



OFFICE OF MANAGEMENT & BUDGET


State Budget Office

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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: April 22, 2022

Subject: Amendments to FY 2022 Revised Appropriations Act (22-H-7122)

The Governor requests that several amendments be made to Article 1 of the FY 2022 Revised Appropriations Act. The amendments include changes to the appropriation amounts in Article 1, Relating to Making Revised Appropriations in Support of FY 2022. A description of each amendment requested is provided below.

If you have any questions regarding these amendments, please feel free to call me or my staff at 222-6300.

JC: 22-Amend-4
Attachments

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

ARTICLE 1, RELATING TO MAKING REVISED APPROPRIATIONS IN SUPPORT OF FY 2022

SECTION 1, REVISED APPROPRIATIONS IN SUPPORT OF FY 2022

Department of Administration

Increase Rhode Island Capital Plan Funds for Old State House, Page 4, Line 30 by \$375,952 from \$100,000 to \$475,952. This amendment provides access to the FY 2021 account surplus that will serve as state matching funds for the recent Save America's Treasures federal grant to make accessibility improvements to the Old State House (22-DOA1).

Increase General Revenues for the General program, Page 3, Line 26, by \$889,711 from \$980,000 to \$1,869,711. This amendment provides additional financing necessary to cover the cost of settlements and payouts expected by the Office of the Attorney General in FY 2022. This includes additional funds to cover the cost of wrongful conviction settlements pursuant to RIGL §12-33.

Department of Business Regulation

Increase Restricted Receipts for the Office of Cannabis Regulation program, Page 7, Line 26 by \$465,926 from \$1,220,618 to \$1,686,544. This amendment would provide additional funding for the Medical Marijuana Program Seed to Sale IT system as additional expenditures for this project are necessary in FY 2022. While this amendment and the FY 2023 amendment represent an increase in expected restricted receipt expenditures, it would ultimately result in a corresponding decrease in the transfer of these restricted receipts to general revenues. These additional funds would allow the Office to secure needed software and address implementation fees (22-DBR1).

Increase General Revenues for Building, Design and Fire Professionals, Page 7, Line 18, by \$431,106 from \$7,496,655 to \$7,927,761. This would pay for the replacement of all firefighting foam with PFAS held by fire departments that is to be disposed of in 22-DEM1 with more environmentally friendly foam (22-DBR2).

Department of Labor and Training

Increase Federal Funds for the Income Support program, Page 10, Line 6 by \$837,628 from \$381,247,453 to \$382,085,081. This amendment addresses the department's accounting process to handle cost allocation transfers between accounts when transferring expenditures from Unemployment Insurance to Tardy/Interest/Core. This amendment is related to the way federal funds are received and budgeted by the department as an annual budgetary rate is provided by USDOL and is set for federal grant application purposes. The department only uses this rate when applying for federal grants to be able to include an indirect cost amount. Ultimately, the department does not use a rate to charge indirect costs, but instead pools and then distributes them amongst all programs at the department based on direct personnel and programming budgets (22-DLT1).

Department of Children, Youth, and Families

Increase General Revenue within Child Welfare program, Page 15, Line 31 by \$186,511 from \$152,773,434 to \$152,959,945. This amendment authorizes an additional \$186,511 to existing contracts with Tides Family Services of Rhode Island to support Children's Mobile

Crisis Response (CMCR) efforts in Providence. CMCR is a brief intervention model with the goal of stabilizing acute crisis situations while providing assessment, stabilization, and referrals to intensive treatment to address underlying problems that are perpetuating the crisis. Interventions are tailored to the environment and practiced in-vivo with modeling, coaching, and support. Clinical support is available 24/7 for children receiving CMCR services. This amendment has a net zero impact and intends to recognize this expense in the agency incurring the expense. All funding is being shifted from RIDE's School Support and Family Engagement budget with a corresponding amendment (22-DCYF1).

Department of Health

Decrease Federal Funds for the Community Health and Equity program, Page 16, Line 22 by \$250,000 from \$82,119,961 to \$81,869,961. This adjustment corrects a technical error where the ARPA Direct award for WIC Cash Value Vouchers was budgeted above the grant amount. (22-DOH1)

Department of Human Services

Increase General Revenues within the Other Programs program, Page 19, Line 12 by \$90,000 from \$698,348 to \$788,348. This \$90,000 is to be used for hardship contingency payments and was inadvertently excluded when preparing the reconciliation from the adopted November 2021 Caseload Estimating Conference totals to the final Governor Recommendation. This program is not under the purview of the Caseload Estimating Conference and must be manually added to the Governor's Recommended Budget (22-DHS1).

