



SPONSOR: Sen. Sokola & Rep. Schwartzkopf
Townsend Longhurst
Lockman Minor-Brown
Walsh Heffernan

DELAWARE STATE SENATE
152nd GENERAL ASSEMBLY

SENATE BILL NO. 40

JANUARY 26, 2023

A BOND AND CAPITAL IMPROVEMENTS ACT OF THE STATE OF DELAWARE AND CERTAIN OF ITS AUTHORITIES FOR THE FISCAL YEAR ENDING JUNE 30, 2024; AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE STATE; APPROPRIATING FUNDS FROM THE TRANSPORTATION TRUST FUND; AUTHORIZING THE ISSUANCE OF REVENUE BONDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING SPECIAL FUNDS OF THE DELAWARE TRANSPORTATION AUTHORITY; APPROPRIATING GENERAL FUNDS OF THE STATE; REPROGRAMMING CERTAIN FUNDS OF THE STATE; SPECIFYING CERTAIN PROCEDURES, CONDITIONS AND LIMITATIONS FOR THE EXPENDITURE OF SUCH FUNDS; AND AMENDING CERTAIN STATUTORY PROVISIONS.

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

1 **Section 1. Fiscal Year ~~2023~~ 2024 Capital Improvements Project Schedule Addendum.** The General
2 Assembly hereby authorizes the following projects in the following amounts for the purposes set forth in this Section and as
3 described in the Fiscal Year ~~2023~~ 2024 Governor's Recommended Capital Budget and Project Information document. Any
4 authorization balance (excluding Transportation Trust Fund balances) remaining unexpended or unencumbered by June 30,
5 ~~2025~~ 2026, shall be subject to reversion or reauthorization.

**SECTION 1 ADDENDUM
FISCAL YEAR 2024 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
10-02 OFFICE OF MANAGEMENT AND BUDGET						
800 MHz First Responder Radios	10-02-11	\$ -	\$ -	\$ -	\$ 1,702,058	\$ 1,702,058
ERP Cloud Migration	10-02-11	-	-	-	25,000,000	25,000,000
Seaford Economic Development	10-02-11	-	-	-	1,000,000	1,000,000
Absalom Jones - Building Drainage Improvements	10-02-50	-	-	-	3,500,000	3,500,000
Architectural Barrier Removal	10-02-50	-	-	-	150,000	150,000
Carvel State Office Building Maintenance and Restoration	10-02-50	-	-	-	22,000,000	22,000,000
Carvel State Office Building Mechanical Upgrades	10-02-50	-	-	-	8,000,000	8,000,000
Delaware Hospital for the Chronically Ill Market Pressure	10-02-50	30,000,000	-	-	-	30,000,000
Delaware Hospital for the Chronically Ill Renovation of Prickett and Candee Buildings	10-02-50	3,000,000	-	-	-	3,000,000
DNREC Lab Market Pressure	10-02-50	5,570,000	-	-	-	5,570,000
Environmental Compliance (UST/Asbestos/Other)	10-02-50	-	-	-	1,500,000	1,500,000
Fire Marshalls Office Building Improvements	10-02-50	-	-	-	3,700,000	3,700,000
Food Distribution Warehouse Market Pressure	10-02-50	5,000,000	-	-	-	5,000,000
Land and Building Acquisitions	10-02-50	8,000,000	-	-	-	8,000,000
Legislative Hall A&E Design and Parking Garage	10-02-50	23,600,000	-	-	-	23,600,000
Legislative Hall Minor Capital Improvements and Equipment	10-02-50	-	-	-	750,000	750,000
Legislative Hall New Windows	10-02-50	2,200,000	-	-	-	2,200,000
Leonard L. Williams Justice Center Improvements	10-02-50	-	-	-	1,500,000	1,500,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	8,000,000	8,000,000
Old Troop 7 Building Improvements	10-02-50	-	-	-	1,250,000	1,250,000
Roof Replacements	10-02-50	5,000,000	-	-	-	5,000,000
State Facilities Market Pressure	10-02-50	26,569,960	-	-	33,430,040	60,000,000
Statewide Deferred Maintenance	10-02-50	-	-	-	8,000,000	8,000,000
Statewide Space Study	10-02-50	-	-	-	2,000,000	2,000,000
Wharton Hall Market Pressure	10-02-50	3,200,000	-	-	-	3,200,000
<i>02 Judicial Projects</i>						
Customs House	10-02-50	21,000,000	-	-	-	21,000,000
Kent and Sussex Family Court Facilities	10-02-50	-	34,320,000	-	-	34,320,000
Merger of Justice of the Peace Courts 8 Smyrna and 9 Middletown	10-02-50	-	-	-	6,401,100	6,401,100
Minor Capital Improvement and Equipment	10-02-50	-	-	-	1,000,000	1,000,000
Supreme Court Renovations Dover	10-02-50	-	-	-	1,589,300	1,589,300
<i>15 Legal Project</i>						
900 King Street Renovations	10-02-50	-	-	-	2,200,000	2,200,000
<i>20 State Projects</i>						
Minor Capital Improvement and Equipment	10-02-50	-	-	-	2,500,000	2,500,000
Minor Capital Improvement and Equipment - Veterans Home	10-02-50	-	-	-	700,000	700,000
<i>25 Finance Project</i>						
Carvel State Office Building 1st Floor Service Renovation/ADA Compliance	10-02-50	-	-	-	100,000	100,000

**SECTION 1 ADDENDUM
FISCAL YEAR 2024 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
35 Health and Social Services Projects						
Minor Capital Improvement and Equipment	10-02-50	\$ -	\$ -	\$ -	\$ 10,000,000	\$ 10,000,000
Stockley Campus Electrical Replacement	10-02-50	-	-	-	13,000,000	13,000,000
37 Services for Children, Youth and Their Families Projects						
Cleveland White Building Renovations	10-02-50	7,050,000	-	-	-	7,050,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	2,000,000	2,000,000
Secure Care Roof Replacements	10-02-50	-	-	-	2,000,000	2,000,000
38 Correction Projects						
Automatic Transfer Switch and Emergency Generator Replacements (HRYCI, BWCI, JTVCC and SCI)	10-02-50	16,350,240	-	-	-	16,350,240
Baylor Women's Correctional Institution Infirmery Expansion	10-02-50	-	-	-	12,395,300	12,395,300
Howard R. Young Correctional Institution Front Lobby Renovation	10-02-50	-	-	-	5,166,000	5,166,000
James T. Vaughn Correctional Center New Sally Port/Intake Facility	10-02-50	-	-	-	4,593,700	4,593,700
Minor Capital Improvement and Equipment	10-02-50	-	-	-	4,000,000	4,000,000
Plummer Women's Correctional Center Shower Renovations	10-02-50	-	-	-	1,479,100	1,479,100
45 Safety and Homeland Security Projects						
800 MHz Technology Refresh	10-02-11	-	-	-	6,354,100	6,354,100
Local Law Enforcement Laptop Replacement	10-02-11	-	-	-	251,000	251,000
800 MHz Shelter Replacement	10-02-50	-	-	-	1,950,000	1,950,000
Delaware State Police IT Relocation at Old Rudnick Lane Renovations	10-02-50	-	-	-	1,000,000	1,000,000
Division of Forensic Science at Emily P. Bissell Design/Study	10-02-50	-	-	-	4,000,000	4,000,000
Hi-Grade Building Renovation - DATE	10-02-50	6,000,000	-	-	2,500,000	8,500,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	1,000,000	1,000,000
New Troop 4 - Georgetown	10-02-50	4,584,461	16,415,539	-	-	21,000,000
65 Agriculture Project						
Minor Capital Improvement and Equipment	10-02-50	-	-	-	500,000	500,000
75-02 State Fire School Project						
Structural Buildings Repairs/Reconstruction	10-02-50	-	-	-	1,300,000	1,300,000
75-03 Fire Prevention Commission Project						
Delaware State Fire School - Dover Office Addition	10-02-50	2,900,000	-	-	-	2,900,000
76 Delaware National Guard Projects						
Dagsboro Land Site Preparation	10-02-50	-	-	-	225,000	225,000
Minor Capital Improvement and Equipment	10-02-50	-	-	-	2,300,000	2,300,000
95 Education Project						
City of Wilmington Education Initiatives	10-02-11	-	-	-	12,666,401	12,666,401
Subtotal		\$ 170,024,661	\$ 50,735,539	\$ -	\$ 224,653,099	\$ 445,413,299
10-08 DELAWARE STATE HOUSING AUTHORITY						
Housing Development Fund - Affordable Rental Housing Program	10-08-01	\$ -	\$ -	\$ -	\$ 6,000,000	\$ 6,000,000
Strong Neighborhoods Housing Fund	10-08-01	-	-	-	4,000,000	4,000,000
Urban Redevelopment	10-08-01	-	-	-	5,500,000	5,500,000
Subtotal		\$ -	\$ -	\$ -	\$ 15,500,000	\$ 15,500,000

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AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING		TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
20 STATE							
HCA Deferred Maintenance	20-06-01	\$ -	\$ -	\$ -	\$ -	\$ 1,080,000	\$ 1,080,000
John Dickinson Plantation	20-06-01	-	-	-	-	5,000,000	5,000,000
Museum Maintenance	20-06-01	-	-	-	-	800,000	800,000
Corbit-Calloway Memorial Library	20-08-01	-	-	-	-	4,000,000	4,000,000
Brandywine Hundred Library	20-08-01	-	-	-	-	2,100,000	2,100,000
Lewes Public Library	20-08-01	-	-	-	-	750,000	750,000
Milford Public Library	20-08-01	-	-	-	-	150,000	150,000
Newark Free Library	20-08-01	-	-	-	-	5,500,000	5,500,000
Rehoboth Beach Public Library	20-08-01	-	-	-	-	3,154,255	3,154,255
Wilmington Institute Library	20-08-01	-	-	-	-	941,000	941,000
Veterans Home Bus Replacement	20-09-01	-	-	-	-	300,000	300,000
Bioscience Center for Advanced Technology (CAT)	20-10-01	-	-	-	-	1,000,000	1,000,000
City of Wilmington Community Initiatives	20-10-01	-	-	-	-	8,000,000	8,000,000
Delaware Clinical and Translational Research (CTR)	20-10-01	-	-	-	-	1,500,000	1,500,000
Delaware Prosperity Partnership	20-10-01	-	-	-	-	2,000,000	2,000,000
Delaware Strategic Fund	20-10-01	-	-	-	-	25,000,000	25,000,000
Experimental Program to Stimulate Competitive Research - Research Infrastructure Improvement (EPSCOR-RII)	20-10-01	-	-	-	-	800,000	800,000
IdEA Network for Biomedical Research Excellence (INBRE)	20-10-01	-	-	-	-	2,000,000	2,000,000
Laboratory Space	20-10-01	-	-	-	-	10,000,000	10,000,000
National Institute for Innovation in Manufacturing Biopharmaceuticals (NIMBL)	20-10-01	-	-	-	-	5,000,000	5,000,000
Newport Rail Study	20-10-01	-	-	-	-	3,000,000	3,000,000
REACH Riverside	20-10-01	-	-	-	-	5,000,000	5,000,000
Riverfront Development Corporation	20-10-01	-	-	-	-	6,500,000	6,500,000
Site Readiness Fund	20-10-01	-	-	-	-	10,000,000	10,000,000
Subdivision Street Pavement Management	20-10-01	-	-	-	-	20,000,000	20,000,000
Transportation Infrastructure Investment Fund	20-10-01	-	-	-	-	5,000,000	5,000,000
Subtotal		\$ -	\$ -	\$ -	\$ -	\$ 128,575,255	\$ 128,575,255
35 HEALTH AND SOCIAL SERVICES							
DHSS Website Replacement	35-01-20	\$ -	\$ -	\$ -	\$ -	\$ 2,000,000	\$ 2,000,000
Phone System Replacement	35-01-20	-	-	-	-	1,525,000	1,525,000
Maintenance and Restoration	35-01-30	-	-	-	-	4,750,000	4,750,000
Drinking Water State Revolving Fund	35-05-20	-	-	-	-	3,200,800	3,200,800
Delaware Division of Social Services ASSIST UI Refresh	35-07-01	-	-	-	-	2,779,000	2,779,000
Delaware State Service Centers Client Assistance Program System (CAPS) Replacement	35-12-30	-	-	-	-	3,302,000	3,302,000
Subtotal		\$ -	\$ -	\$ -	\$ -	\$ 17,556,800	\$ 17,556,800
37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES							
Maintenance and Restoration	37-01-15	\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ 250,000
Subtotal		\$ -	\$ -	\$ -	\$ -	\$ 250,000	\$ 250,000

**SECTION 1 ADDENDUM
FISCAL YEAR 2024 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING		TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
38 CORRECTION							
Level IV and V Security Camera Equipment	38-04-40	\$ -	\$ -	\$ -	\$ -	\$ 584,700	\$ 584,700
Maintenance and Restoration	38-04-40	-	-	-	-	3,660,250	3,660,250
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ 4,244,950	\$ 4,244,950
40 NATURAL RESOURCES AND ENVIRONMENTAL CONTROL							
Delaware Bayshore Initiative	40-01-01	\$ -	\$ -	\$ -	\$ -	\$ 500,000	\$ 500,000
Minor Capital Improvement and Equipment	40-01-01	-	-	-	-	1,000,000	1,000,000
Clean Water State Revolving Fund	40-01-06	-	-	-	-	18,000,000	18,000,000
Statewide Groundwater Monitoring Network	40-01-06	-	-	-	-	600,000	600,000
EDA Implementation Lums Pond, Killens Pond, Fort Delaware and Trap Pond Dock Repairs	40-03-02	-	-	-	-	2,000,000	2,000,000
Fort Miles Museum	40-03-02	-	-	-	-	2,500,000	2,500,000
Killens Pond Water Park Improvements	40-03-02	-	-	-	-	3,000,000	3,000,000
Lums Pond Outdoor Adventure Center	40-03-02	-	-	-	-	750,000	750,000
Park Facility Rehab and Public Recreational Infrastructure	40-03-02	-	-	-	-	7,500,000	7,500,000
Redevelopment of Strategic Sites (Fort DuPont)	40-03-02	-	-	-	-	2,250,000	2,250,000
Statewide Trails and Pathways	40-03-02	-	-	-	-	1,000,000	1,000,000
White Clay Project Funding Updates - Nature Center/Big Pond/Maxwell House	40-03-02	-	-	-	-	3,000,000	3,000,000
Conservation Cost Share	40-03-04	-	-	-	-	1,700,000	1,700,000
Conservation Reserve Enhancement Program (CREP)	40-03-04	-	-	-	-	25,000	25,000
Debris Pits	40-03-04	-	-	-	-	1,000,000	1,000,000
Dikes/Dams	40-03-04	-	-	-	-	1,000,000	1,000,000
Resource, Conservation and Development	40-03-04	-	-	-	-	5,000,000	5,000,000
Shoreline and Waterway Management	40-03-04	-	-	-	-	7,500,000	7,500,000
Tax Ditches	40-03-04	-	-	-	-	1,148,700	1,148,700
Christina/Brandywine Remediation, Restoration and Reliance Project	40-04-04	-	-	-	-	786,000	786,000
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ 60,259,700	\$ 60,259,700
45 SAFETY AND HOMELAND SECURITY							
Emergency Vehicles Operations Course Training Center (South)	45-01-01	\$ -	\$ -	\$ -	\$ -	\$ 1,000,000	\$ 1,000,000
Automated Fingerprint Identification System (AFIS) Evergreen Replacement	45-06-05	-	-	-	-	2,000,000	2,000,000
Two Helicopters	45-06-06	-	-	-	-	21,000,000	21,000,000
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ 24,000,000	\$ 24,000,000
65 AGRICULTURE							
Critical Equipment for Operations	65-01-01	\$ -	\$ -	\$ -	\$ -	\$ 150,000	\$ 150,000
Cover Crop Investment	65-01-12	-	-	-	-	5,190,000	5,190,000
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ 5,340,000	\$ 5,340,000
75 FIRE PREVENTION COMMISSION							
Hydraulic Rescue Tools Replacement	75-02-01	\$ -	\$ -	\$ -	\$ -	\$ 52,500	\$ 52,500
	Subtotal	\$ -	\$ -	\$ -	\$ -	\$ 52,500	\$ 52,500

**SECTION 1 ADDENDUM
FISCAL YEAR 2024 CAPITAL PROJECT SCHEDULE**

AGENCY/PROJECT	INTERNAL PROGRAM UNIT	BOND AUTHORIZATION	REAUTHORIZATIONS AND REPROGRAMMING	TRANSPORTATION TRUST FUNDS	GENERAL FUNDS	TOTAL
76 DELAWARE NATIONAL GUARD						
FMS #1 Conversion Project		2,250,000	-	-	-	2,250,000
Maintenance and Restoration		-	-	-	200,000	200,000
Subtotal		2,250,000	-	-	200,000	2,450,000
90-01 UNIVERSITY OF DELAWARE						
Deferred Maintenance - Laboratories		-	-	-	20,000,000	20,000,000
Subtotal		-	-	-	20,000,000	20,000,000
90-03 DELAWARE STATE UNIVERSITY						
Campus Improvements		-	-	-	20,000,000	20,000,000
Subtotal		-	-	-	20,000,000	20,000,000
90-04 DELAWARE TECHNICAL COMMUNITY COLLEGE						
Critical Capital Needs / Deferred Maintenance		-	-	-	20,000,000	20,000,000
Subtotal		-	-	-	20,000,000	20,000,000
95 EDUCATION						
Architectural Barrier Removal		-	-	-	160,000	160,000
Market Pressure Contingency		-	-	-	97,787,255	97,787,255
Minor Capital Improvement and Equipment		-	-	-	15,000,000	15,000,000
School Safety and Security		-	-	-	9,138,000	9,138,000
Milford, Revitalize Milford Middle School (74/26)		-	-	-	2,000,000	2,000,000
Appoquinimink, Louis L. Redding Reconstruction/Addition (76/24)		30,668,300	-	-	-	30,668,300
Brandywine, Bush School (100% State)		8,200,000	-	-	-	8,200,000
NCCVT, Paul M. Hodgson Replacement (62/38)		3,000,000	-	-	-	3,000,000
Sussex Tech, New Sussex Tech HS (60/40)		36,645,800	-	-	-	36,645,800
Colonial, New Leach School (100% State)		815,700	-	-	-	815,700
Subtotal		79,329,800	-	-	124,085,255	203,415,055
SUBTOTAL NON-TRANSPORTATION		251,604,461	50,735,539	-	664,717,559	967,057,559
55 DEPARTMENT OF TRANSPORTATION						
Road System		-	-	209,819,825	-	209,819,825
Grants and Allocations		-	-	38,680,000	-	38,680,000
Transit System		-	-	15,339,619	-	15,339,619
Support System		-	-	58,441,032	-	58,441,032
Subtotal		-	-	322,280,476	-	322,280,476
GRAND TOTAL		251,604,461	50,735,539	322,280,476	664,717,559	1,289,338,035

