

DA0201
Department of Disabilities – Capital

Capital Budget Summary

Grant and Loan *Capital Improvement Program*
(\$ in Millions)

Program	2022 Approp.	2023 Request	2024 Est.	2025 Est.	2026 Est.	2027 Est.
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Accessibility Modifications	\$1.825	\$2.244	\$1.600	\$1.600	\$1.600	\$1.600
Total	\$1.825	\$2.244	\$1.600	\$1.600	\$1.600	\$1.600

Fund Source	2022 Approp.	2023 Request	2024 Est.	2025 Est.	2026 Est.	2027 Est.
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GO Bonds	\$1.825	\$2.244	\$1.600	\$1.600	\$1.600	\$1.600
Total	\$1.825	\$2.244	\$1.600	\$1.600	\$1.600	\$1.600

GO: general obligation

GO Bond Recommended Actions

1. Approve the \$2,244,000 general obligation bond authorization for accessibility modifications.

Program Description

- ***Access Maryland:*** The Access Maryland program funds accessibility modifications at State-owned facilities. Rented space is not eligible for funding. Projects funded within this program are part of a long-term effort, and the program will require funding beyond the current *Capital Improvement Program* (CIP). Since fiscal 2020, higher education institutions are required to contribute a 30% non-State match to any Access Maryland-funded project. University System of Maryland (USM) projects must also complete a financial closeout report to identify funding sources.

Budget Overview of Grant and Loan Programs

As shown in **Exhibit 1**, the \$2.244 million budgeted for fiscal 2023 funds four projects, including two new projects and the construction phase of two projects that received design funds in fiscal 2022. Overall, \$1.9 million, or 84%, of the fiscal 2023 funding supports the construction phase for projects that will have completed design through the program. Consistent with current policy, the two projects located at USM campuses require a 30% match from system resources.

**Exhibit 1
Proposed Projects
Fiscal 2023
(\$ in Thousands)**

<u>Subdivision</u>	<u>Agency</u>	<u>Location</u>	<u>Project</u>	<u>Est. Cost</u>	<u>Prior Auth.</u>	<u>2023 Amount</u>	<u>Future Request</u>	<u>Total Accessibility Program Share (%)</u>
Anne Arundel	DPSCS	Correctional Institute for Women	Cell and Shower Accessibility	\$1,800	\$250	\$1,550	\$0	100%
Baltimore City	UBalt	Campuswide	Curb Ramps and Driveway Crossings	546	56	326	0	70%
Baltimore County	UMBC	Meyerhoff Chemistry Building	Lab Modifications	383	0	268	0	70%
St. Mary's	HSMC	Public Relations Building	Accessible Entrance and ADA Restroom	450	0	100	350	100%
Total				\$3,179	\$306	\$2,244	\$350	

ADA: Americans with Disabilities Act
 DPSCS: Department of Public Safety and Correctional Services
 HSMC: Historic St. Mary's City
 UBalt: University of Maryland Baltimore
 UMBC: University of Maryland Baltimore County