Increase Federal Funds in the Rhode Island Works Program, Page 19, Line 9 by \$737,621 from \$79,136,377 to \$79,873,998. This adjustment returns the TANF account to the level adopted at the November 2021 Caseload Estimating Conference (22-DHS2).

Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals

Decrease General Revenue in the Services for the Developmentally Disabled Program, Page 20, Line 9 by \$216,166 from \$153,512,645 to \$153,296,479. GBA 2 as previously submitted increased this program by \$395,330 to correct an error contained in the Governor's Recommended Budget with respect to underfunding the \$1,500 extra payment to eligible union employees. The additional increase should be split between state funding and FMAP. As such, this amendment decreases the general revenue amount needed to cover the extra payment by \$216,166 based on the SFY 2022 FMAP split (22-BHDDH1).

Increase Federal Funds in the Services for the Developmentally Disabled Program, Page 20, Line 31 by \$216,166 from \$193,810,740 to \$194,026,906. GBA 2 as previously submitted increased this program by \$395,330 to correct an error contained in the Governor's Recommended Budget with respect to underfunding the \$1,500 extra payment to eligible union employees. The additional increase should be split between state funding and FMAP. As such, this amendment increases the federal funds amount needed to cover the extra payment by \$216,166 based on the SFY 2022 FMAP split (22-BHDDH1).

Decrease General Revenue in the Hospital and Community Rehabilitative Services Program, Page 21, Line 31 by \$144,355 from \$115,547,593 to \$115,691,948. GBA 2 as previously submitted increased this program by \$1.0 million to correct an error contained in the

Governor's Recommended Budget with respect to underfunding the \$1,500 extra payment to eligible union employees. The additional increase should be split between state funding and FMAP. As such, this amendment decreases the general revenue amount needed to cover the extra payment by \$144,355 based on the SFY 2022 FMAP split for the 65+ population only which accounts for roughly 26% of the increased cost (22-BHDDH1).

Increase Federal Funds for Hospital and Community Rehabilitative Services, Page 21, Line 32 by \$1,841,661 from \$25,382,067 to \$27,223,728. This amendment relates to two issues: (1) GBA 2 as previously submitted increased this program by \$1.0 million to correct an error contained in the Governor's Recommended Budget with respect to underfunding the \$1,500 extra payment to eligible union employees. The additional increase should be split between state funding and FMAP. As such, this amendment increases the federal funds amount needed to cover the extra payment by \$145,355 based on the SFY 2022 FMAP split for the 65+ population only which accounts for roughly 26% of the increased cost (22-BHDDH1); (2) This amendment restores a technical adjustment for personnel where funds were excessively reduced. There are no impacts to general revenue for this adjustment, and this amendment does not represent any substantive changes to billing, strategy, or policy for Eleanor Slater Hospital (22-BHDDH-2).

Department of Elementary and Secondary Education

Decrease General Revenue for Administration of the Comprehensive Education Strategy, Page 22, Line 31 by \$186,511 from \$25,471,045 to \$25,284,534. This amendment removes \$186,511 from the RIDE's School Support and Family Engagement budget to recognize a transfer of duties to DCYF. These funds will instead support DCYF's existing contractual relations with Tides Family Services to support Children's Mobile Crisis Response (CMCR) efforts in Providence as described in the amendment to the DCYF budget above. (22-RIDE1).

Increase General Revenue for Davies Career and Technical School, Page 23, Line 13 by \$2,988 from \$15,246,079 to \$15,249,067. This amount was originally allocated to correct a calculation error in formula aid that was made in FY 2022. RIGL §16-7-20 requires that any miscalculation in formula aid be repaid in the subsequent fiscal year. This increase is to reflect a shift of the repayment from FY 2023 to FY 2022. A subsequent budget amendment will include changes to Article 10, Section 1 necessary to implement this amendment (22-RIDE2).

Increase General Revenue for Education Aid, Page 24, Line 18 by \$839,592 from \$1,139,008,437 to \$1,139,848,029. This amount was originally allocated to correct a calculation error in formula aid that was made in FY 2022. RIGL §16-7-20 requires that any miscalculation in formula aid is repaid in the subsequent fiscal year. This increase shifts the repayment from FY 2023 to FY 2022. This would have additional general revenue impacts beyond the shift across fiscal years in FY 2023, as the increase in FY 2022 education aid would result in additional education aid in FY 2023 for some local education agencies due to the education aid hold harmless provision and funds included in Article 1 of 22-H-7123. A subsequent budget amendment will include changes to Article 10, Section 1 necessary to implement this amendment (22-RIDE2).

