0 may be
14 used for the Summer Institute program. These allocations will be distributed through a competitive
15 bid process, in accordance with 29 Del. C. c. 69;

16 (2) \$1,566.5 shall be allocated by the Department of Education to districts and charter schools for
17 professional and curriculum development activities. Districts shall submit applications to the
18 Department of Education detailing the district's plan for the utilization of these funds. The
19 Department of Education shall review and approve plans and allocate an amount not to exceed
20 \$157.00 per certified employee, based on a district's personnel complement for the ~~2015-2016~~
21 2016-2017 school year. Grants are to be used for developing and implementing curriculum based
22 on the content standards established by the Curriculum Frameworks Commission, as approved by
23 the State Board of Education or for other professional development activities, including, but not
24 limited to: Discipline; Special Education/Inclusion Collaboration/Consensus Building; Conflict
25 Resolution; Shared Decision Making; local school board member training; and Educational
26 Technology. Districts are encouraged to collaborate as a means of maximizing resources as well as
27 focusing district activities on consistent principles. Grants may be utilized for training, planning,
28 in-service programs and contractual services. The Department of Education is authorized to

1 transfer 50 percent of the estimated district grant amount by July 30 of the fiscal year. The
2 remaining 50 percent shall be transferred within 30 days of the final approval of the district
3 application for funding;

4 In the application, districts shall detail the proposed utilization of funds as well as the
5 incorporation of the following criteria:

6 (i) Integration of the proposal with existing resources and programs such as the Comprehensive
7 Discipline Act, Delaware Principals Academy, Data Development Coaches, Delaware
8 Teachers Center, Drug Free Schools, Title I and II, Special Education and local funds
9 dedicated to Standards and Assessment; and

10 (ii) Inclusion of local staff in planning of the grant proposal, with representation from all involved
11 in student learning, including all professional employees by category. The plan(s) should
12 focus on overall improved student performance, with a built-in level of accountability to
13 determine effectiveness.

14 (3) \$300.0 for Professional Mentoring. The intent of this appropriation is for exemplary teachers to
15 assist new teachers through leadership and guidance, and includes a training component in order
16 for teachers to become better mentors. This funding level allows for a statewide program;

17 (4) \$150.0 for the Delaware Center for Teacher Education to support professional and curriculum
18 development activities in the content areas of reading and social studies. The Department of
19 Education shall determine, in coordination with the agency (or agencies) performing such
20 activities, the training goals and objectives, including how the objectives of Standards and
21 Assessment will be furthered. The Department of Education, the Controller General and the
22 Director of the Office of Management and Budget shall ensure that the proposed development
23 activities are cost efficient and meet the objectives outlined in this section before agreeing to
24 transfer the appropriation from the Department of Education to the operating agency;

25 (5) \$921.0 for Reading Cadre. This appropriation will provide each local school district, excluding
26 charter schools, with the state share of salaries in accordance with 14 Del. C. § 1305 and the
27 state share of the Division III Equalization Unit amount as defined in 14 Del. C. § 1707 for one
28 10-month Reading Specialist. The purpose of this Specialist will be the creation of a Reading to

1 Reading Cadre which will provide assistance to districts in designing, demonstrating and
2 implementing best practices in reading instruction. Such position shall be responsible for
3 curriculum alignment and professional development in reading for district educators. ~~A report~~
4 ~~shall be provided by November 1 to the Joint Finance Committee detailing all aspects of these~~
5 ~~positions as well as a reason why the charter schools are excluded; and~~

6 (6) \$2,550.0 for Educator Preparation and Development. This appropriation shall be used to support
7 current and aspiring educators, by providing and sponsoring ongoing: pre-service training for
8 future teachers and leaders; educator recruitment platforms and tools for Local Education
9 Agencies; educator effectiveness systems and supports; teacher-leadership opportunities and
10 teacher and leader professional learning networks and supports.

11 (7) \$600.0 for Common Core Resources and Next Generation Science Standards. This funding shall
12 be used to engage educators in sustained, intensive and collaborative professional development
13 and building educator resources for state standards.

14 (b) Any funds remaining subsequent to these allocations may be disbursed at the discretion of the
15 Department of Education for professional accountability and instructional advancement activities.

16 **Section 311.** Section 1 of this Act makes an appropriation to Public Education, Block Grants and Other
17 Pass Through Programs, Education Block Grants (95-03-10) for Academic Excellence Block Grant to fund units for
18 academic excellence in the school districts in accordance with 14 Del. C. § 1716.

19 **Section 312.** For the fiscal year beginning July 1, ~~2016~~ 2017, any local school district that has had two
20 consecutive failed current expense tax referendums during the time period July 1, ~~2014~~ 2015 to January 1, ~~2017~~
21 2018, is authorized to exercise the cash option on Academic Excellence units up to the total number of units
22 provided under that program. This provision will apply for Fiscal Year ~~2017~~ 2018 only. In addition, districts
23 meeting this criterion are authorized to utilize funds derived from this cash option to pay local salary supplements.
24 Any district that has had a successful current expense tax referendum subsequent to two consecutive failed current
25 expense tax referendums is ineligible for the provisions of this section.

26 **Section 313.** Section 1 of this Act provides an appropriation of ~~\$111.7~~ \$100.5 to Public Education, Block
27 Grants and Other Pass Through Programs, K-12 Pass Through Programs (95-03-15) for the Delaware Institute for
28 Arts in Education. Of this appropriation, ~~\$21.8~~ \$19.6 shall be used for the Wolf Trap program. The Department of

1 Education shall transfer this appropriation to the University of Delaware, which acts as the fiscal agent for this
2 statewide program.

3 **Section 314.** Section 1 of this Act provides an appropriation of ~~\$110.5~~ \$99.5 to Public Education, Block
4 Grants and Other Pass Through Programs, K-12 Pass Through Programs (95-03-15) for the Urban Community
5 Empowerment Initiative program “Achievement Matters Campaign.” The purpose of the campaign is to build the
6 competencies and achievement level of middle school students to provide a bridge from middle school to high
7 school. These funds shall be used exclusively for direct program expenses and may not be used for salaries and
8 benefits for existing staff of the Metropolitan Wilmington Urban League.