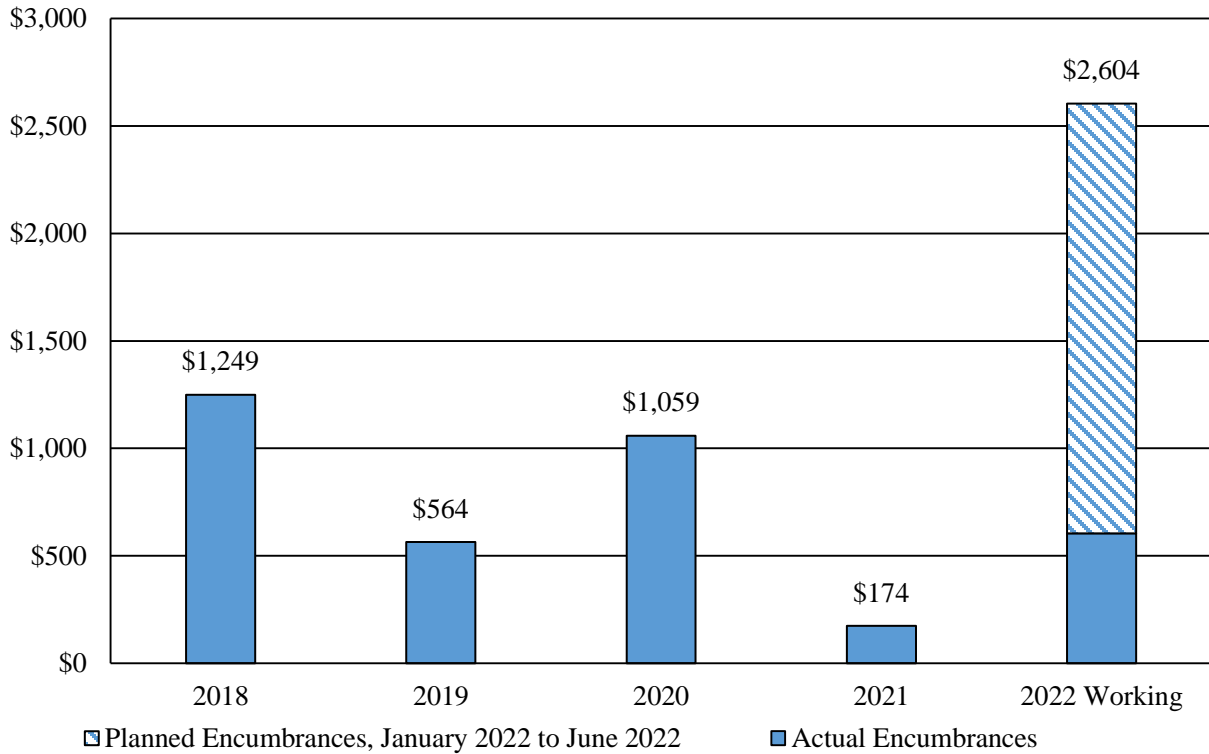
Source: Governor's Fiscal 2023 Budget Books

The fiscal 2023 budgeted amount is \$394,000 greater than what was programmed in the 2021 session CIP for fiscal 2023. Most of the additional funding (\$368,000) supports new projects, while the remainder (\$26,000) provides additional funds for previously authorized projects that require additional funding. While above the prior CIP, the Maryland Department of Disabilities (MDOD) reports that it received requests totaling \$3.6 million for nine projects.

MDOD oversees a high level of unencumbered funds authorized in previous budgets. For instance, fiscal 2022 opened with a program balance of \$4.84 million, comprised of \$3.02 million of prior authorized unencumbered funds and \$1.83 million of funds authorized for fiscal 2022. While MDOD expects encumbrances in the current fiscal year to total \$2.6 million, this still leaves \$2.2 million of prior authorized funds earmarked for specific projects still to be encumbered. It is noteworthy that MDOD reports only \$605,301 of encumbrances through the first half of fiscal 2022.

As shown in **Exhibit 2**, the projected \$2.6 million in encumbrances, if achieved, would represent a significant increase from prior year levels.

Exhibit 2
Prior Year Encumbrances Compared to Planned 2022 Encumbrances
Fiscal 2018-2022
(\$ in Thousands)



Source: Governor’s Fiscal 2023 Budget Books

The State’s current budget surplus is an opportunity to enhance the investment in accessibility projects throughout State-owned facilities. However, the relatively high level of annual unencumbered funds and frequent project schedule delays suggest that the program as currently managed may not be able to utilize additional funding resources effectively and efficiently. Moreover, any such enhancement would likely need to be accompanied with additional operational resources, in particular at the Department of General Services (DGS), which is already understaffed and under pressure to procure and manage an additional \$75 million of project funding included in the fiscal 2023 budget.

