



OFFICE OF MANAGEMENT & BUDGET


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MEMORANDUM

To: The Honorable Marvin L. Abney, Chairman, House Finance Committee
The Honorable Ryan W. Pearson, Chairman, Senate Finance Committee

From: Joseph Codega Jr., Budget Officer 

Date: February 15, 2022

Subject: Corrections to the FY 2023 Appropriations Act (22-H-7123)

The Budget Office has reviewed the FY 2023 Appropriations Act as posted on the legislative website and through this review and from feedback provided by the Fiscal Staffs have identified several errors and omissions that were contained in the original version submitted by our office to the Legislative Counsel's office. Below is a list of these corrections by Article number and section, with page and line number references within each article section.

Please feel free to contact me with any questions about these requested changes.

cc: Sharon Reynolds Ferland, House Fiscal Advisor
Stephen Whitney, Senate Fiscal Advisor
Brian Daniels, Director, Office of Management and Budget
James E. Thorsen, Director of Administration

1. Article 1 – Relating to Making Appropriations in Support of FY 2023

Section 16. This amendment corrects for certain omitted values in the out-year schedule of appropriations for projects financed via the State Fiscal Recovery Fund and the Capital Projects Fund.

Page 46, Line 19: Insert “\$2,824,500” in the “FY Ending 06/30/2027” Column

Page 47, Line 3: Insert “\$6,000,000” in the “FY Ending 06/30/2025” Column

Page 47, Line 11: Insert “\$550,000” in the “FY Ending 06/30/2026” Column

2. Article 2 – Relating to State Funds

Section 2: This amendment adds the “Marijuana Cash Use Surcharge” account in the list of exemptions from Indirect Cost Recovery (ICR) under RIGL 35-4-27, inadvertently omitted in the original article.

Page 59, insert the following new line after line 24: “Marijuana Cash Use Surcharge Account”.

Section 4. This amendment provides clarifying language involving the creation of two restricted receipt accounts for the HCBS-enhanced FMAP provided under the American Rescue Plan Act of 2021.

Page 62, line 30: insert the new phrase “equivalent to the general revenue savings generated by” after the existing phrase “these accounts are” and before the existing phrase “the enhanced federal match received...”

3. Article 4 – Relating to Debt Management Act Joint Resolutions

Section 2. This amendment corrects two textual errors on the assumed interest rates from “five” to “six” included in the University of Rhode Island’s requested revenue bond authorizations to align with the correct assumed interest rates and numerical values of 6%.”

Page 91, line 29: Delete the existing phrase “interest rate of five (6%) percent” and replace with the following phrase: “interest rate of six (6%) percent”.

Section 3. This amendment corrects two textual errors on the assumed interest rates from “five” to “six” included in the University of Rhode Island’s requested revenue bond authorizations to align with the correct assumed interest rates and numerical values of 6%.”

Page 92, lines 28-29: Delete the existing phrase “interest rate of five (6%) percent” and replace with the following phrase: “interest rate of six (6%) percent”.

4. Article 5 – Relating to Capital Development Program

Section 1. This amendment strikes an inadvertently repeated word in a subsection title and corrects a duplicated subsection label and re-letters subsequent article subsection(s) accordingly.

Page 94, line 3: Replace the phrase “Green Bond Economy Bonds” with the phrase “Green Economy Bonds”.

Page 94, line 14: Replace “(a)” with “(b)”

Page 94, line 18: Replace “(b)” with “(c)”

Page 94, line 24: Replace “(c)” with “(d)”

Section 6. This amendment corrects a duplicated subsection label and re-letters subsequent article subsection(s) accordingly:

Page 98, line 19: Replace “(d)” with “(b)”

Page 98, line 23: Replace “(e)” with “(c)”

Page 98, line 29: Replace “(f)” with “(d)”

5. Article 8 – Relating to Small Business

Section 14. This amendment corrects an error with respect to the designated effective date of Section 12, changing the effective date from upon passage to October 1, 2022, thereby allowing Rhode Island to provide taxpayers with advanced notice pursuant to R.I. Gen. Laws § 44-18.1-1 *et seq.* and R.I. Gen. Laws § 44-18.1-5. This also aligns the proposed statutory language with the reference documents included with the Governor’s Budget.

Page 175, lines 9 and 10: Delete both lines in their entirety and replace with the following:

“SECTION 14. Sections 3, 4, 5, and 10 of this article shall take effect as of November 1, 2022. Section 12 shall take effect as of October 1, 2022. All other sections shall take effect upon passage.”

6. Article 9 – Relating to Economic Development

Section 11. This amendment removes the inadvertent inclusion of a provision to extend a sunset for Industry Cluster Grants program and adjusts the section numbering accordingly. The program sunset June 30, 2021.

Page 190, Lines 15-19: Strike the following in its entirety:

“SECTION 11. Section 42-64.29-8 of the General Laws in Chapter 42-64.29 entitled “Industry Cluster Grants” is hereby amended as follows:

42-64.29-8. Sunset.

No grants or incentives shall be authorized to be reserved pursuant to this chapter after ~~June 30, 2021~~ December 31, 2023.”

Page 190, line 20 strike: “SECTION 12”, replace with: “SECTION 11”

Page 190, line 24, strike: “SECTION 13”, replace with: “SECTION 12”

Page 190, line 29, strike: “SECTION 14”, replace with: “SECTION 13”

Page 190, line 34, strike: “SECTION 15”, replace with: “SECTION 14”

7. Article 10 – Relating to Education

Section 1. This amends a section of the article to accurately cite the applicable subsection.

Page 192, line 12: Replace “of section (1), above.” with “of subsection (e), above.”

8. Article 14 – Relating to Lease Agreements for Leased Office and Operating Space

Sections 5 and 6. This amendment corrects two clerical errors in the proposed joint resolution language.

Page 316, lines 28 and 29: Replace “the Director of the Department of Human Services” with “the President of the University of Rhode Island”.

Page 318, lines 13 and 14: Replace “the Director of the Department of Human Services” with “the President of the University of Rhode Island”.