9 **Section 315.** Section 1 of this Act makes an appropriation to Public Education, Block Grants and Other
10 Pass Through Programs, K-12 Pass Through Programs (95-03-15) of ~~\$800.0~~ \$720.0 for Speech Pathology to support
11 the implementation of a Master’s degree program in Communication Sciences and Disorders at the University of
12 Delaware. The University of Delaware shall offer a Master’s in Speech Language Pathology similar to its other
13 graduate degree programs with an initial Master’s in Speech Language Pathology class by Fall 2016. Said funds
14 shall be utilized for, but not be limited to, curriculum development, seeking program accreditation through the
15 Council on Academic Accreditation in Audiology and Speech-Language Pathology, developing a Delaware resident
16 scholarship program where recipients commit to working in Delaware for at least three years post graduation and
17 staffing and equipment costs associated with program development and implementation. The university shall submit
18 by May 1 of each fiscal year an implementation status report on the Master’s degree program in speech-language
19 pathology to the Co-Chairs of the Joint Finance Committee, the Director of the Office of Management and Budget
20 and the Controller General.

21 **Section 316.** Section 1 of this Act makes an ASF appropriation to Public Education, Block Grants and
22 Other Pass Through Programs, Special Needs Programs (95-03-20) for the Children Services Cost Recovery Project
23 (CSCRCP). All local school districts shall fully participate in the implementation and operation of the project for the
24 fiscal year ending June 30. Local school district participation shall be on a district-wide basis.

25 The following resources are appropriated to operate CSCRCP during the fiscal year ending June 30. No
26 appropriation is made for the purchase of additional state-owned vehicles pursuant to this section. The appropriated
27 funds for supplies and in-state travel which, pursuant to this section, are passed through to the local school district
28 shall be dedicated to implementing CSCRCP.

1 In addition, 12.0 FTEs staff positions are appropriated to support this project: 5.0 ASF FTEs shall be
2 located at the Department of Education. The Department of Education is hereby permitted to authorize the hiring of
3 up to 7.0 ~~FTEs~~ positions in the local school districts for the sole purpose of implementing this section. The 7.0 ~~FTEs~~
4 positions in the local school districts shall be paid in accordance with the Financial Secretary Salary Schedules 1308
5 and 1309 including the local salary supplement in place at the employing school districts. At the discretion of the
6 Department of Education, 1.0 ~~FTE~~ position may be paid in accordance with the Administrative Secretary Salary
7 Schedules as defined in 14 Del. C. § 1308 and § 1309, including the local salary supplement in place at the
8 employing local school district.

9 When it is deemed in the best interest of the program to have positions transferred between school districts,
10 the employees in those positions will be compensated in accordance with the local salary supplement in place at the
11 new district. However, should the new district's local salary supplement be less than that of the transferring
12 employee, the employee's local supplement will be frozen until the new district supplement meets or exceeds the
13 amount of the original supplement. The employees may elect to have their sick and annual leave balances transfer
14 with them between districts.

15 When any of the 7.0 ~~FTEs~~ positions authorized to the local school districts become vacant, the position
16 shall be re-assigned to the Department of Education and compensated in accordance with the Department of
17 Education compensation plan.

18 All revenue generated through the cost recovery project from local school district sources will, after the
19 deduction of all operational project costs, be divided between the State General Fund and the local school district's
20 operating funds in a proportion that equals the original sharing of expenses. Any funds returned to a local school
21 district that were generated through recovery on non-transportation services provided by a tuition-based special
22 school must be made available to the special school for expenditure at the special school. Funds recovered on behalf
23 of tuition eligible students served in mainstream environments can be used at the districts' discretion.

24 Audit exceptions, including any penalties and fees, will be covered from drawdowns on future recoveries
25 on a similar basis as indicated above.

26 **Section 317.** For the purpose of participating in CSCRP, provisions of the Delaware Code to the contrary
27 notwithstanding, school psychologists certified or otherwise licensed by the Department of Education in accordance
28 with the provisions 14 Del. C. § 1092, shall be considered in compliance with qualification standards equivalent to

1 state licensure to practice psychology as set forth in 24 Del. C. § 3508. Such equivalent state licensure status shall be
2 limited to the delivery of services related to the Department of Education or local school district approved school
3 programs conducted within the course of the regular school day at a Department of Education or local school district
4 approved school site or least restrictive environment location. The provisions of this section shall in no way be
5 construed as entitling a person not otherwise qualified to do so to represent himself to the public by any title or
6 description of services incorporating the words "psychology," "psychological" and/or "psychologist" within the
7 meaning of 24 Del. C. § 3502, except as may be herein specifically provided.

8 **Section 318.** Section 1 of this Act makes an appropriation to Public Education, Block Grants and Other
9 Pass Through Programs, Special Needs Programs (95-03-20) for the Student Discipline Program.

10 (a) A total of \$4,000.2 is allocated for the statewide implementation of programs for severe discipline
11 cases. Of that amount, a total of \$2,400.0 will be allocated to the three counties in the following manner: 50 percent
12 to New Castle County, 25 percent to Kent County and 25 percent to Sussex County. Of the \$2,400.0, \$150.0 in New
13 Castle County and \$75.0 in both Kent and Sussex Counties must be utilized for transitional services. A total of
14 \$1,020.0 will be disbursed on a competitive basis among the existing school district consortia or to individual school
15 districts. Of the \$1,020.0, \$820.0 will be utilized for improvement of academic programs and \$200.0 will be utilized
16 for extended year opportunities. A total of \$580.2 is allocated to increase resources for programs in Kent and Sussex
17 Counties and shall be divided between the two programs as follows: \$330.2 in Kent and \$250.0 in Sussex. If funds
18 are used for personnel costs, they may only be used for the state share in accordance with the schedules contained in
19 14 Del. C. c. 13.

20 Programs receiving funds under this section may utilize no more than \$300.0 in total from Pupil
21 Transportation (95-04-01) for transportation expenses.

22 (b) For the purpose of facilitating the continuation of services, districts receiving an allocation under the
23 provisions of subsections (a) and (b) of this section, may receive 50 percent of the prior year's base grant allocation
24 at the outset of each fiscal year. These districts are required to present program proposals to the Department of
25 Education no later than November 15 of each year. Upon Department of Education approval, adjustments to
26 program allocations will be made.

27 (c) The Department of Education shall determine common data definitions and data collection
28 methodologies for each program in this section. Districts shall use such definitions and methodologies and shall

1 provide information as requested by the Department of Education. This information shall include but not be limited
2 to the following: the number of students served; reasons for service; measures of behavioral improvement;
3 measures of academic improvement as appropriate; rates of recidivism within programs; and number and types of
4 referrals for additional services. The Department of Education shall prepare a statewide management report to
5 identify needs for program improvement and best practice.

6 (d) Based on the recommendations that resulted from House Joint Resolution 25 of the 139th General
7 Assembly, a total of \$1,325.0 shall be allocated for the continued operation of the alternative school program. The
8 program shall be developed utilizing research based best-practice models. The program shall provide year-round
9 services as deemed appropriate and determined by the consortium board and the Department of Education within the
10 prescribed state appropriation. This program shall be considered a special school for the purposes of charging tuition
11 payments to be made by school districts of residence under the statutory provisions of 14 Del. C. c. 6, such that the
12 districts shall fund at least 30 percent of the total cost of the program. The New Castle County Consortium and the
13 Department of Education shall oversee administration of the program and may enter into contractual arrangements
14 to operate the program. Such oversight shall include an annual evaluation of the program to be submitted to the
15 Department of Education.