1 **Section 2. Authorization of Twenty-Year Bonds.** The State hereby authorizes the issuance of bonds, to
 2 which the State shall pledge its full faith and credit, such bonds to be issued in such principal amount as necessary to
 3 provide proceeds to the State in the amount of ~~\$290,616,630~~ \$251,604,461 and in the amount of ~~\$116,630,577~~
 4 \$26,275,905 local share of school bonds. Bonds authorized to be used by this Section shall mature not later than 20
 5 years from their date of issuance. The proceeds of such bonds, except for local share of school bonds, are hereby
 6 appropriated for a portion of the purposes set forth in Section 1 Addendum of this Act and summarized as follows:

7 Department, Agency or Instrumentality	Amount
8 <u>Office of Management and Budget</u>	<u>\$170,024,661</u>
9 <u>Delaware National Guard</u>	<u>2,250,000</u>
10 Education	\$290,616,630 <u>\$79,329,800</u>

11 Purpose	State Share	Maximum Local Share	Total Cost
12 Architectural Barrier Removal	\$160,000	\$106,700	\$266,700
13 Market Pressure Contingency	25,000,000		25,000,000
14 Minor Capital Improvement and Equipment	15,000,000	7,224,606	22,224,606
15 Caesar Rodney, St. Thomas More Renovations (79/21)	11,037,200	2,933,900	13,971,100
16 Capital, Construct 800 Student MS Building 2 (64/36)	10,764,300	4,554,900	15,319,200
17 Capital, Convert William Henry MS to Kent County Community School Renovation (100% State)	17,804,000		17,804,000
18 Capital, Convert William Henry MS to Kent County Secondary ILC Renovation (100% State)	27,520,600		27,520,600
19 Cape Henlopen, Construct New 600 Student MS (60/40)	2,372,700	1,581,800	3,954,500
20 Milford, Revitalize Milford Middle School (74/26)	35,416,900	12,443,701	47,860,601
21 Smyrna, Clayton Intermediate Addition (77/23)	1,904,600	568,900	2,473,500
22 Smyrna, New 600 Student ES (77/23)	15,354,900	4,586,400	19,941,300
23 Smyrna, North Smyrna ES Addition/Renovation (77/23)	2,649,400	791,400	3,440,800
24 Appoquinimink, Louis L. Redding Reconstruction/Addition (76/24)	12,636,800	13,675,300	26,312,100
25 Appoquinimink, New 840 Student ES at Summit Campus (76/24)	10,422,800	3,291,400	13,714,200
26 Colonial, Leach Land Purchase (100% State)	2,712,000		2,712,000

1	Indian River, Construct New Sussex Central HS (60/40)	44,708,900	29,806,000	74,514,900
2	NCCVT, Paul M. Hodgson Replacement (62/38)	29,910,500	18,398,904	48,309,404
3	Polytech, Purchase of KSI Building (100% State)	241,030		241,030
4	Sussex Tech, New Sussex Tech HS (60/40)	25,000,000	16,666,666	41,666,666
5	Subtotal	290,616,630	116,630,577	407,247,207
6		TOTAL		\$290,616,630

7			<u>Maximum</u>	
8	<u>Purpose</u>	<u>State Share</u>	<u>Local Share</u>	<u>Total Cost</u>
9	<u>Appoquinimink, Louis L. Redding Reconstruction/</u>			
10	<u>Addition (76/24)</u>	<u>\$30,668,300</u>		<u>\$30,668,300</u>
11	<u>Brandywine, Bush School (100% State)</u>	<u>8,200,000</u>		<u>8,200,000</u>
12	<u>NCCVT, Paul M. Hodgson Replacement (62/38)</u>	<u>3,000,000</u>	<u>1,845,396</u>	<u>4,845,396</u>
13	<u>Sussex Tech, New Sussex Tech HS (60/40)</u>	<u>36,645,800</u>	<u>24,430,509</u>	<u>61,076,309</u>
14	<u>Colonial, New Leach School (100% State)</u>	<u>815,700</u>		<u>815,700</u>
15	<u>Subtotal</u>	<u>79,329,800</u>	<u>26,275,905</u>	<u>105,605,705</u>
16		<u>TOTAL</u>		<u>\$251,604,461</u>

17 **Section 3. Appropriation of General Funds.** It is the intent of the General Assembly that ~~\$855,465,910~~
18 \$664,717,559 be appropriated to the following departments of the State and in the following amount for the
19 purposes set forth in the Section 1 Addendum of this Act. Any funds remaining unexpended or unencumbered by
20 June 30, ~~2025~~ 2026 shall revert to the General Fund of the State of Delaware.

21	Department, Agency or Instrumentality	Amount
22	Office of Management and Budget	\$426,314,908 <u>\$224,653,099</u>
23	Delaware State Housing Authority	15,500,000
24	State	137,338,920 <u>128,575,255</u>
25	Health and Social Services	11,890,000 <u>17,556,800</u>
26	Services for Children, Youth and their Families	200,000 <u>250,000</u>
27	Correction	5,060,350 <u>4,244,950</u>
28	Natural Resources and Environmental Control	75,170,172 <u>60,259,700</u>
29	Safety and Homeland Security	7,772,180 <u>24,000,000</u>

1	Transportation	650,000
2	Agriculture	15,590,000 <u>5,340,000</u>
3	Fire Prevention Commission	137,500 <u>52,500</u>
4	Delaware National Guard	10,048,662 <u>200,000</u>
5	University of Delaware	20,100,000 <u>20,000,000</u>
6	Delaware State University	20,800,000 <u>20,000,000</u>
7	Delaware Technical Community College	20,800,000 <u>20,000,000</u>
8	Education	88,093,218 <u>124,085,255</u>
9	TOTAL	855,465,910 <u>664,717,559</u>

10 **Section 4. Appropriation of Bond Premium.** Notwithstanding the provisions of 29 Del. C. § 7414
11 (a), of the available premium from bonds or revenue notes sold after January 1, 2004, \$50,735,539 shall be used
12 in the following amounts for the purpose set forth in the Section 1 Addendum of this Act:

13	<u>Department, Agency, or Instrumentality</u>	<u>Amount</u>
14	<u>Office of Management and Budget</u>	
15	<u>Kent and Sussex Family Court Facilities</u>	<u>\$34,320,000</u>
16	<u>New Troop 4 – Georgetown</u>	<u>16,415,539</u>
17	TOTAL	<u>\$50,735,539</u>

18 **Section 5. Continuing Appropriations.** For the fiscal year ending June 30, ~~2022~~ 2023, any sums in the
19 following accounts shall remain as continuing appropriations and shall not be subject to reversion until June 30, ~~2023~~
20 2024.

21	<u>Fiscal Year(s)</u>	<u>Appropriation Code</u>	<u>Description</u>
22	2019	01-08-02-10113	Technology Fund
23	2017	01-08-02-50001	Legislative Information System (LIS)
24			Upgrade
25	2014/15	01-08-02-59905	LIS Upgrade
26	2020	02-06-10-10020	MCI – Judicial
27	2020	02-13-10-10020	MCI – Judicial
28	2019/20	02-17-01-10020	MCI – Judicial
29	2009	10-02-05-50006	800 MHZ
30	2020	10-02-11-10015	Network Core Router In
31	2019	10-02-11-10092	Construction/Federal Contingency
32	2020	10-02-11-10093	Community Reinvestment Fund
33	2020	10-02-11-10094	Municipal Infrastructure Fund
34	2019	10-02-11-10113	Technology Fund
35	2019	10-02-11-10119	Sussex County FEMA
36	2020	10-02-11-10135	City of Wilmington Edu
37	2017/19/20/21	10-02-11-10228	Local Law Enforcement

1	2017	10-02-11-50103	City of Wilmington Lighting
2	2020	10-02-11-50140	City of Wilmington Edu
3	2012	10-02-11-50369	New Jobs Infrastructure
4	2020	10-02-50-10005	CSOB Maintenance and Restoration
5	2019/20	10-02-50-10020	MCI/Judicial
6	2019/20	10-02-50-10023	MCI/DHSS
7	2020	10-02-50-10026	MCI/STATE
8	2019/20	10-02-50-10027	MCI/DSCYF
9	2019/20	10-02-50-10031	MCI/DOC
10	2019/20	10-02-50-10035	MCI Delaware National Guard
11	2020	10-02-50-10040	Environmental Compliance
12	2019/20	10-02-50-10051	Veterans Home
13	2019/20	10-02-50-10091	Roof Replacements
14	2019	10-02-50-10092	Construction/Federal Contingency
15	2019/20	10-02-50-10122	Deferred Maintenance
16	2019	10-02-50-10125	Veterans Home Bathing
17	2020	10-02-50-10156	Veterans Home Dental Suite
18	2019	10-02-50-10159	Park Facility Rehab
19	2020	10-02-50-10173	Absalom Jones Gym Floor
20	2020	10-02-50-10186	Cleveland White Renovations
21	2020	10-02-50-10230	MCI Equipment
22	2016/19	10-02-50-50003	Carvel Office Building Mechanical
23			Upgrades
24	2017/19	10-02-50-50005	Roof Replacements
25	2019/20	10-02-50-50009	Kent and Sussex Judicial Court Facilities
26	2021	10-02-50-50010	Veterans Home Bathing
27	2017	10-02-50-50012	Holloway Campus Electrical
28	2016/17	10-02-50-50021	HRYCI Old Kitchen Space Renovation
29	2016	10-02-50-50023	JTVCC Shower Renovations
30	2016/17	10-02-50-50026	HRCYI Front Lobby Renovation
31	2016	10-02-50-50042	New JTVCC Sally Port/Intake Facility
32	2017/2019	10-02-50-50055	New Troop 7, Lewes
33	2021	10-02-50-50060	MCI - Judicial
34	2021	10-02-50-50061	MCI - Dept of State
35	2018	10-02-50-50064	MCI/Correction
36	2021	10-02-50-50066	MCI - Safety & Homeland
37	2017	10-02-50-50096	Carvel State Office Building
38	2017	10-02-50-50099	Prices Corner Government Complex
39			Engineering Study
40	2018	10-02-50-50133	Combined Support Maint
41	2018	10-02-50-50184	BWCI Special Needs Unit
42	2020	10-02-50-50189	Jesse Cooper Building
43	2020	10-02-50-50199	JTVCC Perimeter Fence
44	2020	10-02-50-50200	Motor Pool Bldg Conver
45	2021	10-02-50-50212	Veterans Home Generator
46	2021	10-02-50-50216	JTVCC W-1 Bldg Sprinklers
47	2021	10-02-50-50220	Minor Capital Imp & Eq
48	2021	10-02-50-50301	Leonard L. Williams Justice Center Improvement
49	2021	10-02-50-50306	MCI OMB
50	2021	10-02-50-50307	MCI DHSS
51	2015	10-02-50-50362	Roof Replacements
52	2020	10-02-50-50370	Roof Replacement - DHS
53	2019	10-02-50-59916	Minor Capital Improv & Equipment
54	2015	10-02-50-59920	Generator Replacements

1	2018/2019	10-02-50-59926	Architectural Barrier
2	2018	10-02-50-59940	JTVCC Building C Contingency
3	2020	10-02-50-59963	Deferred Maintenance
4	2020	10-02-50-59964	Leonard L. Williams Justice
5	2020	10-02-50-59965	Veterans Home Bathing
6	2020	10-02-50-59972	MCI-Safety & Homeland
7	2021	10-02-50-59976	Minor Cap Improv & Equ
8	1994	12-05-03-50015	Agency Reversions
9	1994	12-05-03-50229	School Reversions
10	2020	20-01-01-10182	Women's Suffrage Statue
11	2020	20-06-01-10122	Deferred Maintenance
12	2020	20-06-01-10184	Weldin House Improvements
13	2020	20-06-01-59955	Museum Maintenance
14	2020	20-06-01-59966	John Dickinson Plantation
15	2002/15/16/17/18	20-08-01-50065	Harrington Public Library
16	2021	20-08-01-50116	Selbyville Public Library
17	2021	20-08-01-50214	Rehoboth Beach Public Library
18	2013/14/17/18/19	20-08-01-50364	Duck Creek Library
19	2019/2020	20-08-01-59957	Southern Regional Libraries
20	2019	20-08-01-59958	Duck Creek Library
21	2020	20-08-01-59959	Seaford Public Library
22	2020	20-08-01-59967	North Wilmington Public Library
23	2020/21	20-08-01-59968	Rehoboth Beach Public Library
24	2020	35-01-30-50267	Maintenance and Restoration
25	2020	35-05-20-10074	Drinking Water State Revolving Fund
26	2021	35-05-20-59979	Drinking Water State Revolving Fund
27	2020	38-04-40-10118	Maintenance & Restoration
28	2021	38-04-40-10207	700 MHz Radio System Upgrade
29	2020/2021	38-04-40-50193	Level V Security Cameras
30	2021	38-04-40-50215	700 MHz Radio System Upgrade
31	2019	40-01-01-10044	Delaware Bayshore Initiative
32	2016	40-01-01-59937	Delaware Bayshore Initiative
33	2020/21	40-01-01-50194	Delaware Bayshore Initiative
34	2019/2020	40-01-06-10918	Clean Water State Revolving Fund
35	2021	40-01-06-59981	Clean Water State Revolving Fund
36	2019	40-03-02-10082	Biden Center Renovations
37	2020/21	40-03-02-10159	Prk Fctly Rehab Publ Rec Infrastructure
38	2020	40-03-02-10191	Bellevue State Park Improvements
39	2020	40-03-02-10192	Statewide Trails Newport Pathway
40	2020	40-03-02-10193	White Clay Creek Big Pond
41	2016/2017	40-03-02-50086	Statewide Trails and Pathways
42	2017/18	40-03-02-50118	Redevelopment of Strategic Sites
43	2020	40-03-02-50195	Biden Center Renovations
44	2016/2019/20	40-03-02-59922	Redevelopment of Strategic Sites (NVF/Fort DuPont)
45			
46	2019	40-03-02-59960	Park Facility Rehab
47	2020	40-03-03-10195	Tick Control Program
48	2019/21	40-03-04-10078	Conservation Reserve Enhancement
49	2019/20	40-03-04-10165	Resource Conservation & Development
50	2020	40-03-04-10197	Marshallton Drainage
51	2014	40-03-04-10246	Holts Landing Dredging
52	2019/20	40-03-04-10251	Shoreline and Waterway
53	2014/15/16/17	40-03-04-50087	Dikes/Dams
54	2017	40-03-04-50125	Pier and Dredging Project

1	2020	40-03-04-50196	Debris Pits
2	<u>2020/21</u>	40-03-04-59910	Dikes/Dams
3	2018	40-03-04-59943	High Hazard Dam and Dike
4	2019	40-03-04-59961	Dikes/Dams
5	2020	40-03-04-59969	Conservation Reserve
6	<u>2021</u>	<u>40-03-04-59983</u>	<u>Resource Conservation & Development</u>
7	<u>2021</u>	<u>45-01-20-10208</u>	<u>800 MHz Technology Refresh</u>
8	<u>2021</u>	<u>45-01-20-50108</u>	<u>800 MHz Technology Refresh</u>
9	2010	55-05-00-95401	FHWA
10	2010	55-05-00-95402	FTA
11	2010	55-05-00-95403	Federal-Other
12	2010	55-05-00-95404	TIFIA Loan
13	2010/11/12/13/14/15/16/17/18/19/		
14	<u>20/21</u>	55-05-00-95601	Grants & Allocations
15	2010/11/12/13/14/15/16/17/18/19/		
16	<u>20/21</u>	55-05-00-97301	Transit System
17	2010/11/12/13/14/15/16/17/18/19/		
18	<u>20/21</u>	55-05-00-97601	Support System
19	2010/11/12/13/14/15/16/17/18/19/		
20	<u>20/21</u>	55-05-00-97701	Road System
21	2010 <u>2021</u>	55-05-00-97801	GARVEE Fund
22	2016	55-05-00-97802	US 301 Toll Revenue Bond
23	2020	65-01-04-10201	State Forest Building
24	2020	65-01-12-10203	Irrigation System Conversion
25	<u>2020/21</u>	76-01-01-10035	Minor Cap Imprv Equip DNG
26	2016	76-01-01-50092	Field Maintenance Shop
27	2018	76-01-01-50133	Combined Support Maintenance
28	2017	76-01-01-50249	MCI National Guard
29	2018	76-01-01-59949	Combined Support Maintenance
30	2019	90-01-01-10134	HED Econ Dvlpt Invest
31	2019	90-01-01-10167	Laboratories
32	2018/19/2020/21	90-01-01-50088	Laboratories
33	2019/20	90-03-01-10168	Campus Improvements
34	2019/2020	90-03-01-50093	Campus Improvements
35	2020	90-03-01-50198	New Land Grant Facility
36	2020	90-03-01-50273	Excellence Through Technology
37	2019/2020	90-04-01-10134	HED Economic Development
38			Investment Fund
39	2019	90-04-01-10170	Critical Capital Needs
40	2017	90-04-01-50273	Excellence Through Technology
41	2016/ 17/18/19/20/21	90-04-01-50353	Critical Capital Needs
42	2020	95-01-01-50022	MCI
43	2019	95-01-20-50140	City of Wilmington Education Initiatives
44	2020 <u>2021</u>	95-10-00-50022	MCI
45	2020	95-10-00-50324	Voc Equipment Repl
46	2018/19	95-10-00-50465	Caesar Rodney, Renovations
47	2017/19	95-10-00-50466	Additions and Renovations to CRHS
48	2018/2019	95-10-00-50468	Renovate Fred Fifer III
49	2018/19	95-10-00-50469	Caesar Rodney, Renovations
50	2018/2019	95-10-00-50471	Renovate F Neil Postlethwait
51	2018/19	95-10-00-50472	Caesar Rodney, Renovations
52	2018/19	95-10-00-50473	CR Ren Star Hill ES
53	2018	95-10-00-50475	CR Ren Nellie Hughes Stokes
54	2017/19/20	95-10-00-50477	Construct 600 Student ES