Office of the Postsecondary Commissioner

Increase Restricted Receipts, Page 25, Line 11 by \$35,000 from \$3,747,622 to \$3,782,622. Section 18 of the authorized 8th Amendment to its contract with the Lottery requires IGT to

pay \$35,000 on or before June 30 of each year beginning with 2022 and ending with 2042 to fund scholarships relating to studying science, technology, engineering, or mathematics at an accredited educational institution.

Department of Corrections

Decrease Rhode Island Capital Plan Funds for Correctional Facilities - Renovations, Page 29, Line 25 by \$300,000 from \$3,363,154 to \$3,063,154. This amendment corrects the remaining funding for the Medium Security Facility renovation (22-DOC1).

Judiciary

Increase Federal Funds for the Supreme Court, Page 31, Line 4, by \$25,000 from \$616,694 to \$641,694. The Judiciary annually receives a sub-award from the Public Safety Grant Administration Office to support overtime sessions in District Court and Superior Court related to the timely entry of criminal dispositions. The Judiciary received additional funding and decided to do more overtime sessions than expected (22-JUD1).

Increase Federal Funds for the District Court, Page 31, Line 29, by \$14,600 from \$367,719 to \$382,319. The District Court received a new competitive grant for implementation of the Mental Health Court that will be used to create the evaluation piece that will be necessary for the new court to determine eligibility and track progress (22-JUD2).

Department of Environmental Management

Increase General Revenues for Environmental Protection, Page 34, Line 32, by \$132,486 from \$13,833,217 to \$13,965,703. This would pay for the disposal of the entire remaining stock of firefighting foam with PFAS currently known to be held by fire departments in the state (22-DEM1).

Summary of Governor's Article 1 Amendments to FY 2022 Revised Appropriations Act (22-H-7122)

	General Revenue	Federal Funds	Restricted Receipts	Other Funds	Total	Amendment Code (22-AGENCY#)
FY 2022 Revised Expenditures (Original Governor's Recommend)	4,998,884,556	6,051,114,252	447,975,264	2,264,640,619	13,762,614,691	
March 3, 2022 Amendments	3,787,689	(2,676,687)	(25,667,735)	50,192,446	25,635,713	
April 22, 2022 Amendments						
Department of Administration						
<i>Old State House RICAP Carryforward</i>				375,952	375,952	22-DOA1
<i>Tort and Wrongful Conviction Actuals</i>	889,711				889,711	22-DOA2
Department of Business Regulation						
<i>MMP Seed to Sale Software Budget Increases</i>			465,926		465,926	22-DBR1
<i>Replacement Firefighting Foam</i>	431,106				431,106	22-DBR2
Department of Labor and Training						
<i>Intra-Agency Federal Budget Balance</i>		837,628			837,628	22-DLT1
Department of Children, Youth, and Families						
<i>Children's Mobile Crisis Response (CMCR) Contract Adjustment</i>	186,511				186,511	22-DCYF1
Department of Health						
<i>ARPA Direct Award for WIC Cash Value Vouchers</i>		(250,000)			(250,000)	22-DOH1
Department of Human Services						
<i>GPA Hazard Funds</i>	90,000				90,000	22-DHS1
<i>TANF Transfer Correction</i>		737,621			737,621	22-DHS2
Department of Behavioral Healthcare, Developmental Disabilities, and Hospitals						
<i>Underfunded \$1,500 Extra Payment Correction - FMAP Adjustment DD</i>	(360,521)	360,521			-	22-BHDDH-1
<i>Technical Adjustment to Eleanor Slater Hospital Federal Funds</i>		1,696,306			1,696,306	22-BHDDH-2
Department of Elementary and Secondary Education						
<i>Children's Mobile Crisis Response (CMCR) Contract Adjustment</i>	(186,511)				(186,511)	22-RIDE1
<i>Adjusted Equalized Weighted Assessed Valuation (AEWAV) in FY 2022</i>	842,580				842,580	22-RIDE2
Office of the Postsecondary Commissioner						
<i>IGT Stem Scholarship</i>			35,000		35,000	22-OPC1
Department of Corrections						
<i>RICAP - Correctional Facilities Renovations</i>				(300,000)	(300,000)	22-DOC1
Judiciary						
<i>NCHIP Grant</i>		25,000			25,000	22-JUD1
<i>Rhode Island Mental Health Treatment Court OJP Grant</i>		14,600			14,600	22-JUD2
Department of Environmental Management						
<i>Disposal of Firefighting Foam</i>	132,486				132,486	22-DEM1
Total	2,025,362	3,421,676	500,926	75,952	6,023,916	
Grand Total	5,004,697,607	6,051,859,241	422,808,455	2,314,909,017	13,794,274,320	