16 (e) Any funds remaining subsequent to these allocations may be used at the discretion of the Department
17 of Education for activities related to school climate and discipline.

18 **Section 319.** Section 1 of this Act provides an appropriation to Public Education, Block Grants and Other
19 Pass Through Programs, Special Needs Programs (95-03-20) for Exceptional Student Unit - Vocational. This
20 appropriation shall be used to continue the program of vocational education for students with disabilities. The funds
21 appropriated shall provide for Divisions I, II and III funding for a maximum of six units, prior to application of the
22 vocational deduct, in a single program. The unit shall be based upon 13,500 pupil minutes per week of instruction or
23 major fraction thereof after the first full unit and shall be in addition to the funding otherwise provided under 14 Del.
24 C. § 1703(d).

25 **Section 320.** Section 1 of this Act appropriates 41.8 FTEs and 0.7 NSF FTE, of which up to 4.0 shall be
26 authorized as teachers/supervisors, 33.8 authorized as teachers, 3.0 authorized as secretaries for the Department of
27 Education and 1.0 Education Associate to operate the Prison Education program (an additional 4.0 FTEs are
28 authorized in the Department of Correction for the Prison Education program). The qualification of employees for

1 the Prison Education Program shall be the same as the qualification for employees in the public high schools.
2 Teachers/supervisors shall have teaching responsibilities as defined by job responsibilities and duties developed by
3 the Department of Education.

4 Students served under this program shall not be included in the calculation for unit count purposes as
5 defined in 14 Del. C. c. 17. The Director of the Office of Management and Budget and the Controller General may
6 transfer funds between lines and departments to pay for this program.

7 In the event the Director of the Office of Management and Budget proposes or implements a position
8 attrition or complement reduction initiative, the Director shall clearly indicate to the Co-Chairs of the Joint Finance
9 Committee when positions outlined in this section are included in said initiative(s).

10 **Section 321.** ~~Section 1 of this Act makes an appropriation to Public Education, Block Grants and Other~~
11 ~~Pass Through Programs, Special Needs Programs (95-03-20) for Tech Prep 2+2. A Delaware Tech Prep Consortium~~
12 ~~is formed to provide for overall program development and management, coordination and technical assistance. The~~
13 ~~consortium will review and provide technical assistance and in-service training for each proposal submitted to the~~
14 ~~Department of Education by any partnership initiating or operating a Tech Prep Program. The consortium will adopt~~
15 ~~rules and regulations consistent with state regulations and federal legislation.~~

16 ~~The consortium Board of Directors shall include: the President or designee of Delaware Technical~~
17 ~~Community College; the Superintendents of New Castle County Vocational Technical School District, Polytech~~
18 ~~School District and Sussex County Technical School District; the State Director of Vocational Education,~~
19 ~~Department of Education, (Ex Officio); the Executive Director of Delaware Advisory Council on Career and~~
20 ~~Vocational Education; the Presidents or designee of Delaware State University and Wilmington University; and~~
21 ~~one representative of business and industry. The superintendent or designee of two comprehensive local school~~
22 ~~districts will also be appointed consistent with the rules and regulations of the consortium. Programs will be~~
23 ~~conducted in all three counties, on all campuses of Delaware Technical Community College and other~~
24 ~~postsecondary institutions as specified by the consortium consistent with federal legislation. All secondary~~
25 ~~schools are eligible.~~

26 ~~Polytech School District will act as financial agent for the consortium and an annual financial and program~~
27 ~~report will be submitted to the Co-Chairs of the Joint Finance Committee.~~

1 ~~The consortium may select another member to serve as the financial agent in a subsequent year consistent~~
2 ~~with the rules and procedures it adopts.~~

3 The functions previously performed through the Delaware Tech Prep Consortium will be transitioned to the
4 Department of Education effective July 1, 2017, along with existing personnel. With the consolidation of these
5 functions into the Career and Technical Education workgroup, the department will be responsible for expanding
6 articulation agreements and dual enrollment coursework in career and technical education pathways across the State.
7 This includes establishing early college credit and advanced standing agreements with in-state and out-of-state
8 colleges and universities (both two- and four-year degree programs), apprenticeship programs, adult education
9 programs and with the State’s one-stop system for workforce development. Further, the department will be
10 responsible for expanding co-curricular activities such as career and technical student organizations and work-based
11 learning programs in partnership with employers.

12 **Section 322.** Section 1 of this Act provides an appropriation of ~~\$58.9~~ \$53.0 to Public Education, Block
13 Grants and Other Pass Through Programs, K-12 Pass Through Programs (95-03-15) for Career Transition to support
14 recommendations that resulted from House Resolution 36 of the 143rd General Assembly - Special Education
15 Mentor Task Force. The Department of Education and the Department of Labor, Division of Vocational
16 Rehabilitation shall oversee administration of the program. Such oversight shall include an annual evaluation of the
17 program. The Departments of Education and/or Labor may enter into contractual arrangements to operate the
18 program.

19 **Section 323.** Section 1 of this Act appropriates ~~\$16,255.9~~ \$29,117.9 to Public Education, Block Grants and
20 Other Pass Through Programs, Special Needs Programs (95-03-20) for Early Childhood Initiatives. These funds are
21 to be used to support the Delaware Stars for Early Success, the State’s quality rating improvement system for early
22 care and education. Funding will also support strengthening the State’s comprehensive early childhood system as
23 outlined in Early Success, compiled through the efforts of the Delaware Early Childhood Council and the
24 Interagency Resource Management Committee managed through the Delaware Department of Education, Early
25 Development and Learning Resources office. Initiatives shall include, but not be limited to, tiered reimbursement
26 and onsite support and assessment of providers in the Stars program, professional development activities for
27 practitioners in early care and education, early childhood mental health consultation, development screenings and
28 surveys, community readiness teams, \$200.0 for an inclusive teaching model at the Laboratory Preschool at the

1 University of Delaware in which best practices for such model shall be shared and overall evaluation and awareness
2 of the Delaware Stars for Early Success program.

3 **Section 324.** Notwithstanding the provisions of the Department of Education’s Administrative Code,
4 Delaware non-public school (private and home school) students shall ~~not~~ be subject to a tuition-based driver
5 education program ~~for the program’s initial offering at rates approved by the Co-Chairs of the Joint Finance~~
6 ~~Committee~~. The fee for Fiscal Year ~~2017~~ 2018 shall be ~~zero~~ \$850.