1	2020	95 10 00 59970	School Safety and Security
2	2016	95 11 00 50461	Renovate John S. Charlton
3	2020	95 13 00 50324	Voc Equipment Replacement
4	2020/21	95-13-00-50345	Capital, Construct 800
5	2021	95-13-00-50498	Capital, Construct Kent County Community School
6			Classrooms at MS Building 1
7	2020	95 13 00 59970	School Safety and Security
8	2020/2021	95-15-00-50022	MCI
9	2015/16/17/18/19/20	95 15 00 50324	Voc Equipment Replacement
10	2020	95 15 00 59970	School Safety and Security
11	2020	95 16 00 50022	MCI
12	2013/14/15	95-16-00-50394	Laurel, Construct 1200 Student ES
13	2019	95 17 00 50188	Add'l Classrooms for Sussex Consortium at
14			Cape Henlopen HS
15	2020	95 17 00 50324	Voc Equipment Repl
16	2019/20/21	95-17-00-50467	Renovate Milton ES
17	2018/20	95 17 00 50474	Construct New Rehoboth ES
18	2019/20/21	95-17-00-50482	Renovate Lewes School and Demolish
19			Shields
20	2017/18/2019	95-17-00-50490	Construct Sussex Consortium Building
21	2021	95-17-00-50491	Cape Henlopen Replace H. O. Brittingham ES
22	2019/20/21	95-17-00-50492	Addition to Cape Henlopen HS
23	2019/2021	95-17-00-50496	Add'l Classrooms for Sussex Consortium at
24			Cape Henlopen HS
25	2019/20	95-17-00-50497	Sussex Consortium Expansion
26	2021	95-17-00-50499	Cape Henlopen, Construct New 600 Student MS
27	2018	95 17 00 59945	Supplementary Funds for Sussex
28			Consortium Building
29	2020	95-17-00-59971	Cape Hen, 4 Addnl Classrooms
30	2020/21	95-18-00-50022	MCI
31	2020/21	95-23-00-50022	MCI
32	2021	95-23-00-50505	Seaford, Central ES Roof Renovations
33	2020	95 23 00 59970	School Safety and Security
34	2021	95-24-00-10230	MCI Equipment
35	2019/20/21	95-24-00-50022	MCI
36	2016	95 24 00 50094	Security Systems
37	2011	95-24-00-50095	Technology Infrastructure
38	2016	95-24-00-50130	System Upgrades
39	2021	95-24-00-50324	Voc Equipment Replacement
40	2021	95-24-00-50504	Smyrna, N Smyrna ES Roof Replacement
41	2020	95-24-00-59970	School Safety and Security
42	2020	95-29-00-50480	Construct 1,000 Student MS and 1,600
43			Student HS
44	2019/20	95 29 00 50484	Replace Everett Meredith MS
45	2019/20 2021	95-29-00-50486	Renovate Silver Lake ES
46	2021	95-29-00-50500	Appo New 330 Student Kindergarten Center
47	2021	95-29-00-50509	Appo HS Turf Fields (2) Replacements
48	2021	95-29-00-50510	Appo Middletown HS Turf Field Replacement
49	2021	95-29-00-50511	Appo Everett Meredith Turf Field Replacement
50	2021	95-29-00-50512	Appo Middletown HS Roof and HVAC
51			Replacement
52	2020	95 29 00 59970	School Safety and Security
53	2020	95-31-00-10205	Brandywine, Bush Playground
54	2020/2021	95-31-00-50022	MCI

1	2019/20	95 31 00 50481	Renovate Brandywine HS
2	2019/20	95 31 00 50483	Renovate Claymont ES
3	2017	95-31-00-50485	Renovate Facilities Maintenance Building
4	2021	95-31-00-50516	Market Pressure Brandywine
5	2020	95-31-00-59970	School Safety and Security
6	2018/19/20	95 32 00 50022	MCI
7	2014/15/16/17/18/19/20	95 32 00 50324	Voc Equipment Replacement
8	2018	95-32-00-50392	Architectural Barrier
9	2016	95 32 00 50459	Renovate the Central School
10	2020	95 32 00 59970	School Safety and Security
11	2020	95 33 00 10041	Architectural Barrier
12	2020	95 33 00 10171	School Safety and Security
13	2020	95-33-00-10213	City of Wilmington Education Initiatives
14	2019/20/2021	95-33-00-50022	MCI
15	2019/20/21	95-33-00-50140	City of Wilmington Education Initiatives
16	2020	95 33 00 50324	Voc Equipment Replacement
17	2021	95-33-00-50506	Christina Early Education Center Mechanical And Electrical Renovation
18			
19	2021	95-33-00-50507	Christina Marshall ES HVAC
20	2021	95-33-00-50508	Christina Leasure ES HVAC Renovation
21	2021	95-33-00-50515	Christina Downes ES Renovations
22	2018	95 33 00 59941	City of Wilmington Education Initiatives
23	2021	95-33-00-59950	City of Wilmington Education Initiatives
24	2020	95 33 00 59970	School Safety and Security
25	2020	95 34 00 50022	MCI
26	2020	95 35 00 59970	School Safety and Security
27	2020	95 36 00 50022	MCI
28	2019/20	95-36-00-50488	Replace Howard T. Ennis
29	2021	95-36-00-50503	IR Const New Sussex Central HS
30	2020	95 36 00 59970	School Safety and Security
31	2018	95 37 00 50392	Architectural Barrier
32	2019	95-38-00-10112	Delaware Skills Center
33	2020	95 38 00 50022	MCI
34	2020/2021	95-38-00-50324	Voc Equipment Replacement
35	2015	95-38-00-50437	Replace Roof at Hodgson HS
36	2017/18	95-38-00-50463	Renovate Howard HS/1927 Building
37	2020	95 38 00 59970	School Safety and Security
38	2019/20/2021	95-39-00-50022	MCI
39	2020	95 39 00 50324	Voc Equipment Replacement
40	2020	95 40 00 10230	MCI Equipment
41	2020	95 40 00 50022	MCI
42	2020	95 53 00 50022	MCI
43	2019/20 2021	95-54-00-50022	MCI
44	2020	95 70 00 59970	School Safety and Security
45	2020	95 72 00 50022	MCI
46	2020	95 74 00 59970	School Safety and Security
47	2020/2021	95-76-00-50022	MCI
48	2020	95 79 00 59970	School Safety and Security
49	2020	95 80 00 59970	School Safety and Security
50	2020	95 82 00 50323	MCI Operations
51	2021	95-85-00-50022	MCI
52	2020	96 04 00 59970	School Safety and Security
53	2020	96 05 00 59970	School Safety and Security
54	2021	96-06-00-50323	MCI Operations

1	2020	96 06 00 59970	School Safety and Security
2	2020	96 07 00 59970	School Safety and Security
3	2020	96 11 00 59970	School Safety and Security
4	2020	96 12 00 59970	School Safety and Security

5 **Section 6. Prefatory Language.** This Act has been prepared in conformance with 78 Del. Laws, c.
6 90. For all sections with the exception of Section 1 Addendum, all comparisons to the previous year’s Budget
7 Act are shown noting insertions by underlining and deletions by strikethrough.

8 **Section 7. Conservation Districts - Federal Acquisition Regulations.** Conservation Districts shall not be
9 required to follow the provisions of the Federal Acquisition Regulations unless specifically required under a
10 contract(s) with a federal agency or federal grant. If the Conservation Districts are required to follow subpart 31.2 of
11 the Federal Acquisition Regulations, then the Conservation Districts are hereby authorized to charge an additional 10
12 percent to their overhead cost rate to enable the Conservation Districts to continue to fulfill their statutory duties and
13 responsibilities.

14 **Section 8. First State Preservation Revolving Fund, Inc.** For the current fiscal year, First State
15 Preservation Revolving Fund, Inc. may continue to expend, for administrative expenses, the interest generated by the
16 Community Redevelopment Fund appropriations of \$250,000 in each of Fiscal Years 1999 and 2000.

17 **Section 9. Laurel Redevelopment Corporation.** Any proceeds from the sale of property funded in whole
18 or in part from Community Redevelopment Fund grants to Laurel Redevelopment Corporation shall be reinvested in
19 redevelopment projects within the Town of Laurel.

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

28 **Section 11. Notification.** The Director of the Office of Management and Budget and the Controller General
29 shall notify affected state agencies and other instrumentalities of the State as to certain relevant provisions of this Act.
30 Additionally, the Director of the Office of Management and Budget and the Controller General shall notify the

1 President Pro Tempore of the Senate and the Speaker of the House as to any legislative appointments required by this
2 Act.

3 **Section 12. Escheat – Special Funds.** For Fiscal Year ~~2023~~2024, in which General Fund deposits equal
4 the threshold established in 29 Del. C. § 6102(s) and the Fiscal Year ~~2023~~ 2024 Operating Budget Act, the Secretary
5 of Finance shall transfer all additional receipts received to a holding account entitled “Escheat - Special Fund”. The
6 Joint Committee on Capital Improvements shall allocate these additional receipts as part of the Fiscal Year ~~2024~~ 2025
7 ~~Joint Committee on Capital Improvements~~ among the following funds: (a) The K-12 Construction Fund; (b) The Debt
8 Reduction Fund; and (c) The Other Post-Employment Benefits Fund as established by 29 Del. C. § 5281. Amounts in
9 the “Escheat-Special Fund” account on June 30, ~~2022~~ 2023 shall be allocated to a reserve fund for extraordinary
10 escheat claims. Any reserve fund balance deemed by the Secretary of Finance to be in excess of amounts necessary to
11 satisfy such claims shall be expended with the mutual concurrence of the Director of the Office of Management and
12 Budget, the Secretary of Finance and the Co-Chairs of the Joint Committee on Capital Improvements for Construction
13 Market Pressure and/or maritime terminal facility development pursuant to 29 Del. C., 87, Subchapter II.

14 **Section 13. Higher Education Research and Education.** The Section 1 Addendum of this Act makes
15 appropriations to the Department of Transportation and the Department of Natural Resources and Environmental
16 Control. In an effort to best utilize resources available to the State, including federal funding, to the State’s benefit and,
17 notwithstanding 29 Del. C. c. 69 or any other statutory provision to the contrary, the General Assembly hereby permits
18 the departments, within the limits of funding provided to support research and education efforts to enter into
19 agreements directly with the University of Delaware, Delaware State University and Delaware Technical Community
20 College. This authorization is limited to conducting basic or applied research; transferring knowledge regarding
21 scientific and technological advancements; and providing practical training to the state and local governments in the
22 application of science or technology, and encourages the departments to consider these three institutions as the
23 resource of first resort in meeting any of their research and/or educational needs.

1 **JUDICIAL**

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

15 **Section 15. Kent and Sussex County Judicial Court Facilities.** (a) The Section 1 Addendum of this Act
16 includes an appropriation of ~~\$80,000,000~~ \$34,320,000 for Kent and Sussex Family Court Facilities. The Section 1
17 Addendum of 80 Del. Laws c. 78 and c. 299, 81 Del. Laws c. 303, 82 Del. Laws c. 86, ~~and~~ 83 Del Laws c. 56, and 83
18 Del. Laws c. 340 appropriated funding and Section 21 of 81 Del. Laws c. 59 provided spending authority to be used
19 toward preliminary costs, including planning and design, architectural and engineering work, construction costs and
20 costs associated with relocating the Department of Justice offices. Efficiencies shall be achieved in this process
21 through the combining of planning, design, architectural and engineering work for both facilities, in all circumstances
22 where combined efforts are appropriate and will likely achieve cost savings to the overall project.

23 (b) Of this amount, \$3,610,000 shall be used for the acquisition of tax parcel ID # 135-19.08-154.00, 135-
24 19.08-146.01, and 135-15.17-148.00 for final space and utility relocations.

1 **OFFICE OF MANAGEMENT AND BUDGET**

2 **Section 16. Construction Management.** Notwithstanding any other state law, the Office of Management
3 and Budget shall be responsible for the design and construction of all the projects listed under Office of Management
4 and Budget in the Section 1 Addendum of this Act. For those projects that are solely for the purchase of equipment,
5 including projects that are funded in any Minor Capital Improvement (MCI) and Equipment line, the Office of
6 Management and Budget shall transfer the appropriate funding necessary to purchase the equipment to the agency for
7 which the equipment is being purchased. The appropriate amount of funding shall be determined and agreed to by the
8 Office of Management and Budget and the agency for which the equipment is being purchased by September 1 of each
9 fiscal year. For those projects for which the appropriation is passed to an entity and for which the State is not a party
10 to the construction contract, the Office of Management and Budget shall provide technical assistance.

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

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

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

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

1 **Section 17. Construction Manager.** It is the intent of the General Assembly that all public works
2 projects, including all public school projects, that utilize a construction manager on the project, utilize the delivery
3 methodology which requires the construction manager to secure a performance and payment bond for their portion of
4 the work. All subcontractors shall be listed at the start of the project and shall provide a performance and payment
5 bond which names the construction manager and the State of Delaware as additional insureds. All provisions of 29
6 Del. C. c. 69 are in effect for projects which utilize a construction manager.

7 **Section 18. Judicial Construction Oversight.** It is the intent of the General Assembly that a nine-member
8 Executive Committee be created to oversee construction of new or major renovation of judicial facilities. The
9 Executive Committee shall include two members of the legislature appointed by the Co-Chairs of the Joint Committee
10 on Capital Improvements; the respective Chairs of the House and Senate Judiciary Committees; two members of the
11 Judiciary as appointed by the Chief Justice; and three members of the Executive Department to include the Director of
12 Facilities Management, the Director of the Office of Management and Budget and their designee. The Executive
13 Committee shall work in conformation with existing construction oversight guidelines as written in the Construction
14 Management section of this Act. The Executive Committee is hereby empowered to:

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

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

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

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

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

24 **Section 19. New Castle County Courthouse.** Notwithstanding any law or local government ordinance,
25 resolution or any deed restrictions to the contrary, the Director of the Office of Management and Budget shall
26 designate the name of any state-owned or state-operated courthouse or other judicial building or facility in New Castle
27 County purchased, constructed or improved by funds appropriated pursuant to an act of the General Assembly and

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

3 **Section 20. Card Access Security Systems.** Notwithstanding the provisions of any law to the contrary, the
4 Office of Management and Budget, the Department of Safety and Homeland Security (DSHS) and the Department of
5 Technology and Information (DTI) shall jointly develop and maintain specifications and standards for card access
6 security systems for all state facilities. Security system communications using state infrastructure will observe
7 enterprise standards and policies as defined by DTI pursuant to 29 Del. C. c. 90C. The specifications and standards
8 shall enable a single-card security solution for all state-owned facilities, require the ability for concurrent central and
9 local administration of card access functions and shall include a registry of approved card readers and associated
10 hardware required to implement card access security systems. It is the intent of this section to authorize the Office of
11 Management and Budget, DSHS and DTI to jointly select a single supplier, manufacturer or technology of access
12 cards and security management software for use by all state agencies. The Office of Management and Budget, DSHS
13 and DTI shall develop procedures and standards required for the evaluation and approval of agency requests for new or
14 modified security systems of any type. Before a state agency may install a new security system or modify an existing
15 system, the agency shall obtain the approval of the Office of Management and Budget, DSHS and DTI.

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

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

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

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

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

8 **Section 22. Carvel State Office Building.** As office space becomes available on the 11th floor of the Carvel
9 State Office Building, the Director of the Office of Management and Budget shall consider Legislative space needs
10 when reallocating available space.

11 **Section 23. 312 Cherry Lane.** The use of 312 Cherry Lane, New Castle, located in Riveredge Industrial
12 Park, being tax parcel 10-015.40-371, as it relates to zoning, subdivision, parking approvals, land development,
13 construction, permitting and code enforcement, shall not be subject to the jurisdiction of New Castle County or any
14 other municipality, provided that it or a portion thereof is leased by the State of Delaware or an agency thereof,
15 including if it is thereafter subleased to a private provider, as a medically assisted treatment facility for drug and other
16 addiction services, including any ancillary related uses such as offices or other treatment programs.

17 **Section 24. Emily P. Bissell.** The General Assembly finds that the State-owned site formerly housing
18 the Emily P. Bissell Hospital campus (the "Site") is no longer required by the State as the Site is currently
19 utilized. The General Assembly further finds that in the two years following its determinations and directives in
20 82 Del. Law c. 244, § 40, state agencies have expressed interest in the Site. Accordingly, the State shall have to
21 ability to alternatively pursue transfer of control of the Site to any other state agency, which shall not affect the
22 State's ability to offer, through a competitive process, the Site and improvements thereto for sale to a buyer.
23 Whether conveyance is by transfer of control to a State agency or by sale to a buyer, such state agency or buyer
24 shall possess the vision and capacity to bring economic development, jobs and services to the area while
25 maintaining the historic significance of the original Emily P. Bissell Hospital and the overall character of the
26 site.

