



SPONSOR: Rep. Carson & Sen. Pardee
Bentz Ennis
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Williams Sturgeon
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HOUSE OF REPRESENTATIVES
151st GENERAL ASSEMBLY

HOUSE BILL NO. 251

AN ACT MAKING A ONE-TIME SUPPLEMENTAL APPROPRIATION FOR THE FISCAL YEAR ENDING JUNE 30, 2022 TO THE OFFICE OF MANAGEMENT AND BUDGET.

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

1 **Section 1.** There is hereby appropriated \$221,121,200 (Two Hundred Twenty-One Million One Hundred
2 Twenty-One Thousand Two Hundred Dollars) in General Funds to the Office of Management and Budget,
3 Contingencies and One-Time Items (10-02-11) for the following purposes:

4	(01-08-02)	Technology Needs	\$2,000,000
5	(10-02-11)	Self-Insurance/Legal Fees	\$2,343,500
6	(10-02-11)	Body Camera Program	\$1,600,000
7	(10-02-11)	Group Health Insurance Plan Needs	\$20,000,000
8	(10-02-11)	Salary Supplement – State Employees	\$54,600,000
9	(10-02-11)	Salary Supplement – State Pensioners	\$15,260,500
10	(10-02-11)	Salary/OEC Contingency – 27 th Pay	\$72,700,000
11	(10-02-11)	Child Care Contingency	\$5,000,000
12	(10-02-11)	Mental Health Services Unit Contingency	\$4,000,000
13	(10-02-11)	Marijuana Control Act Contingency	\$3,600,000
14	(10-02-11)	Eviction Defense Contingency	\$2,100,000
15	(10-02-11)	Education Unit Growth Contingency	\$7,200,000
16	(10-02-11)	Statewide Technology Needs	\$10,000,000

17	(10-02-11)	Redding Consortium	\$7,240,000
18	(10-02-11)	Permit to Purchase Contingency	\$1,300,000
19	(10-07-02)	DELJIS Technology Needs	\$50,000
20	(11-03-04)	Data Center Battery	\$300,000
21	(15-01-01)	Operational Equipment	\$12,500
22	(15-02-01)	Technology Equipment	\$51,000
23	(16-01-01)	Recruitment, Retention, and Technology Initiatives	\$2,500,000
24	(20-01-02)	Medical Records System Study	\$10,000
25	(20-03-01)	Delaware Heritage Commission	\$25,000
26	(20-03-01)	Historic Site Improvements – Lenape Indian Tribe	\$50,000
27	(20-10-01)	Indoor Track Feasibility Study Reimbursement	\$68,000
28	(20-10-02)	Kent County Tourism Initiatives	\$400,000
29	(25-01-01)	Volunteer Fire Service Loan Revolving Fund	\$5,000,000
30	(35-01-10)	Health Care Loan Provider State Loan Repayment	\$500,000
31	(35-01-10)	Human Trafficking Interagency Coordinating Council	\$95,000
32	(35-05-20)	School Based Health Centers	\$10,000
33	(35-06-10)	DMES Development	\$120,000
34	(37-05-30)	Juvenile Re-Entry Services Fund	\$500,000
35	(38-02-01)	iCHART Reengineering	\$715,000
36	(40-03-02)	Veterinary Equipment	\$60,200
37	(40-03-04)	Center for Inland Bays	\$50,000
38	(40-04-04)	Emergency Carbon Vessel	\$150,000
39	(45-06-05)	Technology Equipment	\$90,000
40	(65-01-09)	Animal Health Digital Application	\$85,000
41	(70-01-01)	Voter Education Marketing Campaign	\$250,000
42	(70-01-01)	Primary and General Election	\$20,000
43	(70-02-01)	Primary and General Election	\$20,000
44	(70-03-01)	Primary and General Election	\$20,000
45	(70-04-01)	Primary and General Election	\$20,000
46	(75-01-01)	Delaware Smoke Detector Fund	\$75,000