Delays in Construction Projects that Received Prior Design Authorizations

The fiscal 2023 allowance includes construction funding for two projects that received design funds in fiscal 2022: the Department of Public Safety and Correctional Services (DPSCS) Correctional Institute for Women Cell and Shower Accessibility project; and the University of Maryland, Baltimore (UBalt) Curb Ramps and Driveway Crossings project. Both projects are experiencing delays in the design phase.

DPSCS Correctional Institute for Women Cell and Shower Accessibility Project

This \$1.8 million project will convert eight cells into four accessible cells for women that use wheelchairs, walkers, or canes. The project will also renovate showers within the unit. Chapter 63 of 2021 (the Capital Budget Bill) authorized \$250,000 for this project's design. During the 2021 session, MDOD expected design would conclude in August 2021. The department now expects design to begin in June 2022 and to conclude in December 2022. MDOD indicates that this project has experienced delays as DGS and DPSCS work to develop a workable project design and finalize information about the project's size and scope. DPSCS will also update its accessibility survey prior to the start of construction. As of January 25, 2022, MDOD indicates that DGS has decided to move forward with design but that construction would be postponed to fiscal 2024. However, the fiscal 2023 allowance includes \$1.55 million construction funds for this project. DPSCS and DGS are working to accelerate construction ahead of fiscal 2024, if possible.

UBalt Curb Ramps and Driveway Crossings Project

This \$546,000 project will provide a continuous accessible pathway through UBalt parking structures and mid-block alley crossings. Chapter 63 authorized \$56,000 for this project's design. At the time, design was expected to start in July 2021 and conclude in January 2022. MDOD indicates that the project is now delayed six months from that timeline, as design started in January 2022 and is expected to conclude in August 2022. As of this writing, design is 15% complete. MDOD expects construction to start in December 2022 and conclude in April 2024. The allowance proposes \$326,000 for the project's construction. UBalt will contribute the required 30% share of the total project's cost.

Appendix 1
Project Status as of January 25, 2022
Fiscal 2020-2022 Authorized Projects

Appendix 1 reflects the status, as of January 25, 2022, for each project authorized from fiscal 2020 through 2022. Some notable findings from the project status update include:

- MDOD expects 19 project design or construction phases to be completed in fiscal 2022 and 7 project design or construction phases to be completed in fiscal 2023, a relatively high level of program activity in comparison to recent experience.
- Ten projects authorized for construction funding in fiscal 2020 and 2021 have not yet broken ground.
- Three projects are experiencing issues complying with environmental regulations or multiple agencies' requirements, which is delaying the start of the construction phase. The Maryland Department of Health's project at Clifton T. Perkins Hospital is expected to need an additional \$220,000 in construction funding to accommodate stormwater improvements.
- MDOD does not have an estimated date of completion for one design project and three design and construction projects, which combined are authorized for \$1.1 million.
- Two other projects, totaling a combined \$239,000, were canceled.
- Five projects received a combined \$144,457 in additional funding above the original authorization. Several other projects indicate that outstanding encumbrances will likely bring expenditures over the original authorization amount. Starting in fiscal 2022, Access Maryland lowered its allowable cost overages to 8% for a single phase, or up to 16%, if the project is approved for both design and construction in a single budget cycle.
- Estimates of expended, encumbered, and unencumbered funds for all projects authorized between fiscal 2020 and 2022 total \$5.6 million, approximately \$187,000 greater than the original authorization for these projects. Nevertheless, the department also has unencumbered funds authorized before fiscal 2020, which not reflected in this appendix. MDOD reports \$1.3 million in unexpended funds dedicated to projects authorized before fiscal 2018, of which \$227,373 are unencumbered.