27 Notwithstanding the provisions of Chapter 94 of Title 29, the General Assembly hereby directs the
28 Office of Management and Budget to work with state agencies to determine if the property is feasible for the

1 state agency's use, including but not limited to, design and site evaluation. Should the state agency determine
2 that the property does suit the agency's needs, the Office of Management and Budget is hereby authorized to
3 transfer of control through a Custodial Resolution. Should no state agency determine that the property would
4 address its needs, the Committee described below, with the assistance of the Office of Management and Budget,
5 shall carry out its duties as outlined herein through a Request for Proposal (RFP) process to solicit
6 redevelopment proposals for the Site. An RFP review committee shall be convened for the purpose of
7 approving the RFP and reviewing proposals received as a result of the RFP. The RFP review committee shall
8 consist of the following individuals:

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

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

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

21 Notwithstanding any provision of the Delaware Code to the contrary, the Office of Management and
22 Budget is hereby authorized to revise the deed for Emily P. Bissell Hospital to remove language associated with
23 the building's initial use as a tuberculosis hospital.

24 **Section 25. Procurement Thresholds.** (a) Notwithstanding the provisions of 29 Del. C., § 6913 (c)
25 (4), effective ~~September 1, 2021~~ February 15, 2023 the thresholds for requiring the issuance of a formal bid or
26 formal RFP shall be as follows: For a materiel/Non-professional Services procurement: ~~\$50,000~~ \$100,000, for a
27 Public Works procurement: ~~\$150,000~~ \$250,000 and for a Professional Services procurement: ~~\$100,000~~
28 \$150,000.

1 **Section 26. 785 Dawson Drive.** Notwithstanding 29 Del. C. c. 94 or any other law to the contrary,
2 the Office of Management and Budget is hereby authorized to sell the property located at 785 Dawson Drive,
3 Newark, Delaware 19713, New Castle County Tax Parcel 110-10.000-068 to Capital Environmental Services,
4 Inc. for the sum of \$10,000.

5 **Section 27. Fund Recoveries.** Notwithstanding any other provision of the Delaware Law or this Act to the
6 contrary, pursuant to federal rules and regulations promulgated by the U.S. Department of the Treasury, all records and
7 expenditures are subject to a review or audit conducted by, or on behalf of, the U.S. Department of Treasury, the State
8 Auditor’s Office or designee. Any misrepresentation, misuse, or mishandling of these funds may be subject to claw-
9 back and other appropriate measures, including the possible reduction or withholding of other State funds.

10 **Section 28. Johnson’s School.** The Office of Management and Budget is hereby authorized to
11 transfer ownership of the property formerly known as Warwick School No. 203, also known as “Johnson’s
12 School,” to the Indian Mission Cemetery, Inc. The deed conveying the said land shall contain a reverter
13 provision that should the Indian Mission Cemetery, Inc. no longer have a need or use for the property, it shall
14 automatically revert to the State of Delaware. In addition, the deed shall contain a provision whereby the Indian
15 Mission Cemetery agrees to convey any portion of the said land, exclusive of any improvements thereon, to the
16 Delaware Department of Transportation, should such land be required in the future for public transportation-
17 related projects, at no cost to the State of Delaware.

18 To permit this disposition of property to occur, all requirements of 29 Del. C. c. 94 are hereby waived for this
19 acquisition.

20 **Section 29. Land and Building Acquisition.** Notwithstanding the provisions of 29 Del. C. c. 95 to the
21 contrary, the Office of Management and Budget Division of Facilities Management is hereby authorized to acquire
22 land, buildings and assets as necessary for capital improvement projects and to reduce leased property, with the
23 approval of the Director of the Office of Management and Budget, the Co-Chairs of the Joint Committee on Capital
24 Improvements, and the Controller General.

25 **Section 30. IPA Clean Water Infrastructure.** ~~The Section 1 Addendum of this Act~~ 83 Del. Laws c. 340
26 ~~appropriates~~ appropriated \$1,770,000 to the Office of Management and Budget. This funding is intended to be used to
27 provide technical grant assistance to local governments related to infrastructure initiatives and other competitive and
28 formula grant opportunities available. Funds may be made available to the University of Delaware, Institute for Public

1 Administration (IPA), Biden School of Public Policy and Administration for direct services to governments at
2 \$354,000 annually for a five-year term. The University of Delaware may not charge an overhead or administrative fee
3 to the state in relation to this program.

4 **Section 31. Delaware Hospital for the Chronically Ill.** Section 1 of this Act appropriates funding to the
5 Office of Management and Budget for the Delaware Hospital for the Chronically III Market Pressure. This
6 appropriation may be used for new hospital construction or renovations of the Prickett and Candee Buildings as market
7 pressure increases are incurred.

1 **DELAWARE STATE HOUSING AUTHORITY**

2 **Section 32. Housing Development Fund - Affordable Rental Housing Program.** Section 1 Addendum of
3 this Act makes an appropriation for the Housing Development Fund - Affordable Rental Housing Program. It is the
4 intent of the General Assembly and the Administration that said funds are to be used to leverage other funding sources,
5 such as Low-Income Housing Tax Credits and tax-exempt bonds to help create and/or improve affordable rental
6 housing stocks in Delaware. This investment in affordable rental housing will increase economic activity in the State
7 of Delaware. The Director of the Delaware State Housing Authority (DSHA) shall report to the Controller General
8 and the Director of the Office of Management and Budget no later than April 30, on the expenditure of the Housing
9 Development Fund appropriated in the Section 1 Addendum of this Act. Said report shall also include the amount and
10 expenditure of any non-state funds received by the State for said affordable rental housing projects.

11 **Section 33. Urban Redevelopment.** Section 1 Addendum of this Act makes an appropriation for a
12 statewide urban redevelopment initiative. DSHA shall administer these funds to incentivize investment in designated
13 Downtown Development Districts in accordance with state law authorizing the creation of the Districts and governing
14 the administration of the Downtown Development District Grant program. DSHA is authorized to use no more than
15 the greater of 5 percent or \$350,000 of the appropriated amount for the support of DSHA administrative functions
16 associated with this initiative.

17 **Section 34. Strong Neighborhoods Housing Fund.** Section 1 Addendum of this Act makes an
18 appropriation to support housing development activities as part of comprehensive revitalization efforts in distressed
19 areas impacted by blight and crime. DSHA shall administer these funds and is authorized to use no more than the
20 greater of 5 percent or \$150,000 of the appropriated amount for the support of DSHA administrative functions
21 associated with this initiative.

1 **DEPARTMENT OF TECHNOLOGY AND INFORMATION**

2 **Section 35. Data Center Projects.** In no instance shall any information technology data center project be
3 initiated by a department/agency during this fiscal year until a formalized plan has been approved by the
4 department/agency head, Director of the Office of Management and Budget and the Chief Information Officer. This
5 includes, but is not limited to, relocating, renovating and/or constructing new information technology data centers.

6 **Section 36. IT Project Funding.** (a) Section 1 Addendum of this Act makes appropriations to the Office of
7 Management and Budget for technology projects. For Fiscal Year ~~2023~~ 2024, the following projects may receive an
8 allocation for planning, development, procuring services, conducting a feasibility/investment analysis or project
9 implementation provided they meet all of the requirements contained within this section:

10 Department/Agency Service Need

11 Safety and Homeland Security
12 800 MHz Technology Refresh

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

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

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

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

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

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

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

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

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

1 **DEPARTMENT OF STATE**

2 **Section 37. Museum Maintenance.** Section 1 Addendum of this Act makes an appropriation to the
3 Department of State for museum maintenance. It is the intent of the General Assembly that these funds be retained by
4 the Department of State, Division of Historical and Cultural Affairs for use with the operations of state museums or for
5 repairs to those facilities grounds, lands and buildings under the control of the Division of Historical and Cultural
6 Affairs; and/or for the purchase of any equipment necessary to facilitate those repairs.

7 **Section 38. Library Construction.** Proposals submitted by the Department of State to the Office of
8 Management and Budget under 29 Del. C. § 6604A shall include a statement as to whether or not each of the libraries
9 have the required 50 percent non-state share match as defined in 29 Del. C. § 6602A(2).

10 **Section 39. Library Construction Review.** Up to \$50,000 of any Library Construction project as defined in
11 29 Del. C. c. 66A shall be allocated to the Division of Libraries for the purpose of reviewing technology, workflow
12 and space planning to enable public libraries to meet standards established by the Division of Libraries with the
13 approval of the Council on Libraries. Pursuant to 29 Del. C. c. 66A, public libraries shall be responsible for 50 percent
14 of the costs (not to exceed \$25,000).

15 **Section 40. Stabilization Endowment for the Arts.** It is the intent of the General Assembly that previously
16 appropriated funds from the Department of State to the Stabilization Endowment for the Arts may be used to fund
17 operating expenses pursuant to appropriate controls and procedures adopted by the Board of the Arts Consortium of
18 Delaware and upon concurrence of the Division of Arts.

19 **Section 41. Historic Preservation Tax Credits.** Notwithstanding the provisions in 30 Del C. § 1816, the
20 maximum amount of Historic Preservation Tax Credits awarded under the provisions of 30 Del. C. c. 18 Subchapter II
21 shall not exceed \$8,000,000 for the Fiscal Years ~~2023—2028~~ 2024 - 2029.

22 **Section 42. Composites Research.** The Division of Small Business is authorized to provide a match of up
23 to \$100,000 to the University of Delaware Center for Composite Materials for federal research grants received that
24 support the development and application of composite manufacturing technology for the benefit of Delaware
25 companies. Such match shall be disbursed from the Delaware Strategic Fund upon documentation of the receipt of
26 federal funds allocated to the center during the fiscal year for these purposes and upon documentation of the relevance
27 of these research projects to Delaware industries' needs and their participation within said projects.

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

4 **Section 44. Council on Development Finance.** If the Division of Small Business makes an award not in
5 agreement with the recommendations of the Council on Development Finance, the Director of the Division of Small
6 Business shall notify the Co-Chairs of the Joint Committee on Capital Improvements within 10 business days. The
7 notification shall include details of the actual award, the Council recommendations on the proposal and a justification
8 for why the Division of Small Business did not follow the recommendations of the Council.

9 **Section 45. New Markets Tax Credit Program.** In the event that the Director of the Division of Small
10 Business and the Secretary of Finance determine that it is advisable to apply for participation in the New Markets Tax
11 Credit Program under the U.S. Treasury Department, the Director is authorized to form a business entity or
12 organization to apply for and manage this program on behalf of the State, as required by applicable federal legislation
13 and regulations. Any such application for said program shall be subject to the approval of the Co-Chairs of the Joint
14 Committee on Capital Improvements and the Delaware State Clearinghouse Committee. Should such application
15 receive final approval by the U.S. Treasury Department or other federal governmental entity charged with such
16 authority, at least one public hearing shall be held for the purpose of presenting the program, the availability of
17 financial assistance and the selection process.

18 **Section 46. Riverfront Development Corporation.** (a) Funds appropriated for the RDC shall be disbursed
19 to a special fund to be known as the Riverfront Development Corporation Fund hereinafter referred to as the Fund.

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

22 (c) Funds appropriated to the Division of Small Business for RDC shall be expended only with the approval
23 of the Board of Directors of RDC. Funds may only be expended for activities related to the redevelopment of the
24 Brandywine and Christina riverfront areas, including: planning and design studies; the acquisition, construction and
25 improvement of real property; environmental remediation; costs of operations and administration; debt service; and
26 other expenses in furtherance of the mission of RDC. On October 1 of each year the RDC will submit a report to the
27 Division of Small Business which will outline how the funds awarded in the previous fiscal year were utilized. This
28 report will also outline and explain the RDC's request for funding for the next fiscal year.

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

3 **Section 47. Limited Investment for Financial Traction (LIFT) and Delaware Rural Irrigation Program**
4 **(DRIP) Initiatives.** Notwithstanding any other law to the contrary, the Division of Small Business is hereby
5 authorized to pay administrative fees associated with LIFT and DRIP Initiatives from the Delaware Strategic Fund not
6 to exceed 2 percent of the program total.

7 **Section 48. Innovation Centers.** The Division of Small Business shall utilize the Delaware Strategic Fund
8 to encourage and invite proposals targeted at innovation to support the establishment or expansion of one or more
9 Innovation Centers. The mission of the Innovation Center(s) shall be creation of wealth by new and growing high tech
10 businesses in Delaware that have global impact. The innovation process shall involve assisting in the identification of
11 new product and process ideas that will succeed and the means of taking these new ideas to market. The Center(s) will
12 facilitate the marrying of the resources of Delaware's labor force, academic institutions and technical resources to the
13 expertise of a select group of entrepreneurs who understand opportunity, as well as the means to develop it.

14 **Section 49. Cultural Access Fund.** The Department of State is hereby authorized to use funds reserved in
15 the Cultural Access Fund in order to help fund a matching grant program for capital projects and related programs that
16 will enhance the quality of availability of Delaware's recreational and cultural offerings. Funds disbursed as part of
17 this matching grant program must be matched 2:1 to state funds. In the event the grant recipient does not have funds
18 to support match requirement, the Department may submit a request to the Director of the Office of Management and
19 Budget and the Controller General for approval to waive said requirement.

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

27 **Section 51. Small Business Financial Development Fund.** Notwithstanding any law to the contrary, the
28 Division of Small Business is authorized to use up to \$1,750,000 of the funds allocated in the Section 1 Addendum of

1 this Act to the Delaware Strategic Fund in order to help support programs that provide financial assistance to further
2 the development of small businesses in the state. Any programming that is to be allocated funding shall first be
3 reviewed by the Council on Development Finance.

4 **Section 52. Historical and Cultural Affairs.** (a) The Secretary of State is authorized to waive the provisions
5 of Chapter 69 of Title 29 of the Delaware Code to rapidly complete restoration and maintenance projects for historic
6 buildings and/or historic sites that the Secretary of State deems critical and/or are threatened by rapid
7 deterioration. Requirements contained in 29 Del. C. § 6960 shall remain in effect.

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

11 **Section 53. Port Terminal Access and Training Facility.** The Section 1 Addendum of 83 Del. Laws, c. 56
12 makes an appropriation for Port Terminal Access and Training Facility. Of this amount, funds may to be used towards
13 improvements at the Palmer School. The Chairman of the Diamond State Port Corporation will collaborate with
14 GulfTainer on developing a cost sharing plan for the reuse of the Palmer School. The proposed cost sharing plan will
15 be submitted to the Director of the Office of Management and Budget and the Controller General for final approval no
16 later than December 31, ~~2022~~ 2023.

17 **Section 54. Laboratory Space and Laboratory Space Development Fund.** Section 1 Addendum of this
18 Act makes an appropriation of \$10,000,000 to Department of State for Laboratory Space. Funds appropriated for
19 Laboratory Space shall be disbursed to a special fund to be known as the Laboratory Space Development Fund,
20 hereinafter referred to as the Fund. The purpose of the Fund is to provide grants and other financial assistance to
21 directly support the acquisition and expansion of high-quality modern laboratory space for business use and research in
22 the State. The Division of Small Business shall administer the Fund and distribution of any awards from the Fund. Any
23 laboratory space proposal that is to be allocated funding from the Fund shall first be reviewed and approved by the
24 Council on Development Finance.

25 **Section 55. Transfer of Economic Development Funds.** Section 1 Addendum of this Act makes
26 appropriations to the Delaware Strategic Fund, Site Readiness Fund and Laboratory Space. Upon request from the
27 Chairperson of the Delaware Economic Development Authority, and approval from the Director of Office of

1 Management and Budget and the Controller General, the Division of Small Business is authorized to transfer funds
2 among these appropriations in order to maximize economic development opportunities in the State.

3 **Section 56. Delaware Stadium Corporation.** Section 1 Addendum of ~~this Act~~ 83 Del. Laws c. 340
4 ~~appropriates~~ appropriated \$3,500,000 for the creation of the Frawley Stadium Improvement Fund, the purpose of
5 which is to make needed and necessary improvements to Frawley Stadium in furtherance of the State's long-term
6 commitment to minor league baseball in Delaware. Such funds may only be utilized upon approval from the Director
7 of the Office of Management and Budget and the Co-Chairs of the Joint Committee on Capital Improvements. No
8 approval shall be submitted or granted until an acceptable long-term lease agreement with the Wilmington Blue Rocks
9 is secured, including any approvals that may be needed or required from the Washington Nationals and/or Major
10 League Baseball. Requests for approval for the use of these funds shall be submitted jointly by the Riverfront
11 Development Corporation and the Delaware Stadium Corporation.

1 **DEPARTMENT OF FINANCE**

2 **Section 57. Bond Proceeds Reimbursement.** Unless not permitted by the Internal Revenue Code of 1986,
3 as amended (the Code), whenever the General Assembly authorizes the issuance of the State’s General Obligation
4 bonds or the Delaware Transportation Authority’s (the Authority) revenue bonds to finance the costs of specific capital
5 projects, it is the intent of the General Assembly that the interest on such bonds shall not be included in gross income
6 for federal income tax purposes under Section 103 of the Code, and the United States Treasury Regulations (the
7 Regulations) thereunder as they may be promulgated from time to time, or shall be qualified as Build America Bonds
8 pursuant to the Code and the Regulations. Pursuant to the State's budget and financial policies, other than unexpected
9 situations where surplus revenues render bond financing unnecessary or undesirable, no funds other than the proceeds
10 of such bonds, are or are reasonably expected to be, reserved, allocated on a long-term basis or otherwise set aside by
11 the State to pay the costs of such specific capital projects. Pursuant to the Authority’s budget and financial policies, it
12 is expected that approximately 50 percent of the costs of its capital projects shall be funded on a long-term basis from
13 the proceeds of such bonds. However, after the authorization of such bonds but prior to their issuance, non-bond funds
14 from the State’s General Fund or the Authority’s Transportation Trust Fund or other funds may be advanced on a
15 temporary basis to pay a portion of the costs of such specific capital projects. In that event, it is expected that these
16 non-bond funds will be reimbursed from the proceeds of such bonds when they are issued. This reimbursement may
17 cause a portion of such bonds to become reimbursement bonds within the meaning of Section 1.150-2 of the
18 Regulations. Under those Regulations, to preserve the exclusion of the interest on such bonds from gross income for
19 federal income tax purposes, it may be necessary to make a declaration of official intent. The Secretary of Finance is
20 hereby designated as the appropriate representative of the State and the Secretary of Transportation is hereby
21 designated as the appropriate representative of the Authority, and each is authorized to declare official intent on behalf
22 of the State or the Authority, as the case may be, within the meaning of Section 1.150-2 of the Regulations, whenever
23 and to the extent that such declaration is required to preserve such tax treatment.