7 **Section 325.** (a) The Public School Transportation Committee, consisting of representatives from the
8 Department of Education, the Controller General’s Office, the Office of Management and Budget and
9 representatives for bus contractors and school district transportation supervisors shall make recommendations to the
10 Director of the Office of Management and Budget and the Controller General for revisions to components of the
11 transportation formula no later than April 1 of each fiscal year.

12 (b) Transportation funds for public school districts during Fiscal Year ~~2017~~ 2018 shall be allocated and
13 shall not exceed ~~\$91,393.9~~ \$80,369.0 according to bus contract or district transportation formula, as adopted by the
14 State Board of Education on July 23, 1987, subject to the following amendments and procedural modifications:

15 (1) The per gallon price used to calculate the fuel allowance shall be based on the state contract bid
16 price for fuel plus \$0.07 per gallon for districts and plus \$0.31 per gallon for contractors. For
17 districts and contractors north of the Chesapeake and Delaware Canal, the per gallon price shall be
18 based on delivery to a large-sized tank (5,000 or more gallons). In the case of contractors located
19 south of the Chesapeake and Delaware Canal, the per gallon price shall be based on delivery to a
20 small-sized tank (275 - 1,900 gallons). Upon determination by the Department of Education that a
21 contractor located north of the Chesapeake and Delaware Canal and operating five or fewer buses
22 does not have existing storage capacity in the large tank range, the per gallon price shall be based
23 on the smaller tank size.

24 The initial fuel rates shall be based on the state contract bid price as of June 1 of the
25 preceding fiscal year. Funding adjustment will be made when the annual average price increases
26 or decreases by at least \$0.05 per gallon. The first review will be based on the annual averages
27 through December 31 of each year and additional reviews will be conducted each month thereafter
28 until April 30. Reviews may also be conducted at any time upon the request of the Director of the

1 Office of Management and Budget and the Controller General. Propane school buses will receive
2 the same fuel allowances and be subject to the same adjustment as diesel school buses;

3 (2) For Fiscal Year ~~2017~~ 2018, the operating allowance shall ~~increase by 3 percent. For district~~
4 ~~operated pupil transportation services, a portion of this increase shall be set aside to provide a pay~~
5 ~~increase for bus drivers commensurate with the general salary increase enumerated in Section 8 of~~
6 ~~this Act~~ remain the same;

7 (3) For Fiscal Year ~~2017~~ 2018, the allowable cost of a new unused bus that was purchased by a
8 contractor and put on contract and that was produced between January 1, ~~2016~~ 2017 and
9 December 31, ~~2016~~ 2017 (as noted on the school bus identification plate) shall begin its seven-
10 year capital allowance schedule using the ~~2014~~ 2016 state bid price for new school buses, minus 2
11 percent for salvage value, plus 11 percent to account for dealer charges and profits not reflected in
12 the state bid price due to the higher number of buses being purchased and the lag time between
13 ordering and delivery. Any bus produced on or after January 1, ~~2016~~ 2017 must meet the current
14 federal emissions requirements in order to receive a capital allowance. Any bus produced and
15 placed in service after January 1, ~~2016~~ 2017 shall be entitled to an allowance based on the ~~2016~~
16 2017 state bid price.

17 A used bus placed in service shall utilize the allowance schedule which would have been
18 allowed had the bus been placed in service when new based on its production date. The bus shall
19 receive the remaining years of capital allowance. The Department of Education shall continue to
20 utilize the procedures developed in Fiscal Year 1989 for determining the allowable cost for any
21 size bus that it did not bid in Fiscal Year ~~2016~~ 2017. In addition to the procedure for establishing
22 the allowable cost of a new bus specified above, the Department of Education is requested to
23 structure its bids for buses in Fiscal Year ~~2017~~ 2018 in such a manner that public school bus
24 contractors will be permitted to purchase buses from the successful lower bidder at the same price
25 as the State of Delaware. If a contractor elects to purchase a bus at the bid price, the lowest base
26 bid of an awarded contract minus 2 percent for salvage value will be the allowable cost in
27 subsequent reimbursements to the contractor; and

1 (4) For Fiscal Year ~~2017~~ 2018, the school bus contractor insurance allowance shall remain the
2 same.

3 (5) For Fiscal Year ~~2017~~ 2018, the fixed cost allowance for district and contractor buses shall
4 include funding for the provision of emergency communication devices. The Department of
5 Education is authorized to bring school districts or private contractors operating school buses
6 equipped with cellular phone technology under a state negotiated cellular phone contract.

7 (c) Except as specified in this section, or for changes in the price of fuel, or for the adjustments of those
8 items changed by state or federal laws, the Department of Education shall not change the transportation formula
9 unless the change has been authorized by the General Assembly and an appropriation therefore has been made by
10 the General Assembly.

11 (d) The Department of Education shall calculate the formula amounts for each district as provided
12 herein but shall only provide ~~90~~ 70 percent of such calculation to each school district. Homeless Transportation
13 funding shall be provided to school districts and charter schools at 70 percent of the total cost for approved,
14 eligible students.

15 (e) Of the appropriation allocated for public school districts, \$125.0 is allocated to purchase a maximum of
16 12 air conditioned buses to transport special need students. The Department of Education is authorized to amend its
17 formula to allow the purchase of air conditioned buses which may be required to transport special education students
18 that have a medical need for air conditioning (specified by a physician).

19 **Section 326.** It is the intent of the General Assembly to make progress toward implementing the
20 recommendation of the Public School Transportation Working Group to address school bus operating cost factors
21 not reflected in the school transportation formula, which has been in existence since 1977. These factors include, but
22 are not limited to, environmental compliance requirements for school bus maintenance, maintenance costs of
23 advanced technology on school buses and school bus driver training requirements.

24 **Section 327.** (a) All school districts shall be required to utilize TripSpark, a computerized routing system
25 for school bus transportation, provided by the Department of Education to create school bus routes. Schools are
26 encouraged to maximize the capabilities of this system to derive transportation efficiencies to contain increasing
27 costs.

1 (b) The department is directed to continue to provide bus transportation services to any residential area
2 which has received transportations services since October 1, 1977.

3 **Section 328.** Notwithstanding any other provisions of the Delaware Code or this Act to the contrary, the
4 Department of Education is authorized to approve and provide funding for additional transportation routes necessary
5 to support the Seaford School District's ~~pilot implementation of a~~ balanced calendar schedule, beginning in Fiscal
6 Year 2003.