47	(75-01-01)	Technology Equipment	\$75,000
48	(75-02-01)	Instructor Safety Equipment	\$25,000
49	(75-02-01)	Technology Equipment	\$60,000
50	(90-01-02)	Research Vessel Replacement	\$12,000
51	(90-03-01)	Nursing Program Transition	\$500,000
52	(95-01-06)	Early Childhood Needs Assessment	\$150,000
53	(95-01-06)	Pre-K Standards	\$45,000
54	(95-32-00)	Transportation Reimbursement – Red Clay	\$63,500

55 **Section 2.** Section 1 of this Act makes an appropriation to Executive, Office of Management and Budget,
56 Contingencies and One-Time Items (10-02-11) of \$54,600,000 for a Salary Supplement. These funds shall be used to
57 provide a one-time salary supplement of \$1,000.00 for state employees, subject to the following restrictions:

58 a. Employees must have been on the payroll as of April 30, 2021 and also appear on the payroll as of October
59 22, 2021.

60 b. Eligible employees in Departments 01 – 77, those employees of Delaware Technical Community College
61 Plans A, B and D, and local education agency employees covered under 14 Del. C. §1305, §1308, §1311, §1322 (a),
62 §1322(c), and §1324 shall receive this supplement.

63 c. Part-time employees, hourly employees, and those employees employed in accordance with 29 Del. C. §
64 5903(17) shall be entitled to this supplement, contingent upon the requirement that these employees were on the
65 payroll as of April 30, 2021, received compensation from the State at any time during the period of April 30, 2021,
66 through October 22, 2021, and are on the payroll as of October 22, 2021.

67 d. This supplement shall not be given to the Governor.

68 e. Funds have been appropriated for the University of Delaware and Delaware State University to provide for
69 a lump sum amount for those salaries paid from General Funds. The resultant lump sum amount may be distributed at
70 the discretion of each institution.

71 f. In no instance shall an employee receive more than one salary supplement authorized in this Act.

72 g. This supplement shall be considered within the pension definitions stated in 29 Del. C. § 5501 (c), §5501
73 (d), §5501 (e), §5600 (3), and 11 Del. C. §8351 (2).

74 h. The provisions of 29 Del C. §5105 (c) notwithstanding, all employees granted a leave of absence for
75 military service according to the provisions of 29 Del. C. §5105 (a) shall be entitled to receive the one-time salary
76 supplement.

77 i. Employees that are funded through sources other than local school funds shall have their one-time salary
78 supplement funded through their respective funding source.

79 j. There is hereby appropriated \$2,624,250 (Two Million, Six Hundred Twenty-Four Thousand Two Hundred
80 Fifty Dollars) in Trust Fund Operations to the Department of Transportation, Office of the Secretary (55-01-01), One-
81 Time Salary Supplement to implement the provisions of this Act for qualifying Department of Transportation
82 employees.

83 **Section 3.** Section 1 of this Act makes an appropriation to Executive, Office of Management and Budget,
84 Contingencies and One-Time Items (10-02-11) of \$15,260,500 for a Salary Supplement – State Pensioners. This
85 funding shall provide a one-time pension supplement of \$500.00 for pensioners, who retired prior to July 1, 2021.

86 **Section 4.** The provisions of 29 Del. C. c. 101 notwithstanding, the administrative regulations and procedures
87 necessary to implement sections 2 and 3 of this Act shall be promulgated by the Secretary of Human Resources,
88 Director of the Office of Management and Budget and the Controller General.

89 **Section 5.** Section 1 of this Act appropriates \$20,000,000 to Executive, Office of Management and Budget,
90 Contingencies and One-Time Items (10-02-11) for Group Health Insurance Plan Needs. These funds shall be used
91 only as necessary to defer premium increases, should the Group Health Insurance Plan continue to incur deficits. Prior
92 to any release of these funds, the Secretary of the Department of Human Resources shall submit a funding request,
93 with supporting expenditure details, to the Director of the Office of Management and Budget and the Controller
94 General for approval.