24 **Section 58. Amortization Requirements.** Issuance of any bonds authorized in this Act or any previous
25 authorization act may be subject to any amortization requirements as shall be determined by the bond issuing officers
26 notwithstanding anything to the contrary contained in 29 Del. C. § 7406(b).

27 **Section 59. Diamond State Port Corporation.** The State Treasurer is authorized to and shall take custody
28 of certain reserve funds belonging to and transferred by the Diamond State Port Corporation (DSPC). The Department

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

7 **Section 60. Port of Wilmington.** Notwithstanding § 8784 and Chapter 69 of Title 29, the provisions
8 of House Concurrent Resolution No. 76 (149th General Assembly) authorizing the Concession Agreement or
9 any provision of Delaware law to the contrary, the Diamond State Port Corporation, with the subsequent
10 concurrence of the co-chairs of the Bond and Capital Improvement Committee, the Controller General, the
11 President Pro Tempore of the Senate and the Speaker of the House, shall have the authority to amend the
12 Concession Agreement and/or enter into a new concession agreement(s) in furtherance of the policy and
13 purposes under § 8780 of Title 29.

1 **DEPARTMENT OF HEALTH AND SOCIAL SERVICES**

2 **Section 61. Wilmington Renaissance Corporation.** Notwithstanding the provisions of 29 Del. C. c. 94,
3 the Department of Health and Social Services shall be authorized to lease the property located at 305 W. 8th Street,
4 Wilmington, Delaware to the Wilmington Renaissance Corporation as part of their initiative to transfer vacant and
5 underutilized property located in the Wilmington Creative District.

1 **DEPARTMENT OF CORRECTION**

2 **Section 62. Prison Construction.** (a) The Director of the Office of Management and Budget, as provided
3 through construction management services, shall consult with the Commissioner of Correction to ensure expedient
4 programming, planning and construction of authorized correctional facilities. None of the funds authorized herein or
5 in prior fiscal years are intended to supplant federal funds.

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

10 **Section 63. Community Restoration.** The Department of Correction may, to the extent resources and
11 appropriately classified offenders are available, direct these offenders to assist with community restoration projects.
12 These projects may include beautification, clean up and restoration efforts requested by civic, governmental and
13 fraternal organizations approved by the Commissioner.

14 **Section 64. Maintenance and Restoration.** Section 1 Addendum of this Act makes an appropriation to the
15 Department of Correction for Maintenance and Restoration projects. The department must submit a bi-annual report
16 to the Director of the Office of Management and Budget and the Controller General, detailing the expenditure of such
17 funds and the respective projects. The department shall submit a preliminary plan to the Director of the Office of
18 Management and Budget and the Controller General for maintenance projects for the following fiscal year by October
19 31.

20 **Section 65. Department of Correction Delaware Correctional Industries Program.** The
21 Department of Correction Delaware Correctional Industries Program shall be prohibited from selling on the
22 open market precast concrete products work including, but not limited to, catch basins and square boxes, unless
23 such work meets National Precast Concrete Association Standards. The Department of Correction Delaware
24 Correctional Industries program can continue to build, pour and construct precast concrete products that are
25 exempt from this standard for use on State of Delaware prison projects.

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

2 **Section 66. Conservation Cost-Sharing Program.** Section 1 Addendum of this Act makes an
3 appropriation to the Department of Natural Resources and Environmental Control (DNREC) for the
4 Conservation Cost-Sharing Program. Of this amount, 70 percent will be divided equally among the three
5 conservation districts to expand their water quality and water management programs. Preference should be
6 given to projects or conservation practices that improve water quality on lands covered by nutrient management
7 plans, as practicable and in consultation with the Secretary. The remaining balance will be directed towards
8 nutrient management and water quality efforts statewide as determined by the Secretary, in consultation with
9 the three conservation districts.

10 **Section 67. DNREC Land Acquisition.** Except for land acquired by approval of the Open Space
11 Council or approved through a Bond and Capital Improvements Act, land shall not be purchased by DNREC
12 without prior approval of the Co-Chairs of the Joint Committee on Capital Improvements provided, however,
13 that the Department is not prohibited from conducting studies, surveys or other contractual arrangements that
14 would normally precede land acquisition procedures.

15 **Section 68. Army Corps of Engineers Project Cooperation Agreements.** By using funds approved
16 by Bond and Capital Improvements Acts, the Secretary of DNREC is authorized to sign Project Cooperation
17 Agreements with the Department of the Army and other appropriate sponsors for planning, construction,
18 operation and maintenance for projects entered into by said Agreements.

19 **Section 69. Indian River Marina.** In accordance with the provisions of 73 Del. Laws, c. 350, § 70,
20 DNREC under the direction of the Director of the Office of Management and Budget may utilize up to
21 \$9,900,000 in funds from the Twenty-First Century Fund for the Parks Endowment Account as established in
22 29 Del. C. § 6102A(e), for the purpose of revitalizing and enhancing public amenities within the Delaware
23 Seashore State Park in and around the Indian River Marina complex and related support facilities as presented
24 to the Joint Committee on Capital Improvements Program on May 15, 2002. DNREC will repay both the
25 principal borrowed and interest on the principal borrowed equal to that interest lost as a result of borrowing
26 from the account. Repayment shall not exceed 20 years.

27 **Section 70. Newark Reservoir.** Regardless of whether New Castle County retains, or if the City of
28 Newark annexes the property referred to as New Castle County Tax Parcel Number 08-059.20-002 and Tax

1 Parcel Number 08-059.20-001, this property is prohibited from any commercial or more intense residential
2 development that would require a rezoning of the property.

3 **Section 71. Seventh Street Marina.** It is the intent of the General Assembly to classify the Seventh
4 Street Marina, located on East Seventh Street, being Tax Parcel Number 26-044.00-013 containing 7.86 acres of
5 land (of which 5.27 acres, more or less, is above the high water line) as existing marina for purposes of the State
6 of Delaware Marina Regulations, adopted on March 29, 1990 and amended on February 22, 1993. Such
7 classification does not exempt any person seeking to make physical improvements to the marina from permit
8 application fees pursuant to 7 Del. C. c. 66 and c. 72.

9 **Section 72. Waterway Management.** DNREC is directed to provide dedicated, comprehensive
10 waterway management for state waters. DNREC will maintain design depths and mark navigational channels
11 of the State that are not maintained and marked by any entity of the federal government; remove nuisance
12 macroalgae; remove abandoned vessels; remove derelict structures, trees and other debris that threaten safe
13 navigation; and perform any other waterway management services that may be identified to preserve, maintain
14 and enhance recreational use of the State's waters, as well as improve environmental conditions as warranted or
15 directed by the Governor or Secretary of DNREC. DNREC is further directed to undertake a study of the
16 sediment sources and patterns of sediment movement that result in deposition within state waterways to
17 determine if there are methods to reduce the dependency on dredging to remove deposited sediments. DNREC
18 shall provide a report of the projects, priority rankings, and timelines for completion of the dredging,
19 navigation, and channel marking related projects within the Inland Bays to the Joint Committee on Capital
20 Improvements by September 1st of each year.

21 **Section 73. Auburn Valley Project.** The implementation of the transportation, stormwater
22 management, demolition, remediation, redevelopment and parks and recreation element of the Auburn Valley
23 Master Plan shall not be subject to the zoning, subdivision, land use or building code ordinances or regulations
24 of New Castle County.

25 **Section 74. Conservation District Contracting.** Notwithstanding any statutory provision or
26 regulation to the contrary, it is the intent of the General Assembly that DNREC may enlist Delaware's
27 conservation districts as provided in 7 Del. C. c. 39 to advance the purposes of this chapter. All contracts shall
28 be subject to the provisions of 29 Del. C. § 6960.

1 **Section 75. Bay View.** The New Castle County Conservation District shall continue to work with the
2 Bay View community as a Twenty-First Century Fund drainage project and may use up to \$200,000 from
3 existing Twenty-First Century Fund project funds should the opportunity arise to fund an appropriate solution.
4 For the purposes of Bay View, appropriate solutions may include, but are not limited to, matching the \$200,000
5 in Twenty-First Century Fund Project funds with FEMA funding as a Hazard Mitigation Project.

6 **Section 76. Redevelopment of Strategic Site.** Section 1 Addendum of this Act makes an appropriation to
7 DNREC for the redevelopment of the following strategic site:

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

13 **Section 77. Resource, Conservation and Development Projects.** It is the intent of the General Assembly
14 that the Office of Natural Resources, Division of Watershed Stewardship and the Conservation District(s) as
15 established by 7 Del. C. c. 39 shall have the following authorities:

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

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

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

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

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

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

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

17 **Section 78. Revenues.** DNREC, following adequate opportunity for public comment and the
18 approval of the appropriate public advisory council(s) and the Secretary, may establish, for activities and
19 services administered by the department, such appropriate fees as shall approximate and reasonably reflect costs
20 necessary to defray the expenses of each such activity or service. There may be a separate fee charged for each
21 service or activity, but no fee shall be charged for a purpose not specified in the appropriate chapter of the
22 Delaware Code. At the beginning of each calendar year, the Department shall compute the appropriate fees for
23 each separate activity or service and provide such information to the General Assembly. All revenue generated
24 by any of the activities or services performed by the Department shall be deposited in the appropriated special
25 fund account. These funds shall be used to defray the expenses of the department but may not exceed the budget
26 authority for any fiscal year. Any fee or fee increase associated with hunting, trapping or fishing and under the
27 management authority of the Division of Fish and Wildlife must also receive the appropriate approval by the
28 General Assembly before becoming effective.

1 **Section 79. Clean Water Initiative.** Section 1 Addendum of this Act makes an appropriation to
2 Clean Water State Revolving Fund. At least \$1,600,000 of these funds shall be used for the development,
3 administration and implementation of a clean water financing program to benefit low-income and traditionally
4 underserved communities through lower interest rates and affordability grants.

5 **Section 80. Delaware Inland Bays and Delaware Bay Coastal Storm Risk Management**
6 **Feasibility Study.** Notwithstanding any provision of the Delaware code to the contrary, the General Assembly
7 authorizes the Department of Natural Resources and Environmental Control to utilize up to \$250,000 from the
8 Waterway Management Fund to match federal funds in the same amount in order to enable the U.S. Army
9 Corps of Engineers to carry out a Delaware Inland Bays and Delaware Bay Coastal Storm Risk Management
10 Feasibility Study. The purpose of the study is to evaluate methods to relieve tidal flooding problems in
11 Delaware’s Inland Bays and Delaware Bay communities.

12 **Section 81. Buried Debris Pit Remediation Program.** Section 1 Addendum of this Act makes an
13 appropriation of \$1,000,000 to the Department of Natural Resources and Environmental Control for the Debris
14 Pits Remediation Program. New Castle County shall match the state appropriation.

15 **Section 82. Ogletown Trail.** For purposes of creating and maintaining public-use trails in the Ogletown
16 area, the Secretary of the Department of Natural Resources and Environmental Control is hereby directed to enter into
17 an easement agreement with the property owners of parcels with Tax IDs 11-003.30-049 and 09-028.00-009 located on
18 East Chestnut Hill Road in Newark. Upon entering into an easement agreement for public access, the Department
19 shall allocate \$500,000 of its Park Facility Rehab and Public Recreational Infrastructure appropriation for the creation
20 and maintenance of trails, and enter into an agreement with a third-party organization related to easement monitoring,
21 trail development and maintenance, and habitat protection and restoration.

22 **Section 83. Polly Drummond Yard Waste.** Section 1 Addendum of this Act makes an appropriation
23 to the Department of Natural Resources and Environmental Control for Park Facility Rehab and Public
24 Recreation Infrastructure. Of that amount, funds shall be used for the continued operation of the Polly
25 Drummond Yard Waste site at a minimum of the service level consistent with Fiscal Year ~~2022~~ 2023. A review
26 will be established to determine the status of the federal overlay. The department shall work with members of
27 the General Assembly to determine a permanent solution to ensure New Castle County residents have safe and
28 accessible yard waste drop sites, including in the vicinity of the current Polly Drummond Yard Waste site. The

1 department shall provide a report on the progress and potential solutions to the Co-Chairs of the Joint
2 Committee on Capital Improvements, the Director of the Office of Management and Budget and the Controller
3 General by January 31, ~~2023~~ 2024.

4 **Section 84. Economic Development Administration Grant Match.** Section 1 of this Act
5 appropriates \$2,000,000 as match to leverage federal funds awarded for infrastructure improvements at Lums
6 Pond, Killens Pond, Fort Delaware and Trap Pond State Parks.

1 **DEPARTMENT OF SAFETY AND HOMELAND SECURITY**

2 **Section 85. New Castle County Regional Training Facility.** (a) Notwithstanding any provision or
3 requirement of the public trust doctrine or 10 Del. C. c. 62, and without the necessity of compliance therewith, New
4 Castle County is hereby authorized to utilize 40 acres, more or less, at 1205 River Road, New Castle, Delaware 19720,
5 Tax Parcel Number 10-046.00-001, for the sole purpose of establishing and maintaining a law enforcement firing
6 range and driving course thereon for use by federal, State of Delaware, New Castle County and local municipal law
7 enforcement personnel.

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

11 **Section 86. Emergency Vehicle Operations Center (EVOC) Facility.** Section 1 Addendum of ~~this Act~~ 83
12 Del. Laws c. 340 makes an appropriation appropriated funding to the Department of Safety and Homeland Security for
13 EVOC Facility in New Castle County. These funds shall be contingent upon matching funds provided by New Castle
14 County. Prior to expenditure of these funds, the Department of Safety and Homeland Security shall provide a report to
15 the Co-Chairs of the Joint Committee on Capital Improvement detailing how the facility will be made available for use
16 statewide.

1 **DEPARTMENT OF TRANSPORTATION**

2 **Section 87. General Provisions.** The Department of Transportation (Department) is hereby authorized and
3 directed to use all its designated powers and resources to carry out the following legislative mandates:

4 (a) Transportation Trust Fund Authorizations. Sums not to exceed ~~\$669,375,786~~ \$742,764,849 (State:
5 ~~\$311,392,763~~ \$322,280,476; Federal: ~~\$332,992,023~~ \$393,380,533; Other: ~~\$24,991,000~~ \$27,103,840) are authorized to
6 be withdrawn from the Transportation Trust Fund to carry out the projects and programs as set forth in the Section 1
7 Addendum of this Act.

8 (b) New Transportation Trust Fund Debt Authorization. To fund a portion of the projects authorized herein,
9 the Delaware Transportation Authority is hereby authorized to issue bonds in an amount not to exceed ~~\$187,190,059~~
10 \$26,741,437 pursuant to the provisions of 2 Del. C. c. 13 and 14, of which not more than ~~\$175,000,000~~ \$25,000,000
11 plus premium shall be used for purposes set forth in the Section 1 Addendum of this Act with the remainder, not to
12 exceed ~~\$12,190,059~~ \$1,741,437 to be used to fund issuance costs and necessary reserves for the Reserve Account.

13 **Section 88. Maintenance and Operations Facilities.** Building structures and facilities constructed, or to be
14 constructed, within the Department of Transportation's operating right of way that facilitate maintaining the highway
15 system and are used to assist in the operational and maintenance activities for all roads, shall not be subject to zoning,
16 subdivision or building code ordinances or regulations by any political subdivision of the State. Types of structures
17 may include equipment sheds, crew quarters, equipment maintenance, equipment washing, material storage sheds (i.e.
18 salt, sand and other bulk materials), fuel centers and other maintenance structures required to maintain the highway
19 system such as security (cameras and fences) including necessary maintenance and replacement items such as
20 upgrades to existing facilities. The Department shall not construct any such facility without first conducting a public
21 workshop to describe such plans and gather public input into the effect of such plans.

22 **Section 89. Grants and Allocations.** Section 1 Addendum of this Act makes an appropriation for projects
23 within the Grants and Allocations classification. The General Assembly further defines its intent with response to
24 those appropriations as follows:

25 (a) The sum of ~~\$53,200,000~~ \$58,680,000 (State/Other), of which ~~\$1,500,000~~ \$630,000 is categorized as
26 Drainage Funds, shall be used for the Community Transportation Fund (CTF), in accordance with the rules and
27 regulations adopted by the Joint Committee on Capital Improvements, as amended from time to time.

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

3 (c) Of the funds appropriated in subsection (a), \$30,000,000 shall be used by the ~~d~~Department to ~~establish~~
4 continue the Subdivision Street Pavement Management Fund (SSPMF), which replaces the previous Subdivision
5 Street Pilot Paving Program. The ~~d~~Department is directed to only use these funds for direct paving and rehabilitation
6 of community streets. The ~~d~~Department is further directed to use its existing road rating criteria as a basis to determine
7 the priority of paving and rehabilitating community streets. The ~~d~~Department will provide a monthly report to the Co-
8 Chairs of the Joint Committee on Capital Improvements on the progress of the program.

9 **Section 90. 5310 Program.** The Delaware Transit Corporation is authorized to expend up to ~~\$1,323,776~~
10 \$1,200,245 (State portion \$741,649, Federal portion ~~\$582,127~~ \$458,596) from the Transit System classification
11 (97301) appropriated in this Act for the 5310 Program, administered by the Federal Transit Administration.