7 **Section 329.** During the fiscal year, local school districts are hereby directed to provide, at the local school
8 district's cost, bus transportation of public school students previously declared ineligible by the Unique Hazards
9 Committee, including the following:

- 10 (1) Students attending Stanton Middle School who are now forced to walk along Telegraph Road with
11 a constant threat of injury;
- 12 (2) Students attending Mount Pleasant High School who are now forced to walk along Marsh Road
13 with a constant threat of injury;
- 14 (3) Students in the town of Seaford, living west of Conrail and north of the Nanticoke River, who
15 attend the Seaford schools, grades K-6;
- 16 (4) Students attending Seaford Central Elementary who live in the area east of Conrail, north of the
17 Nanticoke River and west of Williams Pond, within the Seaford city limits;
- 18 (5) Students attending the Cab Calloway School of the Arts and Wilmington Charter School on
19 Lancaster Avenue to Delaware Avenue in the north-south grid and on Jackson Street to DuPont
20 Street on the east-west grid;
- 21 (6) Students attending Newark High School who live in Windy Hills and are forced to walk along
22 Kirkwood Highway with a constant threat of injury;
- 23 (7) Students attending schools in Laurel living in the areas of Lakeside Manor, Route 24 east of Laurel
24 town limits, Route 13A south of Laurel town limits and Dogwood Acres;
- 25 (8) Students attending Delcastle Technical High School who live in Newport and are forced to walk
26 along Centerville Road (Route 141) with a constant threat of injury;

- 1 (9) Students attending Woodbridge Junior-Senior High School who must travel along Route 13A
2 south of Bridgeville, and students living west of Bridgeville who must travel along Route 404 or
3 Route 18;
- 4 (10) Students attending Smyrna Middle School who reside in the Sunnyside Acres area between
5 Sunnyside Road and U.S. 13 and who would otherwise be required to walk along U.S. 13 in order
6 to reach school;
- 7 (11) Students attending Concord High School who live south of Naamans Road in the Talleybrook-
8 Chalfonte, Brandywood, Brandon and Beacon Hill areas who must walk along Grubb and/or
9 Naamans Road with a constant threat of injury;
- 10 (12) Students attending the Laurel Elementary Schools in Grades K-6 who live in the Town of Laurel
11 and the surrounding areas;
- 12 (13) Students attending Dover High School who live in Old Sherwood, south of Waples Avenue;
- 13 (14) Students attending Mount Pleasant Elementary School, who would be forced to walk along
14 Bellevue Road;
- 15 (15) Students attending Mount Pleasant Elementary School, who would be forced to cross over and/or
16 walk along River Road between Lore Avenue and Bellevue Road;
- 17 (16) Students attending Douglas Kindergarten Center, who would be forced to walk along Route 2
18 (Union Street) or through Canby Park via the paths, with a constant threat of injury;
- 19 (17) K-3 - New Todd Estates Development to Jeannie Smith Elementary School - because of hazards of
20 Route 4 at Pierson Drive intersection;
- 21 (18) Students living in West Wilmington Manor who walk to Wilmington Manor Elementary School;
- 22 (19) Woodbridge Elementary School students living in the town of Greenwood, west of the railroad
23 tracks;
- 24 (20) Woodbridge Junior-Senior High School students living on Route 13A from Route 13 north of
25 Bridgeville to Bridgeville north of town limits including streets with access to that part of Route
26 13A;
- 27 (21) Talley Jr. High School students who reside in the Ashbourne Hills, Greentree, Stoney Brook areas,
28 students who reside in the Woodacre Apartments and students who live along Peachtree Road;

- 1 (22) Springer Middle School students residing in Eden Ridge III, Tavistock, Sharpley and Eden Ridge
2 who must cross Concord Pike;
- 3 (23) Georgetown Elementary School students who live east of Bedford Street;
- 4 (24) Lombardy Elementary School students who must cross Foulk Road;
- 5 (25) Central Middle School students who reside in the vicinity of 1508 Dinahs Corner Road;
- 6 (26) Students attending Central Middle School, living in the area south of Kent General Hospital, to
7 include students living along and south of Westview Terrace, Dover Street, Hope Street and
8 Sackarackin Avenue;
- 9 (27) Students of the Appoquinimink School District who reside in Odessa Heights;
- 10 (28) Students attending Brandywine High School who live in Concord Manor and are forced to walk
11 along Shellpot Drive and Windley Hill;
- 12 (29) Students attending Clayton Elementary, North Elementary or the Bassett Middle School in the
13 Smyrna School District who live on Buresch Drive;
- 14 (30) Notwithstanding the construction of any sidewalk or footpath along Grubb Road between
15 Naamans Road and Marsh Road, any child currently receiving bus transportation by the
16 Brandywine School District who lives along Grubb Road (between Naamans Road and Marsh
17 Road) or lives in a neighborhood which enters directly onto Grubb Road (between Naamans Road
18 and Marsh Road) shall continue to receive bus transportation to and from school;
- 19 (31) Stanton Middle School students residing in Kiamensi Gardens, Kiamensi Heights and Westfield
20 who must cross Limestone Road;
- 21 (32) Students attending Warner Elementary or Warner Kindergarten who also attend the Brandywine
22 Day Care Center;
- 23 (33) Students attending Brandywine Springs Elementary School who live along Newport Gap Pike;
- 24 (34) Students attending Mount Pleasant High School who reside in the vicinity of Rysing Drive in
25 Edgemoor Gardens, in the vicinity of Rysing Drive in the Village of Woods Edge, in the vicinity
26 of Edgemoor Road in Edgemoor Terrace and the Village of Fox Point on Governor Printz
27 Boulevard;

1 (35) Students attending the Woodbridge School District, who live in the Canterbury Apartments in
2 Bridgeville, will embark and disembark in the parking lot of the apartment complex in lieu of the
3 bus stop area along the heavily traveled U.S. 13;

4 (36) Students attending McCullough Middle School living along and east of Route 9 from I-295 north
5 to district boundary;

6 (37) Students attending Talley Middle School who can walk without hazard to the corner of Yardley
7 Lane and Silverside Road; and

8 (38) All students attending Kathleen H. Wilbur Elementary School in the Colonial School District.

9 **Section 330.** Notwithstanding the provisions of any state law or regulation to the contrary, the Colonial
10 School District is hereby directed to provide bus transportation for public school students who attend the Panda
11 Early Education Center at 1169 South DuPont Highway in New Castle to and from Kathleen H. Wilbur Elementary
12 School and Southern Elementary School. The Colonial School District is authorized to utilize state transportation
13 dollars to fund the transportation of students as directed herein.

14 **Section 331.** Notwithstanding the provisions of any state law to the contrary, the Red Clay Consolidated
15 School District is authorized to utilize state transportation dollars to fund students traveling from routes to and from
16 the Cab Calloway School of the Arts and Conrad Schools of Science and the Indian River School District is
17 authorized to utilize state transportation dollars to fund students traveling from routes to and from the Southern
18 Delaware School of the Arts.