95 **Section 6.** Section 1 of this Act makes an appropriation for Mental Health Services Unit Contingency within
96 Executive, Office of Management and Budget, Contingencies and One-Time Items (10-02-11). The expenditure of
97 these funds shall be contingent upon passage of House Bill 100 or similar legislation of the 151st General Assembly
98 providing mental health services for school districts and charter schools.

99 **Section 7.** Section 1 of this Act makes an appropriation for the Marijuana Control Act Contingency within
100 Executive, Office of Management and Budget, Contingencies and One-Time Items (10-02-11). The expenditure of
101 these funds shall be contingent upon passage of House Bill 150 or similar legislation of the 151st General Assembly
102 establishing a Delaware Marijuana Control Act. The Office of Management and Budget has the authority to establish
103 up to 41.0 FTEs for the implementation and enforcement efforts associated with this Act.

104 **Section 8.** Section 1 of this Act provides an appropriation for Permit to Purchase of \$1,300,000 to Executive,
105 Office of Management and Budget, Contingencies and One-Time Items (10-02-11). These funds shall be contingent
106 upon passage of Senate Substitute 1 for Senate Bill 3 or similar legislation of the 151st General Assembly.

107 **Section 9.** Section 1 of this Act provides an appropriation for the Eviction Defense Contingency of
108 \$2,100,000 to Executive, Office of Management and Budget, Contingencies and One-Time Items (10-02-11). The
109 expenditure of these funds shall be contingent upon passage of Senate Bill 101 or similar legislation of the 151st
110 General Assembly establishing an Eviction Defense and Diversion Program. The Office of Management and Budget
111 has the authority to establish up to 4.0 FTEs for the implementation and enforcement efforts associated with this Act.

112 **Section 10.** Section 1 of this Act appropriates \$7,240,000 to Executive, Office of Management and Budget,
113 Contingencies and One-Time Items (10-02-11) for recommendations from the Redding Consortium. Funding
114 distribution shall be subject to approval of a plan by the Co-Chairs of the Joint Finance Committee, the Director of the
115 Office of Management and Budget and the Controller General.

116 **Section 11.** Section 1 of this Act makes an appropriation for the Public Access Defibrillation Initiative within
117 the Department of Health and Social Services, Public Health, Emergency Medical Services (35-05-30). These funds
118 shall be used to provide Automated External Defibrillators (AEDs) to volunteer fire companies or municipal
119 organizations as approved by the Co-Chairs of the Joint Finance Committee.

120 **Section 12.** Section 1 of this Act makes an appropriation for Elections, State Election Commissioner (70-01-
121 01), for Voter Education and Awareness Campaign. These funds may be used for marketing-related services as
122 approved by the State Election Commissioner. It is the intent of the General Assembly that the Department of
123 Elections utilize these services to create an education and awareness campaign to inform voters regarding
124 opportunities available for voter registration and options available to registered voters to vote.

125 **Section 13.** The funding by the State of Delaware of 27 pay periods in Fiscal Year 2023 does not obligate the
126 local school districts for the payment of the local share of employee’s salaries for a 27th pay period. The local school
127 districts’ Board of Education will independently address the funding of the 27 pay periods in Fiscal Year 2024. The
128 first pay date for the school year 2023-2024 for 10-month employees will be the second pay date in September
129 (9/22/2023). Employees who elect 22 pay cycles will be paid the same amount of annual salary as if they had elected
130 to be paid over 26 pay cycles. This section applies only to those staff members that are employed for the entire 2022-
131 2023 school year. Those employees that begin employment or end employment during the course of the 2022-2023
132 school year shall be subject to a ‘days worked’ calculation and shall not be entitled to the 27th pay.

SYNOPSIS

This Act appropriates \$221,121,200 to provide one-time funded projects through the Office of Management and Budget.