12 **Section 91. Department Work Impacts on Private Property and its Owners.** When the Department
13 and/or any of its contractors determines that it would be in the best interests of the State to undertake
14 construction/reconstruction work past 9:00 p.m. or before 7:00 a.m., and such work is to be conducted immediately
15 adjacent to a residential neighborhood:

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

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

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

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

8 **Section 92. City of Wilmington Beautification.** In order to maintain the urban tree canopy available in the
9 City of Wilmington, and those properties that directly abut City limits, the General Assembly authorizes and directs
10 the Department to establish, and maintain a program of tree maintenance and replacement in cooperation with the
11 Delaware Center for Horticulture and/or Urban Forestry in the Department of Agriculture. It is the intent of the
12 General Assembly that such program shall be funded exclusively by allocations made from time to time by members
13 of the General Assembly from their CTF. The Department shall make payments to the center and/or Urban Forestry in
14 the Department of Agriculture for work accomplished, and appropriately vouchered, from the CTF funds herein
15 identified.

16 **Section 93. Supplies of Road Materials.** 74 Del. Laws, c. 308 § 109 is suspended until such time as the
17 Department of Transportation shall suggest its re-institution and such suspension has been overridden by an Act of the
18 General Assembly.

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

21 **Section 95. Community Transportation Funding Levels.** The Department is directed to account for the
22 Community Transportation Program funds as cash, which shall be equal to the amounts authorized in Appendix A of
23 this Act. The funds authorized within the Community Transportation Program shall not be subject to deauthorization
24 or reallocation by the Department under any circumstances.

25 **Section 96. New Development Road Widening.** When planning and/or permitting additional road
26 widening directly related to new residential development, the Department of Transportation, Division of Planning,
27 shall make every attempt to require the necessary right-of-way land be acquired from the developer owned land.

1 **Section 97. Buck Road.** The Department is requested to refrain from issuing any entrance permit,
2 authorization or approval for use of any entrance way from New Castle County Tax Parcel Number 07-026.00-094
3 onto Buck Road, until such time as it also certifies by letter to the New Castle County Department of Land Use that the
4 developer’s proposed entrance design conforms with the Department’s subdivision requirements, pursuant to its
5 authority under 17 Del. C. § 146 and its related regulations, intended to protect public safety and maintain smooth
6 traffic flow. The government of New Castle County is also requested to solicit comments from and work with the
7 residents of surrounding communities, community organizations and state and local officials to address traffic safety
8 and other legitimate land use concerns about the proposed development, after the receipt of the Department’s letter.
9 The design of the entrance on Buck Road for Greenville Center will include a sidewalk from the entrance to the
10 surrounding Greenville Manor Community on Ardleigh Drive.

11 **Section 98. Routes 141 and 48.** The Department is requested to refrain from issuing any permit,
12 authorization or approval for use of any new, additional, revised or modified entrances for New Castle County Tax
13 Parcel Numbers 07-032.20-003, 07-032.20-048 through and including 07-032.20-055, 07-032.20-057 and
14 07-032.30-072 onto or from Route 141 or Route 48, until such time as the Department obtains, reviews and comments
15 upon a traffic operations analysis for the area, which among other elements addresses (1) the predicted levels of
16 service on intersections, roadways or the Tyler McConnell Bridge affected by the proposed development of these
17 parcels, and (2) the roadway improvements necessary to accommodate the development of these parcels, based upon
18 the exploratory development plans submitted to the New Castle County Department of Land Use by the developer, as
19 required by the County’s Unified Development Code. To the extent that any submission of proposed development
20 plans is substantially different than the original exploratory development plans submitted to the County, the
21 Department is further requested to assess the impact of the new submission’s traffic generation upon the local
22 transportation network. The scope of the assessment shall be at the reasonable discretion of the Department.

23 **Section 99. Red Light Safety Enforcement.** (a) The program shall continue to use recognized safety and
24 accident criteria in determining whether and where to add any new enforcement locations to this program. Prior to any
25 new locations, the incumbent state senator and representative for the districts in which such locations are proposed,
26 shall be notified prior to installation.

27 (b) To assure integrity and propriety, no person involved in the administration or enforcement of this program
28 shall own any interest or equity in the vendor used by the Department to support the administrative elements of the

1 program. Any such person with an ownership or equity interest in such vendor must divest from this ownership or
2 investment no later than 90 days after the effective date of this Act. This restriction applies to anyone with either
3 direct involvement in administering or enforcing this program and those in any supervisory capacity above such
4 persons.

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

11 **Section 101. Rehabilitation of Public Streets, Industrial Parks.** In order to maintain a safe, attractive and
12 efficient network of public streets serving the State's growing inventory of industrial parks, the Department shall be
13 authorized to spend sums not exceeding \$1,250,000 on the program first established by 78 Del. Laws c. 76, § 123 to
14 address this issue. The Department shall prepare an inventory of all public streets within the State's industrial parks.
15 It shall further rank all of these streets in the same manner that it prepares the annual program of roads eligible for the
16 Paving and Rehabilitation Program authorized elsewhere in this Act. The Secretary shall then distribute this list to all
17 members of the General Assembly, together with an estimate of the amounts necessary to address those public streets
18 in this inventory most in need of repair. If a member of the General Assembly elects to allocate funds from their CTF
19 to repair any of these public streets, the Secretary may draw on this appropriation to match those individual CTF
20 dollars on the basis of three dollar from this special account for every one dollar allocated by the member. The
21 Secretary shall notify all members of their intent to make such matching allocations and shall require any member
22 interested in participating to notify the Department of their interest within 30 days from the date of such
23 announcement. In the event that the sum of all individual member requests exceeds the amounts authorized by this
24 section, the Department shall prioritize the industrial park streets to be improved on the basis of the ranking required
25 by this section, and shall share its decisions with all members of the General Assembly. For purposes of preparing this
26 inventory and ranking, the Department is authorized and directed to expend such sums as may be necessary from the
27 accounts established for statewide paving and rehabilitation activities. For purposes of eligibility, the industrial park

1 public streets shall be limited to those streets which meet department standards and are currently maintained by the
2 Department.

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

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

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

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

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

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

26 **Section 106. Governor Printz Boulevard Private Utility Line.** (a) The General Assembly acknowledges
27 that the private utility facilities, owned by Linde LLC and installed in 1963 under permit by the then-Delaware
28 Highway Department, which previously supplied the EdgeMoor Plant with such gases, may enable future economic

1 development to the benefit of the citizens of the State of Delaware if permitted to remain in the Governor Printz
2 Boulevard right-of-way for another 10 year term. Under 26 Del. C. c. 13, utility corporations regulated by the Public
3 Service Commission are entitled to the free, regulated use of the State's rights-of-way for the placement of gas, water,
4 wastewater and oil transmission pipelines. However, independent providers who are not so regulated may not use these
5 rights-of-way for the longitudinal placement of their facilities or transmission lines or similar underground conduits.
6 These entities may only enter into use and occupancy agreements to cross such rights-of-way. The General Assembly
7 notes that such independent providers are often unable to make any reasonable private arrangement for locating their
8 facilities on private easements or arrangement for location on public lands, unless a specific exception is created for
9 this limited purpose within the State's rights-of-way.

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

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

1 if efforts to find a reasonable and industry accepted alternative that does not involve a relocation of
2 the privately owned facilities cannot be found and (B) provisions for the prompt determination of a
3 reasonable and industry accepted alternative, including cost allocation and liability
4 acknowledgement, through an agreement between New Castle County and Linde LLC that is
5 acceptable to the Department of Transportation;

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

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

11 (viii) provisions for compensating the State for the use of these rights-of-way, based on a fair market
12 value assessment. This compensation shall be calculated and expressed as a property lease payment.

13 Any such payments shall be deposited to the credit of the Transportation Trust Fund created in 2
14 Del. C.

15 **Section 107. Construction Manager/General Contractor Projects.** The U.S. Department of

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

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

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

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

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

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

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

12 **Section 108. Beau Tree Lane.** As it has been dedicated for public use by the residents, the section of Beau
13 Tree Lane located within the jurisdictional limits of the State of Delaware is eligible for the Department of
14 Transportation's Snow Removal Reimbursement Program and is specifically exempted from the requirement found in
15 17 Del. C. § 521(a)(6) requiring that a street be accepted for perpetual maintenance by the Department to qualify for
16 the Snow Removal Reimbursement Program. The residents of the Delaware section of Beau Tree Lane must comply
17 with all other requirements of the Snow Removal Reimbursement Program as codified in 17 Del. C. § 521.

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

21 ~~(1) Burtonwood Village Maintenance Corporation in an amount of up to \$10,000 to clean out~~
22 ~~stormwater retention areas.~~

23 ~~(2) Changing Fates Equine Rescue of Delaware, Inc. in an amount of up to \$52,650 for a paved~~
24 ~~road for the rescue property.~~

25 ~~(3) Cheswold Fire Company in an amount of up to \$30,000 for the purchase of Thermal Cameras~~
26 ~~and Stabilization Equipment.~~

27 ~~(4) Christiana Fire Company in an amount of up to \$55,000 for the purchase of an inflatable~~
28 ~~rescue boat, dry suits for boat and water rescues and multi gas meters for detecting hazards.~~

- 1 ~~(5)~~ (1) City of Dover in an amount of up to \$100,000 for an entrance and parking lot project.
- 2 ~~(6)~~ City of Lewes in an amount of up to \$50,000 for the Lewes Transit Project.
- 3 ~~(7)~~ City of Seaford in an amount of up to \$50,000 for the purchase of Watchfire LED message
- 4 sign board for communication and public message announcements.
- 5 ~~(8)~~ City of Wilmington in an amount of up to \$50,000 for Sellers Park.
- 6 ~~(9)~~ City of Wilmington in an amount of up to \$2,760 to support the cleaning of the Clifford
- 7 Brown Sculpture.
- 8 ~~(10)~~ Delaware Avenue Civic Association of Trolley Square in an amount of up to \$110,000 for
- 9 signage in Trolley Square.
- 10 ~~(11)~~ Delaware Burn Camp in an amount of up to \$28,000 for the purchase and outfitting of a
- 11 concession trailer.
- 12 ~~(12)~~ Delaware Center for Horticulture in an amount of up to \$20,000 for garden landscaping
- 13 improvements to the Burton Phelan Community Garden.
- 14 ~~(13)~~ (2) Highlands Community Association, Inc. in an amount of up to \$125,000 for replacement of
- 15 street lighting.
- 16 ~~(14)~~ Houston Fire Company in an amount of up to \$60,000 for the purchase and outfitting of a
- 17 command vehicle.
- 18 ~~(15)~~ Kalmar Nyckel Foundation in an amount of up to \$62,000 to fund drydock inspection.
- 19 ~~(16)~~ Kitts Hummock Public Water System in an amount of up to \$20,000 for the purchase and
- 20 repair of a well system.
- 21 ~~(17)~~ Laurel Grain in an amount of up to \$100,000 for the purchase of a truck scale.
- 22 ~~(18)~~ Little Creek Fire Company in an amount of up to \$123,000 for the purchase of a brush truck.
- 23 ~~(19)~~ McCaulley Court Townhouses in an amount of up to \$25,000 to complete common area
- 24 landscaping East and West Courts.
- 25 ~~(20)~~ Modern Maturity Center in an amount of up to \$35,000 for a new delivery vehicle to support
- 26 Meals on Wheels.
- 27 ~~(21)~~ Naamans Little League in an amount of up to \$20,000 for the installation of a warning track.

1 ~~(22)~~ (3) New Castle County in an amount of up to \$60,000 for repair and replacement initiatives
2 of Lesher Park Basketball Court.

3 ~~(23)~~ St. Joseph's Catholic Church in an amount of up to \$100,000 for the replacement of the
4 historic Saint Joseph statue, resurfacing of the parking lot, installation of security and lighting,
5 and landscaping.

6 ~~(24)~~ Town of Clayton in an amount of up to \$18,000 for a small park area located at the corner of
7 Main Street and South Basset Street.

8 ~~(25)~~ Town of Frederica in an amount of up to \$50,000 for the playground project.

9 ~~(26)~~ Town of Leipsic in an amount of up to \$30,000 for engineering costs for driveway and
10 parking lot paving.

11 ~~(27)~~ Town of Milton in an amount of up to \$100,000 for the purchase and outfitting of two police
12 vehicles.

13 ~~(28)~~ Town of Smyrna in an amount of up to \$20,000 for a new fence and installation at the
14 George C. Wright Jr. Municipal Park.

15 ~~(29)~~ Town of Wyoming in an amount of up to \$121,658 for the paving of South Drive, Pine
16 Street, Mill Street and East 3rd Street.

17 ~~(30)~~ Town of Wyoming in an amount up to \$145,246 for the mill and overlay of Front Street and
18 West 3rd Street.

19 ~~(31)~~ Townsend Fire Company in an amount of up to \$80,000 for the purchase and outfitting of a
20 command vehicle.

21 ~~(32)~~(4) Veteran Watchmaker Initiative in an amount of up to \$70,000 for the purchase of a new
22 van.

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

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

4 **Section 112. Port of Wilmington.** For the purpose of restructuring the loan agreement dated November
5 30, 2001, as amended, between the Diamond State Port Corporation (DSPC) and the Transportation Trust Fund, the
6 Secretary of Transportation is hereby authorized and directed to defer the principal and interest payments to be made
7 by the DSPC through Fiscal Year ~~2023~~ 2024. The Secretary of Finance shall prepare a new amortization schedule for
8 the loan to include recapitalized interest for the foregone amounts deferred, subject to approval by the Co-Chairs of the
9 Joint Committee on Capital Improvements.

10 **Section 113. South Market Street Redevelopment.** The Delaware Department of Transportation is
11 authorized to enter into agreements with the City of Wilmington and/or the Riverfront Development Corporation with
12 respect to the use of Transportation Trust Funds related to the redevelopment of South Market Street in accordance
13 with the South Market Street Master Plan. Funds shall be expended only with the approval of the Co-Chairs of the
14 Bond Bill Committee. Funds shall only be utilized for public transportation initiatives related to the redevelopment.

15 **Section 114. Beau Tree Drive.** As it has been dedicated for public use by the residents, the section
16 of Beau Tree Drive located within the jurisdictional limits of the State of Delaware is eligible for minor temporary
17 road maintenance repairs and expenditures of Community Transportation Funds and is specifically exempted from the
18 requirement found in 17 Del. C. § 508 regarding the dedication of a new road for state maintenance.

19 **Section 115. I-95 Restore the Corridor Work Zone Safety.** The Delaware Department of Transportation
20 is authorized to enter into an agreement with an existing vendor for the installation of temporary mobile speed
21 enforcement devices along the work zone of the I-95 Restore the Corridor project to reduce speeding, crashes and
22 increase safety. Civil speeding violations will be issued pursuant to 21 Del. C. § 4169 and § 4105 and will be
23 reviewed and issued by the Delaware State Police. The procedures for issuance of violations and appeals of the
24 issuance of a civil violation shall be pursuant to the provisions set forth in 21 Del. C. § 4101(d). This technology can
25 only be used within the work zone limits and during construction of the project. Once construction is complete, the
26 devices will be removed. The Department will provide the Joint Committee on Capital Improvements a report at the
27 conclusion of the project.

1 **Section 116. Chestnut Ridge.** The Department of Transportation shall monitor the progress of the final
2 completion of roads in the Chestnut Ridge development located in Magnolia.

3 **Section 117. Suburban Streets Paving Management System.** Section 1 Addendum of this Act makes an
4 appropriation for Suburban Streets Paving Management System (SSPMS). These funds shall be used by the
5 ~~Department~~ Department to accelerate the improvement and the quality of suburban streets by applying these funds toward direct
6 paving and rehabilitation of suburban streets. The ~~Department~~ Department will use the formula-based process established under
7 ~~§8419(2) of Title 29~~ 29 Del. C. § 8419(2) to determine the priority of maintenance and reconstruction projects for
8 suburban streets. The ~~Department~~ Department will provide an annual report to the Co-Chairs of the Joint Committee on Capital
9 Improvements on the progress of the SSPMS. It is the intent of the General Assembly that the SSPMS shall be funded
10 at a minimum level of \$10,000,000 from the Transportation Trust Fund ~~and, subject to availability, any additional~~
11 ~~funds for a total appropriation of up to \$30,000,000 in each fiscal year.~~ Subject to availability, An annual
12 appropriation of \$30,000,000 is projected to result in an outcome quality metric of 75% percent of suburban street
13 mileage receiving a rating of good condition by 2036. Additionally, an annual appropriation of \$30,000,000 is
14 projected to result in an outcome quality metric of less than 15% percent of suburban street mileage receiving a rating
15 of poor condition after 2041.

1 **DEPARTMENT OF AGRICULTURE**

2 **Section 118. Farmland Preservation.** For the current fiscal year \$3,000,000 of the \$10,000,000 allocated
3 for Farmland Preservation Funding may be utilized by the Agricultural Lands Preservation Foundation in accordance
4 with the rules and policies for the Delaware Young Farmer Program in accordance with 3 Del. C. c. 9. An additional
5 \$1,000,000 of the \$10,000,000 allocated for Farmland Preservation Funding may be utilized by the Agricultural Lands
6 Preservation Foundation in accordance with the rules and policies for the Delaware Forestland Preservation Program
7 in accordance with 3 Del. C. c. 9. All remaining state-appropriated funds shall be utilized by the Agricultural Lands
8 Preservation Foundation to preserve eligible farms statewide through the traditional farmland preservation program at
9 its discretion in accordance with Agricultural Lands Foundation rules and policies. Local jurisdiction funds committed
10 to farmland preservation for the current fiscal year shall be spent to preserve farmland only in the respective
11 jurisdictions where the funds originate. Farms to be preserved shall be selected by the local jurisdictions according to
12 the jurisdiction’s selection criteria from eligible farms as listed by the Agricultural Lands Preservation Foundation.
13 Similarly, any funds provided by nongovernment organizations shall be spent according to their selection criteria from
14 eligible farms as listed by the Agricultural Lands Preservation Foundation.

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

20 **Section 120. Cover Crop Investment.** Section 1 Addendum of this act makes an appropriation to the
21 Department of Agriculture for Cover Crop Investment. The entire appropriation shall be divided among the three
22 conservation districts based on a formula agreed to by the Department and districts and administered as part of their
23 respective cost share programs for cover crops. The conservation districts are hereby authorized to use an amount not
24 to exceed ~~ten~~(10) percent of the entire appropriation for direct and indirect expenses associated with administering the
25 cover crop program.