19 **Section 332.** Notwithstanding the provisions of any state law to the contrary, the Colonial School District
20 is authorized to utilize state transportation dollars to fund students traveling from routes to and from Gunning
21 Bedford Middle School, George Read Middle School and McCullough Middle School as part of the district's middle
22 school redesign program. Additional routes resulting from the redesign program, and associated state transportation
23 dollars, shall require the approval of the Director of the Office of Management and Budget, Controller General and
24 Secretary of Education.

25 **Section 333.** Notwithstanding the provisions of any state law to the contrary, the Red Clay Consolidated
26 School District is authorized to utilize state transportation dollars to fund students traveling from routes to and from
27 the Brandywine Springs (6-8) program.

1 **Section 334.** (a) Section 1 of this Act provides an appropriation to Public Education, Department of
2 Education (95-01-01) for Delaware Center for Education Technology (DCET) Operations. It is the intent of the
3 General Assembly that DCET be responsible for and engage in activities related to total project needs and budgets
4 for statewide education technology projects, the establishment of cost-sharing policies, the initiation and delivery of
5 instructional technology programs, implementation on an ongoing basis of professional training programs related to
6 statewide education technology and providing technical assistance to the Department of Education for the initiation
7 of system-wide applications including administrative and curriculum development.

8 The Department of Technology and Information (DTI) shall support and enhance statewide education
9 technology issues and network. In addition, DTI will collaborate with the Department of Education to provide
10 professional training programs related to using technology in schools which promote and support Delaware's
11 education standards initiative.

12 (b) Amend 14 Del. C. § 4202 by making deletions as shown by strikethrough and insertions as shown by
13 underline as follows:

14 § 4202 Delaware Center for Education Technology

15 There is hereby established the Delaware Center for Educational Technology (Center). The Center shall be a public
16 education agency, created for the purpose of coordinating the use of technology by Delaware's several school
17 districts, the Department of Education and any other organization, public body or other entity specifically designated
18 by the General Assembly for the purpose of carrying out the public education of citizens of Delaware. ~~The Center~~
19 ~~shall be established, for budgetary purposes, in Public Education as a separate internal program unit.~~

20 **Section 335.** Section 1 of this Act provides an appropriation of \$2,250.0 to Public Education, School
21 District Operations, Other Items (95-02-02) for Technology Block Grant. These funds are allocated proportionally to
22 district and charter schools based upon the Division I unit count as certified in 14 Del. C. § 1704(2) and § 1710.
23 Funds provided by this Act are intended to support the following priorities: (1) replacement or purchase of
24 equipment supporting classroom instruction; (2) supporting technology maintenance in the schools either through
25 the use of technology personnel or contractual services; (3) supporting professional learning through the use of
26 instructional personnel; or ~~(3)~~ (4) such other technology needs as may arise which could improve or enhance the
27 technology capabilities of the district or charter school. To the extent that these funds are used to pay salary
28 expenses, they may only be used for the state share in accordance with the schedules contained in 14 Del. C. c. 13.

1 Local districts are encouraged to match their allocation pursuant to the provisions of 14 Del. C. § 1902(b), provided
2 the local match does not exceed those established under 71 Del Laws, c. 378. The matching provisions provided in
3 this section shall not be interpreted to provide duplicative rate increases. The Department of Education shall be
4 charged with the authority to verify the use of the funds and shall require each school district and charter school to
5 annually report on the expenditure of the funds.

6 **Section 336.** The provisions of this Act to the contrary notwithstanding, consistent with the provisions of
7 14 Del. C. § 509(b), charter schools eligible to receive allocations from the Professional Accountability and
8 Instructional Advancement fund, Academic Excellence and Minor Capital Improvements program will not be
9 required to submit an application to the Department of Education. Any funds received as a result of the allocation of
10 these programs may be used for current operations, Minor Capital Improvements or tuition payments.

11 **Section 337.** Notwithstanding 14 Del. C. § 508 or any regulation to the contrary, a charter school may
12 negotiate a contract (multi-year, if desired) for contractor payment for school transportation up to the maximum rate
13 specified which is currently 70 percent of the average cost per student of transportation within the vocational district
14 in which the charter school is located or the charter school may publicly bid the transportation routes. If the actual
15 negotiated or bid costs are lower than the maximum rate specified above, the charter school may keep the difference
16 for educational purposes. If the charter school includes a fuel adjustment contract provision, the charter school shall
17 be responsible for increased payments to the contractor or it may keep funds taken back from the contractor.

18 **Section 338.** Section 1 of this Act makes an appropriation to Public Education, Department of Education
19 (95-01-01) for Scholarships and Grants. Of that amount, \$36.7 shall be used for the Herman M. Holloway, Sr.
20 Scholarship program per the provisions of 14 Del. C. c. 34; \$305.0 shall be used for the FAME Scholarship
21 program; \$50.0 shall be used for the MERIT Scholarship program; \$275.0 shall be used for the Ada Leigh Soles
22 Memorial Professional Librarian and Archivist Incentive program; \$64.2 for the Charles L. Hebner Scholarship;
23 \$125.0 for Critical Teacher Scholarships; \$250.0 for Delaware Teacher Corps; \$20.0 for the Washington Center for
24 Internships; and \$20.0 for the Democracy Project Washington D.C. fellows program. Any funds excluding the
25 Herman Holloway, Sr. Scholarship program remaining after payment to the prescribed Scholarships and Grants
26 provided in this appropriation may be awarded to students with financial need who applied to the Scholarship
27 Incentive Program (SCIP). Any Herman M. Holloway, Sr. Scholarship program funds remaining after payment of

1 the Holloway Scholarships may be awarded to Delaware State University students with financial need who applied
2 to SCIP.

3 **Section 339.** Any SCIP funds unused in any given fiscal year may be carried over into a reserve account to
4 be utilized for SCIP awards in the subsequent year. In the event that actual awards exceed projected award amounts,
5 spring awards may be reduced to cover the difference.

6 **Section 340.** The Brandywine School District Board shall maintain as a standalone program its Gifted and
7 Talented program (also known as the Odyssey program, formally known as the Brandywine Academically Gifted
8 program) at least through the end of the ~~2016-2017~~ 2017-2018 school year. The program shall be fully maintained at
9 Mount Pleasant Elementary School, the Claymont Elementary School and the P.S. DuPont Middle School. During
10 this time, the district shall fully support the Odyssey program in terms of outreach, recruitment, assessment of
11 students for entry into the program, curriculum development, teacher assignment and other support elements as
12 currently exist.