	<u>Auth. Year</u>	<u>D/C</u>	<u>Original Auth.</u>	<u>Expend.</u>	<u>Unexp Encumb.</u>	<u>Unencumb.</u>	<u>Total Unexpended</u>	<u>Status</u>	<u>Approx. Completion Date</u>
Higher Education Institutions									
UMBC – Multiple Buildings – Improving accessibility in teaching spaces	2020	C	\$146	\$0	\$0	\$146	\$146	Canceled. Project was ultimately completed but was not funded through Access Maryland.	N/A
MSU – Truth Hall – Accessible Entrance	2020	DC	93	0	0	93	93	Canceled due to building foundation issues.	N/A
TU – Enrollment Services – Restroom Renovations	2020	C	260	260	0	0	0	Construction completed.	August 2020
UMCP – Kirwan Hall – Accessible Teaching Spaces	2020	DC	100	112	0	0	0	Construction completed. Received \$12,000 additional funding above original authorization.	October 2021
UMBC – Biological Sciences Building – Elevator and Accessible Restroom	2020	DC	386	460	22	0	22	Mostly complete. Received \$96,500 additional funding above original authorization.	March 2022
UBalt – Davidge Hall – Interior ADA Access	2020	C	219	219	0	0	0	In construction phase.	April 2022
BSU – Campuswide – Travel Access	2021	DC	55	0	0	55	55	Unknown.	Unknown
TU – Media Center Vestibule – Interior ADA Access	2021	DC	105	105	0	0	0	Project completed.	April 2021
UMBC – Technology Research Center – Accessible Restrooms	2021	DC	118	109	0	9	9	Mostly complete.	February 2022

	<u>Auth. Year</u>	<u>D/C</u>	<u>Original Auth.</u>	<u>Expend.</u>	<u>Unexp Encumb.</u>	<u>Unencumb.</u>	<u>Total Unexpended</u>	<u>Status</u>	<u>Approx. Completion Date</u>
UMCP – Kirwan Hall – Accessible Restrooms	2021	DC	112	112	0	15	15	In construction phase. Received \$14,792 additional funding above original authorization.	June 2022
SMCM – Dorchester Hall – Accessible Entrance	2021	C	30	0	0	30	30	Pre-planning the bid and award process.	September 2022
SMCM – Prince George’s Hall – Accessible Entrance	2021	C	30	0	0	30	30	Pre-planning the bid and award process.	September 2022
UBalt – Howard Hall – Accessible Entrance	2021	D	42	42	0	0	0	Project completed.	July 2021
	2022	C	430	0	0	430	430	Project in bidding.	October 2022
UMCP – Atlantic Building – Accessible Restrooms	2021	D	20	20	0	0	0	Design completed.	November 2021
	2022	C	104	0	104	0	104	In construction phase.	June 2022
TU – Stephens Hall ADA – Accessible Restrooms	2022	C	140	0	0	140	140	Design complete. In preconstruction planning.	August 2022
UBalt – Campuswide – Curb Ramps and Driveway Crossings Project	2022	D	56	0	0	56	56	Design 15% complete.	September 2022
Subtotal			\$2,446	\$1,439	\$126	\$1,004	\$1,130		

	<u>Auth. Year</u>	<u>D/C</u>	<u>Original Auth.</u>	<u>Expend.</u>	<u>Unexp Encumb.</u>	<u>Unencumb.</u>	<u>Total Unexpended</u>	<u>Status</u>	<u>Approx. Completion Date</u>
Department of General Services									
Tawes State Office Building – Accessible Entrance	2020	DC	\$100	\$125	\$0	\$0	\$0	Construction completed. Expended \$25,000 more than original authorization.	November 2021
Elkton District Court – Wheelchair Ramp	2021	DC	175	0	11	164	175	Contracts approved by BPW.	June 2022
Joseph Carter State Office Building – Automatic Door Openers	2021	DC	75	0	8	67	75	Contracts approved by BPW.	June 2022
Salisbury Multi-Service Center – Accessible Restrooms	2021	DC	75	0	6	69	75	Contracts approved by BPW.	June 2022
Hargrove Court Building – Automatic Door Openers	2021	DC	50	0	13	37	50	Contracts approved by BPW.	June 2022
Subtotal			\$475	\$125	\$38	\$337	\$375		
Department of Natural Resources									
Tuckahoe State Park – Boating and Fishing Accessibility	2020	D	\$31	\$39	\$0	\$0	\$0	Design completed. Project in bidding phase. Received \$7,750 additional funding above original authorization.	April 2021
	2021	C	269	0	0	\$269	\$269	Construction not yet started. Notice to proceed issued in December 2021.	June 2022
Morgan Run Natural Environmental Area – Trout Stream Access Improvements	2020	D	30	0	0	30	30	Not started. Experiencing issues due to environmental considerations.	Unknown
	2022	C	145	0	0	145	145		