FIRE PREVENTION COMMISSION

1 **Section 121. Rescue Tools Replacement.** It is the intent of the General Assembly that the funds
2 authorized in the Section 1 Addendum of this Act be used to reimburse the Fire School and the ~~Claymont,~~
3 ~~Wilmington Manor, Carlisle, and Citizens' Hose~~ Christiana, Clayton, Dover, South Bowers, Milton and
4 Lewes/Rehoboth Beach fire companies. Upon submitting the receipt of sale, each company will be reimbursed
5 up to \$7,500 by the Fire Prevention Commission, State Fire School (75-02-01).

1 **DELAWARE NATIONAL GUARD**

2 **Section 122. Delaware National Guard – 12 Penns Way.** Notwithstanding the requirements of 29

3 Del. C. c. 95 to the contrary, the Office of Management and Budget is hereby authorized to acquire the parcel,

4 and surrounding parcels of land located at 12 Penns Way, New Castle, Delaware, for the Delaware National

5 Guard New Castle Readiness Center.

1 **DELAWARE STATE UNIVERSITY**

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

1 **DELAWARE TECHNICAL COMMUNITY COLLEGE**

2 **Section 124. Critical Capital Needs/Deferred Maintenance.** Section 1 Addendum of this Act makes an
3 appropriation to Delaware Technical Community College for Critical Capital Needs/Deferred Maintenance. This
4 appropriation may be used for the acquisition of computer hardware and software.

DEPARTMENT OF EDUCATION

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

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

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

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

School District	Maximum State Share	Maximum Local Share	Total Cost
Appoquinimink	\$1,181,493	\$787,662	\$1,969,155
Brandywine	965,401	643,601	1,609,002
—Special	33,962		33,962
Caesar Rodney	707,796	471,864	1,179,660
—Special	43,124		43,124
Cape Henlopen	541,462	360,975	902,437
—Special	57,656		57,656
Capital	582,880	388,587	971,467
—Special	36,963		36,963
Christina	1,234,189	822,793	2,056,982
—Special	83,878		83,878
Colonial	896,119	597,413	1,493,532
—Special	12,005		12,005
Delmar	134,963	89,975	224,938

1	Indian River	999,236	666,157	1,665,393
2	Special	17,060		17,060
3	Lake Forest	335,891	223,927	559,818
4	Laurel	243,198	162,132	405,330
5	Milford	415,977	277,318	693,295
6	New Castle County VoTech	746,529		746,529
7	Polytech	188,923		188,923
8	Red Clay	1,394,459	929,639	2,324,098
9	Special	19,587		19,587
10	Seaford	310,490	206,993	517,483
11	Smyrna	571,886	381,257	953,143
12	Sussex County Technical	206,298		206,298
13	Woodbridge	236,469	157,646	394,115
14	Academia Antonia Alonso	96,831		96,831
15	Academy of Dover Charter	59,236		59,236
16	Campus Community	62,711		62,711
17	Charter School of Wilmington	153,381		153,381
18	Delaware Military Academy	93,987		93,987
19	Early College High School			
20	at Delaware State University	54,023		54,023
21	East Side Charter	74,874		74,874
22	Charter School of New Castle	120,209		120,209
23	First State Military Academy	72,031		72,031
24	First State Montessori Academy	94,777		94,777
25	Freire Charter School	79,455		79,455
26	Gateway Charter School	28,117		28,117
27	Great Oaks Charter School	45,019		45,019
28	Kuumba Academy Charter	100,622		100,622
29	Las Americas ASPIRA Academy	193,504		193,504
30	M.O.T Charter	217,356		217,356

1	Newark Charter	388,271		388,271
2	Odyssey Charter	314,029		314,029
3	Positive Outcomes Charter	16,428		16,428
4	Providence Creek			
5	Academy Charter	110,889		110,889
6	Sussex Academy of Arts			
7	and Sciences	176,918		176,918
8	Sussex Montessori	53,865		53,865
9	Thomas A. Edison Charter	110,573		110,573
10	Total to Schools	\$14,915,000	\$7,167,939	\$22,082,939
11	Vocational Equipment	85,000	56,667	141,667
12	TOTAL	\$15,000,000	\$7,224,606	\$22,224,606
13		<u>Maximum</u>	<u>Maximum</u>	
14	School District	State Share	Local Share	Total Cost
15	Appoquinimink	\$1,195,438	\$796,959	\$1,992,397
16	Brandywine	944,848	629,899	1,574,747
17	Special	38,435		38,435
18	Caesar Rodney	709,756	473,171	1,182,927
19	Special	39,991		39,991
20	Cape Henlopen	552,250	368,167	920,417
21	Special	65,511		65,511
22	Capital	571,390	380,927	952,317
23	Special	42,948		42,948
24	Christina	1,182,087	788,058	1,970,145
25	Special	89,785		89,785
26	Colonial	844,388	562,925	1,407,313
27	Special	13,693		13,693
28	Delmar	133,231	88,821	222,052
29	Indian River	985,742	657,161	1,642,903
30	Special	37,501		37,501
31	Lake Forest	337,139	224,759	561,898
32	Laurel	242,561	161,707	404,268
33	Milford	417,339	278,226	695,565

1	<u>New Castle County VoTech</u>	736,334		736,334
2	<u>Polytech</u>	187,196		187,196
3	<u>Red Clay</u>	1,367,882	911,921	2,279,803
4	<u>Special</u>	18,673		18,673
5	<u>Seaford</u>	324,908	216,605	541,513
6	<u>Smyrna</u>	566,442	377,628	944,070
7	<u>Sussex County Technical</u>	201,045		201,045
8	<u>Woodbridge</u>	232,851	155,234	388,085
9	<u>Academia Antonia Alonso</u>	111,726		111,726
10	<u>Academy of Dover Charter</u>	63,955		63,955
11	<u>Campus Community</u>	62,554		62,554
12	<u>Charter School of Wilmington</u>	150,628		150,628
13	<u>Delaware Military Academy</u>	90,875		90,875
14	<u>Early College High School</u>			
15	<u>at Delaware State University</u>	80,916		80,916
16	<u>East Side Charter</u>	73,447		73,447
17	<u>Charter School of New Castle</u>	117,017		117,017
18	<u>First State Military Academy</u>	68,312		68,312
19	<u>First State Montessori Academy</u>	97,877		97,877
20	<u>Freire Charter School</u>	70,023		70,023
21	<u>Gateway Charter School</u>	28,943		28,943
22	<u>Great Oaks Charter School</u>	33,767		33,767
23	<u>Kuumba Academy Charter</u>	100,056		100,056
24	<u>Las Americas ASPIRA Academy</u>	208,670		208,670
25	<u>M.O.T Charter</u>	215,205		215,205
26	<u>Newark Charter</u>	464,799		464,799
27	<u>Odyssey Charter</u>	330,355		330,355
28	<u>Positive Outcomes Charter</u>	17,895		17,895
29	<u>Providence Creek</u>			
30	<u>Academy Charter</u>	113,593		113,593

1	<u>Sussex Academy of Arts</u>			
2	and Sciences	173,969		173,969
3	<u>Sussex Montessori</u>	62,710		62,710
4	Thomas A. Edison Charter	98,344		98,344
5	Total to Schools	\$14,915,000	\$7,072,168	\$21,987,168
6	<u>Vocational Equipment</u>	85,000	56,667	141,667
7	TOTAL	\$15,000,000	\$7,128,835	\$22,128,835

8 **Section 128. Dickinson High School.** Funding provided to the Red Clay School District for Equalization as
9 provided for in the Fiscal Year ~~2023~~ 2024 Annual Appropriations Act shall be contingent upon the following:

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

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

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

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

27 **Section 131. School Construction Contractual Documents.** Effective January 1, 2007, all school districts
28 that receive state funds for major capital construction projects shall use standard bid and contract documents developed

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

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

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

18 **Section 134. City of Wilmington Education Initiatives.** (a) The funds appropriated in the Section 1
19 Addendums of 81 Del. Laws c. 303, 82 Del. Laws c. 86 and c. 244, ~~and~~ 83 Del. Laws c. 56 and 83 Del. Laws c.
20 340 for City of Wilmington Education Initiatives, shall be used for the renovation of Bancroft Elementary
21 School, Bayard Middle School, Stubbs Elementary School, and the construction of a new City of Wilmington
22 elementary school as part of reconfiguring and consolidating City of Wilmington schools in the Christina
23 School District. Funding shall be allocated pending both a plan from the district for sufficient use of these
24 capital funds, and agreement from the Secretary of Education that the district is meeting the objectives set in the
25 Memorandum of Understanding (MOU), and sufficiently working with the parties of the MOU to support
26 students, families, and educators. The Secretary of Education, upon approval from the Director of the Office of
27 Management and Budget and the Controller General, may use a portion of said funding for a district-wide
28 operational, capital and/or program assessment of the Christina School District, to be submitted to the Governor

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

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

14 (c) The Section 1 Addendum of ~~this Act~~ 83 Del. Laws c. 340 ~~appropriates~~ appropriated \$11,500,000 to
15 the Office of Management and Budget (10-02-11) for City of Wilmington Education Initiatives. These funds
16 shall be used to build a new school on the East Side of Wilmington. The funds shall only be spent upon
17 approval by the Director of the Office of Management and Budget and the Controller General.

18 (d) The Section 1 Addendum of this Act appropriates \$12,666,401 to the Office of Management and
19 Budget (10-02-11) for City of Wilmington Education Initiatives. Of this amount, \$9,666,401 shall be used to
20 complete the new school on the East Side of Wilmington. The funds shall only be spent upon approval by the
21 Director of the Office of Management and Budget and the Controller General.

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

25 **Section 136. Appoquinimink School District.** Notwithstanding any provision of 14 Del. C. § 1057
26 or any other provision of Delaware law to the contrary, the Appoquinimink School District is authorized and
27 empowered to take all necessary actions to enter into a public-private initiative with a third-party for the design,
28 construction, operation, maintenance and repair of an aquatics complex on a portion of the District's Fairfield

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

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

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

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

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

25 Any property or facilities acquired or leased shall be subject to approval through the State of Delaware
26 Preliminary Land Use Service (PLUS) process as outlined in 29 Del. C. c. 92.

27 **Section 140. New Castle County Vocational Technical School District.** The New Castle County
28 Vocational Technical School District, with the approval of the Secretary of Education, the Director of the Office of

1 Management and Budget and the Controller General, is authorized to transfer non-obligated funds from the Howard
2 High School/1927 Building (CN 1638A) to St. Georges Technical High School to replace the existing Turf Field and
3 to Delcastle Technical High School to address water infiltration, welding shop ventilation systems, and handicap
4 accessibility.

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

15 **Section 142. School District MCI Projects.** Notwithstanding any other statutory provision to the contrary,
16 local school districts may request a waiver of the standard minor capital threshold to complete projects funded by
17 federal Elementary and Secondary School Emergency Relief (ESSER) ~~funds~~ or solar grants funded by Sustainable
18 Energy Utility. For the purposes of this section, these projects shall be designated as Minor Capital Improvement
19 projects under 14 DE Admin. Code § 405 and exempt from requirements of 14 Del. C. § 2306 and 14 DE Admin.
20 Code § 401. Project waiver requests must be individually submitted to the Department of Education for approval by
21 the Director of the Office of Management and Budget, Controller General and Secretary of Education.

22 **Section 143. School Construction Market Pressure Contingency Fund.** Section 1 Addendum of
23 this Act creates a School Construction Market Pressure Contingency Fund in the Department of Education to be
24 administered by the Secretary of Education. Notwithstanding the provisions of any other state law, the
25 Department is authorized to transfer funds based on validated market increases and in accordance with the
26 project certificate of necessity with the approval of the Director of the Office of Management and Budget and
27 the Controller General. These funds shall be used to enable these districts to maintain a high level of
28 construction quality in the environment of increased market pressure and escalating costs for the new

1 construction of public education classrooms. Notwithstanding any provisions of the Delaware Code to contrary,
2 school districts are required to pay for their respective local share of each project. School districts may use the
3 following funds to meet the local match: Minor Capital Improvement Funds, Division III Equalization, Impact
4 Fees, and/or local funds raised in excess of those required on the certificate of necessity issued by the
5 Department of Education.

6 **Section 144. School Safety and Security.** Section 1 Addendum of this Act makes an appropriation to
7 the Department of Education for the Delaware School Safety and Security Fund. Of this amount, the
8 Department shall provide a minimum amount of ~~\$1,000,000~~ \$138,000 to the Department of Safety and
9 Homeland Security for school mapping, reporting application, and threat assessment tools.

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

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

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

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

SYNOPSIS

This Bill is the Fiscal Year 2024 Bond and Capital Improvements Act.

Author: Office of Management and Budget

**Department of Transportation
FY 2024 Capital Transportation Program
Appendix A**

	State Authorization	Federal Authorization	Other Funding	FY 2024 Authorization
ROAD SYSTEM				
Expressways				
I-95 and SR896 Interchange	-	10,000,000	-	10,000,000
I-295 Northbound from SR141 to US 13	-	500,000	-	500,000
Rehabilitation of I-95, GARVEE Debt Service	-	18,589,250	-	18,589,250
Subtotal Expressways	-	29,089,250	-	29,089,250
Arterials				
SR4, Harmony Road Intersection Improvements	-	1,500,000	-	1,500,000
SR4, Ogleton Stanton Road/SR 7, Christina Stanton Road Phase I, Stanton Split	600,000	800,000	-	1,400,000
US13, US40 to Memorial Drive Pedestrian Improvements	-	9,000,000	-	9,000,000
US 40 & SR 896 Improvements	-	10,000,000	-	10,000,000
US 40, Salem Church Road to Walther Road	-	2,000,000	-	2,000,000
Walnut Street, 3rd Street to 16th Street	-	500,000	-	500,000
HEP, KC, US13, Lochmeath Way to Puncheon Run Connector	-	10,000,000	-	10,000,000
Dewey Beach Pedestrian and ADA Improvements (SR 1 from Anchors Way to Bayard Ave.)	800,000	-	-	800,000
HEP SC, SR 1 and SR 16 Grade Separated Intersection	-	9,010,530	-	9,010,530
North Millsboro Bypass, US 113 to SR24	-	47,825,000	-	47,825,000
SR1 and Cave Neck Road Grade Separated Intersection	-	10,000,000	-	10,000,000
SR1 Fenwick Island Sidewalk (Lighthouse Rd. to Lewes St.)	800,000	-	-	800,000
SR1, Minos Conaway Road Grade Separated Intersection	-	5,000,000	-	5,000,000
US 9 and Minos Conaway Intersection Improvements	300,000	-	-	300,000
US113 @ SR18/SR404 (Georgetown) Grade Separated Intersection	-	7,000,000	-	7,000,000
US 113 at SR 16 (Ellendale) Grade Separated Intersection	-	2,000,000	-	2,000,000
Corridor Capacity Preservation	1,000,000	-	-	1,000,000
Subtotal Arterials	3,500,000	114,635,530	-	118,135,530
Collectors				
Old Capitol Trail, Newport Road to Stanton Road	-	1,200,000	-	1,200,000
SR 72, McCoy Road to SR 71	-	7,437,017	-	7,437,017
Glasgow Avenue, SR 896 to US 40	-	1,500,000	-	1,500,000
Poosum Park Road and Old Poosum Park Road Intersection Improvements	1,000,000	-	-	1,000,000
Irish Hill Road, Fox Chase Road to McGinnis Pond Road	1,500,000	-	-	1,500,000
East Camden Bypass	-	10,000,000	-	10,000,000
West Camden Bypass	-	10,000,000	-	10,000,000
K104, Kenton Rd. SR8 to Chestnut Grove Rd.	-	7,000,000	-	7,000,000
NE Front Street Rehoboth Blvd to SR 1	900,000	-	-	900,000
Airport Road Extension, Old Landing Rd to SR 24	800,000	-	-	800,000
Park Avenue Relocation Phase 2	-	3,000,000	-	3,000,000
Cave Neck Road, Hudson and Sweetbriar Roads Intersection Improvement	-	-	2,933,100	2,933,100
Subtotal Collectors	4,200,000	40,137,017	2,933,100	47,270,117
Locals				
12th Street Connector Improvement	800,000	-	-	800,000
N15, Boyds Corner Road, Cedar Lane Road to US 13	-	2,800,000	-	2,800,000
Garasches Lane, Wilmington	-	2,002,080	-	2,002,080
Southbridge Local Street Network	900,000	-	-	900,000
Discount Land Road, US 13A to US 13	1,300,000	-	-	1,300,000
Realignment of Old Orchard Road at Wescoats Corner	-	11,000,000	-	11,000,000
Recreational Trails	-	905,680	226,420	1,132,100
Subtotal Locals	3,000,000	16,707,760	226,420	19,934,180
Bridges				
Bridge Program	21,608,805	53,607,775	-	75,216,580
Non-Bridge Structures Program	3,380,000	2,720,000	-	6,100,000
Subtotal Bridges	24,988,805	56,327,775	-	81,316,580
Other				
Transportation Alternatives	965,000	5,560,000	1,025,000	7,550,000
Pavement and Rehabilitation	76,550,000	15,000,000	-	91,550,000
Bicycle and Pedestrian Improvements	1,500,000	6,000,000	-	7,500,000
Carbon Reduction Program	-	5,400,000	-	5,400,000
Signage and Pavement Markings	6,820,628	1,282,513	-	8,103,141
Materials and Minor Contracts	17,900,000	2,800,000	-	20,700,000
Rail Crossing Safety Program	5,886,112	2,825,000	-	8,711,112
Safety Improvement Program	1,132,445	8,493,776	-	9,626,221
Traffic Calming	800,000	-	-	800,000
Engineering and Contingency	39,081,835	100,000	-	39,181,835
Intersection Improvements	7,675,000	3,500,000	600,000	11,775,000
Pedestrian ADA Improvements	4,500,000	-	-	4,500,000
Highway Safety Improvement Program	3,320,000	17,634,494	-	20,954,494
Slope Stabilization & Drainage Improvement Program	2,000,000	-	-	2,000,000
Resiliency and Sustainability Program	6,000,000	6,100,000	-	12,100,000
Electric Vehicle Program	-	3,500,000	-	3,500,000
Subtotal Other	174,131,020	78,195,783	1,625,000	253,951,803
TOTAL ROAD SYSTEM	209,819,825	335,093,115	4,784,520	549,697,460
GRANTS AND ALLOCATIONS				
Municipal Street Aid	6,000,000	-	-	6,000,000
Community Transportation Fund	17,680,000	-	-	17,680,000
Subdivision Street Pavement Management Fund	10,000,000	-	20,000,000	30,000,000
Transportation Infrastructure Investment Fund	5,000,000	-	-	5,000,000
TOTAL GRANTS AND ALLOCATIONS	38,680,000	-	20,000,000	58,680,000
TRANSIT SYSTEM				
Transit Facilities	8,300,000	8,450,000	-	16,750,000
Transit Vehicles	3,011,219	34,396,807	2,223,320	39,631,346
Rail Preservation	4,028,400	-	-	4,028,400
TOTAL TRANSIT SYSTEM	15,339,619	42,846,807	2,223,320	60,409,746
SUPPORT SYSTEM				
Aeronautics	701,000	189,000	-	890,000
Planning	5,897,582	7,647,981	-	13,545,563
Information Technology	14,013,750	199,630	-	14,213,380
Heavy Equipment	15,000,000	-	-	15,000,000
Transportation Facilities	20,500,000	-	-	20,500,000
Transportation Management	2,328,700	7,104,000	96,000	9,528,700
Engineering and Contingency	-	300,000	-	300,000
TOTAL SUPPORT SYSTEM	58,441,032	15,440,611	96,000	73,977,643
GRAND TOTAL	322,280,476	393,380,533	27,103,840	742,764,849