13 **Section 341.** The Department of Education shall continue to work towards the collection of school-level
14 financial data. To this end, when processing transactions in First State Financials, local school districts shall use a
15 standard set of program codes as established by the Department of Education.

16 **Section 342.** Notwithstanding the provisions of 14 Del. C. § 203, § 604 or any sections of this Act to the
17 contrary, the Christina School District is authorized to operate the Sarah Pyle Academy as a special program and
18 charge tuition for the support of the academy as provided in 14 Del. C. § 604 during the ~~2016-2017~~ 2017-2018
19 school year. The academy shall operate as an academic recovery, drop-out prevention ~~pilot~~ program at no additional
20 cost to the State. The students attending this program shall continue to be counted in the enrollment of their regular
21 school; however, the state funding associated with these students as determined by the Secretary of Education shall
22 be utilized by the Sarah Pyle Academy. This program shall be for the express purpose of providing educational
23 services for students in high school who are no less than 16 years of age, who have less than five credits toward
24 graduation and have a documented family or personal situation that indicates traditional school enrollment is not
25 feasible. This program shall not be a discipline program as defined or authorized by 14 Del. C. c. 16.

26 **Section 343.** A school district operating a special school or program or with tuition eligible students may
27 not reallocate state units earned in these cases, if such reallocation requires an increase in the tuition tax rate or
28 tuition billing amount. If a reallocation of state units earned will not require such an increase, districts may

1 reallocate positions as necessary to ensure the most efficient delivery of services, except for those instances
2 currently prohibited by Delaware Code.

3 Additionally the Department of Education shall be authorized to promulgate rules and regulations
4 pertaining to tuition billings and tuition payments to include, but not be limited to, procedures to implement a
5 specific billing and payment schedule; procedures for justification accounting for any increases from estimated to
6 actual per pupil amounts billed; and procedures for the review of included costs to ensure appropriateness as it
7 relates to the ratio of state to local resources.

8 **Section 344.** Section 1 of this Act makes an appropriation to Public Education, Department of Education
9 (95-01-01) for SEED (Student Excellence Equals Degree) Scholarship. This appropriation shall be used to award
10 scholarships to graduates of Delaware public and non-public high schools who meet the eligibility criteria pursuant
11 to the provisions of 14 Del. C. c. 34 Subchapter XIV. Delaware Technical Community College and the University
12 of Delaware (The Institutions) have established regulations for the implementation and administration of the SEED
13 Program. Notwithstanding the provisions of 14 Del. C. § 3405A, funding will be available for all new and returning
14 students that meet the eligibility criteria referenced above. The Institutions are responsible for requesting a transfer
15 of funds from the Department of Education based on the enrollment of students receiving the SEED Scholarship.
16 Funds awarded under the SEED program are portable in the event that an eligible student transfers between the two
17 eligible institutions.

18 **Section 345.** Section 1 of this Act makes an appropriation to Public Education, Department of Education
19 (95-01-01) for the Delaware State University Inspire Scholarship program. This appropriation shall be used to award
20 scholarships to graduates of Delaware public and non-public high schools who meet the eligibility criteria pursuant
21 to the provisions of 14 Del. C. c. 34 Subchapter XIV. Delaware State University has established regulations for the
22 implementation and administration of the Inspire program. Notwithstanding the provisions of 14 Del. C. § 3413A,
23 funding will be available for all new and returning students that meet the eligibility criteria referenced above.
24 Delaware State University shall be responsible for requesting a transfer of funds from the Department of Education
25 based on the enrollment of students receiving the Inspire Scholarship.

26 **Section 346.** Delaware graduates of public and non-public high schools who meet the eligibility criteria
27 and are awarded either the SEED or Inspire scholarship shall receive their earned scholarship award regardless of

1 the appropriated amount in Section 1. Shortfalls which occur as a result of increased demand shall be funded by the
2 Department of Education.

3 **Section 347.** The Department of Education is hereby directed to maintain the Sussex County Learning
4 Center at its current location at the Delaware Technical Community College Owens Campus in the amount of \$60.9
5 which includes one Resource Center Manager position.

6 **Section 348.** Beginning in Fiscal Year 2009, all school districts and charter schools shall access the data
7 services and technical assistance of the New Castle County Data Service Center (DSC) for compliance with the
8 provisions of 14 Del. C. § 122(11). Such access shall ensure that all financial reports remain available in the new
9 financial system and are accessible by the Department of Education, the Office of Management and Budget and the
10 Controller General's Office. Services provided by DSC, which is owned and operated by the Colonial and Red Clay
11 Consolidated School Districts, for compliance with this section, shall be provided through ~~a contract~~ an agreement
12 with the State of Delaware.

13 **Section 349.** Beginning in Fiscal Year 2010, for purposes of 14 Del C. § 1321(e)(11), § 1321(e)(12), §
14 1716 and § 1716A, a school district electing to take a cash option or contractual option shall submit the required
15 application to the Department of Education no later than January 31 of the current fiscal year. The Department of
16 Education shall provide a report on the use of said cash/contractual options to the Office of Management and Budget
17 and the Controller General by May 1 of each fiscal year.

18 **Section 350.** Pursuant to provisions of 14 Del. C. § 1902(b), all local districts shall be authorized to assess
19 a local match for Fiscal Year 2010 Reading Resource Teachers and Mathematics Resource Teachers/Specialists and
20 Fiscal Year 2008 Extra Time and the local share of transportation costs, beginning July 1, 2017.

21 **Section 351.** Notwithstanding any provision of the Delaware Code or this Act to the contrary, and in order
22 to ~~pilot the sharing of~~ share certain expenses of public education between school districts, any school district which
23 receives funding under the provisions of 14 Del. C. is authorized to enter into a memorandum of understanding with
24 another school district or school districts for the sharing of central services within such school districts which may
25 use, without limitation, the combining of similar unit funded positions to pay for a shared position to perform the
26 services agreed to and payments between the districts for such shared services, provided that the memorandum of
27 understanding is also approved by the Secretary of the Department of Education, with the concurrence of the
28 Director of the Office of Management and Budget and the Controller General.

1 **Section 352.** To ensure that districts and charter schools are implementing the needs based funding system
2 appropriately, the Department of Education shall, in cooperation with the Governor’s Advisory Council for
3 Exceptional Citizens, create a Certification of Earned Staff Units protocol. The results of all monitoring shall be
4 reported at least annually on the department’s website.