	<u>Auth. Year</u>	<u>D/C</u>	<u>Original Auth.</u>	<u>Expend.</u>	<u>Unexp Encumb.</u>	<u>Unencumb.</u>	<u>Total Unexpended</u>	<u>Status</u>	<u>Approx. Completion Date</u>
Susquehanna State Park – Campground Access	2021	D	125	73	13	39	52	Mostly complete. Unexpended but encumbered funds will likely result in project expending more than the original authorization.	March 2022
	2022	C	210	0	0	210	210	In design phase.	December 2022
Subtotal			\$810	\$111	\$13	\$693	\$706		
Maryland Department of Health									
Holly Center – Accessible Therapeutic Pool	2020	DC	\$175	\$125	\$78	\$0	\$78	In construction phase. Experiencing minor issues related to unforeseen conditions in demolition. Unexpended but encumbered funds will likely result in project expending more than the original authorization.	March 2022
Springfield Hospital – Wheelchair Ramp and Accessible Entrance	2020	DC	125	44	0	81	81	Contractor terminated in September 2021. Currently in bidding phase.	Spring 2022
Clifton T. Perkins Hospital – Accessible Emergency Evacuation Route	2020	D	70	62	0	8	8	Design 50% complete. However current funding will not cover required stormwater improvements. Unexpended but encumbered funds will likely result in project expending more than the original authorization.	End of fiscal 2022

	<u>Auth. Year</u>	<u>D/C</u>	<u>Original Auth.</u>	<u>Expend.</u>	<u>Unexp Encumb.</u>	<u>Unencumb.</u>	<u>Total Unexpended</u>	<u>Status</u>	<u>Approx. Completion Date</u>
	2021	C	380	0	0	380	380	Construction not yet started. Experiencing issues related to stormwater requirements. Most recent estimate projects construction phase needing \$220,000 additional funds.	Beginning of fiscal 2023
Subtotal			\$750	\$231	\$78	\$469	\$547		
Department of Public Safety and Correctional Services									
Correctional Institution for Women – Cell and Shower Accessibility Project	2021	D	\$150	\$0	\$0	\$150	\$150	Pre-planning procurement. Not yet in design phase. Experiencing issues with interagency coordination.	Unknown
	2022	D	250	0	0	250	250		
Subtotal			\$400	\$0	\$0	\$400	\$400		
Historic St. Mary’s City									
State House – Accessible Restrooms	2021	D	\$40	\$66	\$0	\$0	\$0	Completed design phase. Received \$25,562 additional funding above original authorization.	December 2021
	2022	C	490	0	0	490	490	Preparing for construction.	Unknown
Subtotal			\$530	\$66	\$0	\$490	\$490		
Total			\$5,411	\$1,972	\$232	\$3,394	\$3,649		

ADA: Americans with Disabilities Act
 BPW: Board of Public Works
 BSU: Bowie State University
 C: Construction
 D: Design
 MSU: Morgan State University

SMCM: St. Mary’s College of Maryland
 TU: Towson University
 UBalt: University of Maryland Baltimore
 UMBC: University of Maryland Baltimore County
 UMCP: University of Maryland College Park Campus