**FISCAL YEAR 2024
CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT		FY 2023	FY 2024
10-02 OFFICE OF MANAGEMENT AND BUDGET			
800 MHz First Responder Radios	\$	2,000,000	\$ 1,702,058
Absalom Jones - Building Drainage Improvements		500,000	3,500,000
Absalom Jones - Performing Arts Center		4,000,000	-
Architectural Barrier Removal		150,000	150,000
Carvel State Office Building Garage Generator Replacement		2,000,000	-
Carvel State Office Building Maintenance and Restoration		2,000,000	22,000,000
Carvel State Office Building Mechanical Upgrades		6,000,000	8,000,000
Community Redevelopment/Reinvestment Fund		90,000,000	-
Delaware Hospital for the Chronically Ill Market Pressure		-	30,000,000
Delaware Hospital for the Chronically Ill Renovation of Prickett and Candee Buildings		6,000,000	3,000,000
DNREC Lab Market Pressure		-	5,570,000
Domestic Violence Coordinating Feasibility Study		225,000	-
Environmental Compliance (UST/Asbestos/Other)		340,300	1,500,000
ERP Cloud Migration		25,000,000	25,000,000
Exceptional Care for Children		5,000,000	-
Fire Marshalls Office Building Improvements		-	3,700,000
Food Distribution Warehouse Market Pressure		-	5,000,000
Jesse Cooper Building Improvements		5,100,000	-
Land and Building Acquisitions		11,500,000	8,000,000
Legislative Hall A&E Design and Parking Garage		4,000,000	23,600,000
Legislative Hall Core Foundation		3,000,000	-
Legislative Hall Minor Capital Improvements and Equipment		400,000	750,000
Legislative Hall Roof/Cupola		3,200,000	-
Legislative Hall New Windows		500,000	2,200,000
Leonard L. Williams Justice Center Improvements		1,273,428	1,500,000
Minor Capital Improvement and Equipment		8,000,000	8,000,000
Old Troop 7 Building Improvements		-	1,250,000
Roof Replacements		5,000,000	5,000,000
Seaford Economic Development		-	1,000,000
State Facilities Market Pressure		33,000,000	60,000,000
Statewide Deferred Maintenance		8,200,000	8,000,000
Statewide Space Study		-	2,000,000
Wharton Hall Market Pressure		-	3,200,000
02 JUDICIAL PROJECTS			
Customs House		15,000,000	21,000,000
Kent and Sussex Family Court Facilities		80,000,000	34,320,000
Merger of Justice of the Peace Courts 8 Smyrna and 9 Middletown		-	6,401,100
Minor Capital Improvement and Equipment		1,000,000	1,000,000
Supreme Court Renovations Dover		-	1,589,300
15 LEGAL PROJECT			
900 King Street Renovations		400,000	2,200,000
20 STATE PROJECTS			
Minor Capital Improvement and Equipment		2,000,000	2,500,000
Minor Capital Improvement and Equipment - Veterans Home		200,000	700,000
25 FINANCE PROJECT			
Carvel State Office Building 1st Floor Service Renovations/ADA Compliance		500,000	100,000

**FISCAL YEAR 2024
CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2023	FY 2024
35 HEALTH AND SOCIAL SERVICES PROJECTS		
Holloway Campus Mitchell Building - Security System Replacement	1,000,000	-
Minor Capital Improvement and Equipment	5,750,000	10,000,000
Stockley Campus Electrical Replacement	-	13,000,000
37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES PROJECTS		
Cleveland White Building Renovations	3,500,000	7,050,000
Minor Capital Improvement and Equipment	2,000,000	2,000,000
Secure Care Roof Replacements	-	2,000,000
38 CORRECTION PROJECTS		
Automatic Transfer Switch and Emergency Generator Replacements (HRYCI), (BWCI), (JTVCC), and (SCI)	-	16,350,240
Baylor Women's Correctional Institution Infirmery Expansion	2,000,000	12,395,300
Baylor Women's Correctional Institution Multiple Cell Door Replacement	1,000,000	-
Howard R. Young Correctional Institution (HRYCI) Front Lobby Renovation	1,037,400	5,166,000
Howard R. Young Correctional Institution (HRYCI) Westside HVAC System Replacements	3,000,000	-
Howard R. Young Correctional Institution (HRYCI) Westside Replacement of Existing Yard Cages	1,474,200	-
James T. Vaughn Correctional Center (JTVCC) New Sally Port/Intake Facility	3,161,340	4,593,700
Minor Capital Improvement and Equipment	4,000,000	4,000,000
Plummer Community Corrections Center (PCCC) Shower Renovations	-	1,479,100
45 SAFETY AND HOMELAND SECURITY PROJECTS		
800 MHz Technology Refresh	6,354,100	6,354,100
Delaware State Police IT Relocation at Old Rudnick Lane Renovations	-	1,000,000
Division of Forensic Science at Emily P. Bissell Design/Study	-	4,000,000
Hi-Grade Renovation - DATE	-	8,500,000
Local Law Enforcement Laptop Replacement	251,000	251,000
Minor Capital Improvement and Equipment	1,000,000	1,000,000
New Troop 4 - Georgetown	3,500,000	21,000,000
New Troop 6 - Wilmington	38,500,000	-
Seaford 800 MHz Shelter Replacement	587,000	1,950,000
65 AGRICULTURE PROJECT		
Minor Capital Improvement and Equipment	500,000	500,000
75-02 STATE FIRE SCHOOL PROJECT		
Structural Buildings Repairs/Reconstruction	50,000	1,300,000
75-03 FIRE PREVENTION COMMISSION PROJECT		
Delaware State Fire School - Dover Office Addition	5,738,200	2,900,000
76 DELAWARE NATIONAL GUARD PROJECTS		
Dagsboro Land Site Preparation	-	225,000
Minor Capital Improvement and Equipment	2,500,000	2,300,000
90 HIGHER EDUCATION PROJECT		
UD IPA Clean Water Infrastructure	1,770,000	-
95 EDUCATION PROJECT		
City of Wilmington Education Initiatives	11,500,000	12,666,401
	\$ 425,661,968	\$ 445,413,299

**FISCAL YEAR 2024
CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2023		FY 2024	
10-08 DELAWARE STATE HOUSING AUTHORITY				
Housing Development Fund - Affordable Rental Housing Program	\$	6,000,000	\$	6,000,000
Strong Neighborhoods Housing Fund		4,000,000		4,000,000
Urban Redevelopment		5,500,000		5,500,000
	\$	15,500,000	\$	15,500,000
20 STATE				
Bioscience Center for Advanced Technology (CAT)	\$	1,000,000	\$	1,000,000
Brandywine Hundred Library		-		2,100,000
Bridgeville Public Library		80,000		-
City of Wilmington Community Initiatives		15,000,000		8,000,000
Corbit-Calloway Memorial Library		150,000		4,000,000
Delaware Clinical and Translational Research (CTR)		1,000,000		1,500,000
Delaware Prosperity Partnership		2,000,000		2,000,000
Delaware Stadium Corporation		3,500,000		-
Delaware Strategic Fund		20,000,000		25,000,000
Duck Creek Regional Library		5,200,000		-
Experimental Program to Stimulate Competitive Research - Research Infrastructure Improvement (EPSCOR-RII)		800,000		800,000
Fort Christina		1,000,000		-
Harrington Public Library		3,700,000		-
HCA Deferred Maintenance		-		1,080,000
IDeA Network for Biomedical Research Excellence (INBRE)		1,000,000		2,000,000
John Dickinson Plantation		-		5,000,000
Laboratory Space		10,000,000		10,000,000
Lewes Public Library		-		750,000
Milford Public Library		-		150,000
Monument "Delaware's pivotal role in landmark 1954 Brown v. Board of Education U.S. Supreme Court Ruling."		10,000		-
Museum Maintenance		550,000		800,000
National Institute for Innovation in Manufacturing Biopharmaceuticals (NIIMBL)		2,500,000		5,000,000
Newark Free Library		4,000,000		5,500,000
Newport Rail Study		-		3,000,000
North Wilmington Public Library		6,000,000		-
Rehoboth Beach Public Library		4,345,746		3,154,255
REACH Riverside		-		5,000,000
Riverfront Development Corporation		6,848,774		6,500,000
Riverside STEM Hub		5,000,000		-
Selbyville Public Library		3,082,400		-
Site Readiness Fund		10,000,000		10,000,000
Subdivision Street Pavement Management		20,000,000		20,000,000
Transportation Infrastructure Investment Fund		10,000,000		5,000,000
Veterans Home Bus Replacement		-		300,000
Weldin House		400,000		-
Wilmington Institute Library		286,000		941,000
	\$	137,452,920	\$	128,575,255

**FISCAL YEAR 2024
CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2023	FY 2024
35 HEALTH AND SOCIAL SERVICES		
Delaware Division of Social Services ASSIST UI Refresh	\$ -	\$ 2,779,000
Delaware State Service Centers Client Assistance Program System (CAPS) Replacement	-	3,302,000
DHSS Website Replacement	-	2,000,000
Drinking Water State Revolving Fund	7,140,000	3,200,800
Maintenance and Restoration	4,750,000	4,750,000
Phone System Replacement	1,600,000	1,525,000
	\$ 13,490,000	\$ 17,556,800
37 SERVICES FOR CHILDREN, YOUTH AND THEIR FAMILIES		
Maintenance and Restoration	\$ 200,000	\$ 250,000
	\$ 200,000	\$ 250,000
38 CORRECTION		
Facility Infrastructure Planning and Engineering Studies	\$ 1,000,000	\$ -
Level IV and V Security Camera Equipment	400,100	584,700
Maintenance and Restoration	3,660,250	3,660,250
	\$ 5,060,350	\$ 4,244,950
40 NATURAL RESOURCES AND ENVIRONMENTAL CONTROL		
Biden Center Renovations	\$ 5,000,000	\$ -
Christina/Brandywine Remediation, Restoration and Reliance Project	750,000	786,000
Clean Water State Revolving Fund	10,000,000	18,000,000
Conservation Cost Share	1,700,000	1,700,000
Conservation Reserve Enhancement Program (CREP)	100,000	25,000
Debris Pits	1,000,000	1,000,000
Delaware Bayshore Initiative	500,000	500,000
Dikes/Dams	1,000,000	1,000,000
EDA Implementation Lums Pond, Killens Pond, Fort Delaware and Trap Pond Dock Repairs	-	2,000,000
Fort Miles Museum	-	2,500,000
Killens Pond Water Park Improvements	-	3,000,000
Lums Pond Cabins	4,000,000	-
Lums Pond Outdoor Adventure Center	-	750,000
Minor Capital Improvement and Equipment	1,000,000	1,000,000
Newport Boat Ramp Maintenance	30,000	-
Open Space	10,000,000	-
Park Facility Rehab and Public Recreational Infrastructure	9,300,000	7,500,000
Redevelopment of Strategic Sites (Fort DuPont)	2,250,000	2,250,000
Resource, Conservation and Development	10,000,000	5,000,000
Shoreline and Waterway Management	10,000,000	7,500,000
Statewide Groundwater Monitoring Network	-	600,000
Statewide Trails and Pathways	1,000,000	1,000,000
Tax Ditches	1,400,000	1,148,700
Trap Pond Splash Pad	2,500,000	-
White Clay Creek State Park - Nature Center/Big Pond/Maxwell House	4,500,000	3,000,000
	\$ 76,030,000	\$ 60,259,700

**FISCAL YEAR 2024
CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2023	FY 2024
45 SAFETY AND HOMELAND SECURITY		
AFIS Evergreen Replacement	\$ -	\$ 2,000,000
EVOC Center (North)	5,000,000	-
EVOC Center (South)	-	1,000,000
Helicopter Re-Engine	2,188,000	-
Twin Engine Helicopter Lease/Payment	584,180	-
Two Helicopters	-	21,000,000
	\$ 7,772,180	\$ 24,000,000
65 AGRICULTURE		
Agricultural Extension Program Equipment	\$ 400,000	\$ -
Agricultural Lands Preservation Program	10,000,000	-
Cover Crop Investment	5,190,000	5,190,000
Critical Equipment for Operations	-	150,000
	\$ 15,590,000	\$ 5,340,000
75 FIRE PREVENTION COMMISSION		
Concrete Repair - Dover Fire School Drill Grounds	\$ 100,000	\$ -
Hydraulic Rescue Tools Replacement	37,500	52,500
	\$ 137,500	\$ 52,500
76 DELAWARE NATIONAL GUARD		
FMS #1 Conversion Project	\$ -	\$ 2,250,000
Maintenance and Restoration	-	200,000
Pigman HVAC Lifecycle Replacement	1,400,000	-
River Road Readiness Center (MILCON)	8,700,000	-
	\$ 10,100,000	\$ 2,450,000
90-01 UNIVERSITY OF DELAWARE		
Deferred Maintenance - Laboratories	\$ 20,000,000	\$ 20,000,000
Shellfish Aquaculture	100,000	-
	\$ 20,100,000	\$ 20,000,000
90-03 DELAWARE STATE UNIVERSITY		
Campus Improvements	\$ 20,000,000	\$ 20,000,000
Excellence Through Technology	800,000	-
	\$ 20,800,000	\$ 20,000,000
90-04 DELAWARE TECHNICAL COMMUNITY COLLEGE		
Critical Capital Needs / Deferred Maintenance	\$ 20,800,000	\$ 20,000,000
	\$ 20,800,000	\$ 20,000,000

**FISCAL YEAR 2024
CAPITAL BUDGET SUPPLEMENT
SECTION 1 ADDENDUM**

AGENCY/PROJECT	FY 2023	FY 2024
95 EDUCATION		
Appoquinimink, Louis L Redding Reconstruction/Addition (76/24)	\$ 12,636,800	\$ 30,668,300
Appoquinimink, New 840 Student ES at Summit Campus (76/24)	10,422,800	-
Architectural Barrier Removal	160,000	160,000
Brandywine, Bush School (100% State)	10,000,000	8,200,000
Caesar Rodney, St. Thomas More Renovations (79/21)	11,037,200	-
Cape Henlopen, Construct New 600 Student MS (60/40)	2,372,700	-
Capital, Construct 800 Student MS - Building 2 (64/36)	10,764,300	-
Capital, Convert William Henry MS to Kent County Community School Renovation (100% State)	17,804,000	-
Capital, Convert William Henry MS to Kent County Secondary ILC Renovation (100% State)	27,520,600	-
Christina, Brennen Renovations (100% State)	3,476,800	-
Colonial, Leach Land Purchase (100% State)	2,712,000	-
Colonial, New Leach School (100% State)	1,288,000	815,700
Enhanced Minor Capital Improvement	15,000,000	-
Indian River, Construct New Sussex Central HS (60/40)	44,708,900	-
Indian River, Ennis Classrooms at the New Sussex Central HS (100% State)	2,416,400	-
Market Pressure Contingency	67,878,048	97,787,255
Milford, Revitalize Milford Middle School (74/26)	35,416,900	2,000,000
Minor Capital Improvement and Equipment	15,000,000	15,000,000
NCCVT, Paul M. Hodgson Replacement (62/38)	29,910,500	3,000,000
Polytech, Drainage and Stormwater (100% State)	2,700,000	-
Polytech, Purchase of KSI Building (100% State)	575,000	-
School Safety and Security	10,000,000	9,138,000
Smyrna, Clayton Intermediate Addition (77/23)	1,904,600	-
Smyrna, New 600 Student ES (77/23)	15,354,900	-
Smyrna, North Smyrna ES Addition/Renovation (77/23)	2,649,400	-
Sussex Tech, New Sussex Tech HS (60/40)	25,000,000	36,645,800
	\$ 378,709,848	\$ 203,415,055
SUBTOTAL NON-TRANSPORTATION	\$ 1,147,404,766	\$ 967,057,559
55 DEPARTMENT OF TRANSPORTATION		
Grants and Allocations	\$ 43,850,000	\$ 38,680,000
Road System	209,157,841	209,819,825
Support System	45,392,311	58,441,032
Transit System	12,342,611	15,339,619
Twinco Romax Easement	350,000	-
Woodland Beach Road Renovations	300,000	-
	\$ 311,392,763	\$ 322,280,476
GRAND TOTAL	\$ 1,458,797,529	\$ 1,289,338,035