5 **Section 353.** The provisions of 14 Del. C. § 124A, § 154 and § 155, and any implementing regulations in
6 14 DE Admin Code that the Delaware Department of Education determines to be inconsistent with the Department’s
7 ~~ESEA Flexibility Request~~ ESSA plan as approved by the U.S. Department of Education shall not be applicable to
8 Delaware Public Schools and School Districts. Upon approval by the U.S. Department of Education, the department
9 shall publish updated regulations to be consistent with the approved ~~ESEA Flexibility Request~~ ESSA plan within 60
10 days. Pursuant to Delaware Code, the regulations shall be subject to the State Board of Education approval. The
11 department shall review code references in this section and suggest revisions to make them consistent with the
12 accountability system and approved ESSA plan.

13 **Section 354.** Notwithstanding any language to contrary, for any appropriate purpose, the Department of
14 Education may use an alternative measure to determine low socio-economic status in lieu of the eligibility for free
15 and reduced priced lunch. The use of an alternative measure shall not affect any student’s eligibility to receive free
16 or reduced meals.

17 **Section 355.** Upon approval of the Director of the Office of Management and Budget, the Controller
18 General and the Secretary of Education, school districts are authorized to utilize unfilled full and/or combine
19 unfilled partial units of Division I funding earned in accordance with 14 Del. C. c. 13 and 17 and the Annual
20 Appropriations Act to address instructional needs of their respective school districts. This option shall only apply if
21 the school district has not filled the unit and/or partial unit at any time during the fiscal year in which it was earned
22 and if the unit was filled the prior fiscal year and became vacant. This option shall exclude Division I units and
23 associated Related Services units earned in Pre-K, Basic, Intensive and Complex categories. School districts
24 approved to utilize the provisions of this section shall continue to be subject to all relevant salary schedules and
25 supplemental compensation pursuant to 14 Del. C. c. 13 and the Annual Appropriations Act; be subject to financial
26 reporting requirements of 14 Del C. § 1507 and § 1509; and continue to be subject to the provisions of 14 Del. C. §
27 1310(b) regarding school nurses.

Section 356. Section 1 of this Act makes an appropriation to Public Education, School District Operations, Other Items (95-02-02) of \$800.0 for Teacher Compensation Reform that shall be used to address recommendations from the Committee to Advance Educator Compensation and Careers with regard to the development and implementation of a pilot for teacher-leadership roles. The selection process, roles, responsibilities and eligibility criteria, as developed by the Educator Working Group formed by House Joint Resolution 7 of the 148th General Assembly, and approved by the Committee to Advance Educator Compensation and Careers, will be implemented during the 2016-2017 school year, ~~including for~~ included teachers who are proficient in developing and utilizing individualized learning plans in a classroom setting. The impact of these roles will be reviewed and studied by the Department of Education and a stakeholder group consistent in design of the Educator Working Group and Committee to Advance Educators Compensation and Careers for consideration of further expansion in future years.

Section 357. Amend 14 Del. C. § 1321(a) by making deletions as shown by strikethrough and insertions as shown by underline as follows:

§ 1321 Salary schedules for certain professional personnel employed by the Department of Education; employment formulae and salary schedules for certain professional personnel employed by the school districts.

(a) A professional employee of the Department of Education having the qualifications required by the certifying board shall receive as an annual salary the amount for which that professional employee's qualifies under § 1316 of this title and the schedule set forth in § 1305(a), (b) and (d) of this title, plus an annual amount for administrative responsibility. The amount for administrative responsibility is to be determined in accordance with either the following schedule or by multiplying the amount provided under § 1305(a), (b) and (d) of this title by the index value specified in the second schedule that corresponds with the appropriate classification and experience level, whichever is greater.

STATE BOARD OF EDUCATION AND STATE BOARD FOR VOCATIONAL EDUCATION						
Yrs. Admin. Exper.	Teacher/Other	Educ. Spec.	Supervisor/Educ. Assoc.	Assist. Supt./Assoc. Supt.	Deputy Supt.	State Supt.
0	To be paid as provided for in § 1305 of this title and as shown below.	\$750	\$2,628	\$6,966	\$12,040	Total salary shall be as specified in the annual Budget Act.
1		1,126	3,003	7,454	12,571	
2		1,503	3,379	7,962	13,102	
3		1,878	3,753	8,470	13,652	
4		2,253	4,129	8,979	14,229	
5		2,467	4,521	9,488	14,807	

6		2,664	4,883	9,996	15,383	
7		2,850	5,225	10,504	15,959	
8		3,150	5,596	11,009	16,535	
9		3,450	5,967	11,514	17,114	

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STATE BOARD OF EDUCATION AND STATE BOARD FOR VOCATIONAL EDUCATION						
Yrs. Admin. Exper.	Teacher/Other	Educ. Spec.	Supervisor/Educ. Assoc.	Assist. Supt./Assoc. Supt.	Deputy Supt.	State Supt.
0	To be paid as provided for in § 1305 of this title and as shown below.	0.04	0.08	0.37	0.55	Total salary shall be as specified in the annual Budget Act.
1		0.05	0.09			
2		0.06	0.1			
3		0.07	0.11			
4		0.08	0.12			

2 The Department of Education shall be authorized to revise the salary to be paid to any of its professional personnel,
3 which shall enable the Department to pay salary supplements up to the equivalent, but in no case to exceed the
4 average of the 3 highest salaries for like positions paid by school districts. The Department of Education shall be
5 authorized to designate up to ~~42~~ 13 positions within its authorized full-time complement to function as team leaders
6 or directors. In recognition of the administrative or management responsibility assigned to these positions, such
7 individuals shall receive up to \$7,210 more than the amount that a similarly qualified and experienced education
8 associate would be entitled to receive in accordance with the provisions of this chapter.

9 The Department shall annually conduct a performance review of each of its professional employees and establish the
10 salary to be paid to each employee which shall not be less than the amount shown in the above schedule nor shall it
11 exceed the allowable maximum salary determined by the above method. The Department shall annually present its
12 revised salary schedule to the State Treasurer who shall pay the additional amount required for each employee
13 because of the application of the revised schedule for the General Fund, notwithstanding any other laws of this State.

14 **Section 358.** Amend 14 Del. C. § 3124(a) by making deletions as shown by strikethrough and insertions as
15 shown by underline as follows:

16 § 3124 Private placement with financial aid.

17 (a) Private placement with financial aid may be sought when an Individual Education Program (IEP) team finds that
18 an eligible child with a disability cannot benefit from the regularly offered free appropriate public educational
19 programs which include regular classes, special classes or special schools. The determination shall be made by the

1 IEP team and by the Department of Education that no school district or other state agency has a suitable free and
2 appropriate program of education for that particular child with a disability. Such private placement shall be in a
3 school or institution approved by the Department of Education in keeping with its oversight responsibilities. Given
4 the nature of these services, such placements shall be exempt from the requirements of 29 Del. C. c. 69.

SYNOPSIS

This Bill is the Fiscal Year 2018 Appropriation Act.