

S. 8167

A. 11437

S E N A T E - A S S E M B L Y

June 14, 2010

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IN SENATE -- Introduced by COMMITTEE ON RULES -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- Introduced by COMMITTEE ON RULES -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means

AN ACT making appropriations for the support of government; to amend chapter 20 of the laws of 2010, relating to making appropriations for the support of government; to amend chapter 46 of the laws of 2010, relating to making appropriations for the support of government; to amend chapter 47 of the laws of 2010, relating to making appropriations for the support of government; to amend chapter 90 of the laws of 2010, relating to making appropriations for the support of government; and to amend chapter 108 of the laws of 2010, relating to making appropriations for the support of government

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Legislative intent. The legislature hereby finds and  
2     declares that the enactment of these appropriations provides sufficient  
3     authority to the comptroller for the purpose of making payments for the  
4     purposes described herein until such time as appropriation bills submitted  
5     by the governor pursuant to article VII of the state constitution  
6     for the support of government for the state fiscal year beginning April  
7     1, 2010 are enacted.

8     S 2. Section 2 of chapter 20 of the laws of 2010, relating to making  
9     appropriations for the support of government, as amended by chapter 108  
10    of the laws of 2010, is amended to read as follows:

11    S 2. The sum of two billion [two hundred thirty-six] NINETY-SIX  
12    million eight hundred twenty-one thousand dollars [(\$2,236,821,000)]  
13    (\$2,096,821,000) or so much thereof as shall be sufficient to accomplish  
14    the purpose designated, is hereby appropriated and authorized to be paid  
15    as hereinafter provided, to the public officers and for the purposes

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

LBD12278-03-0

1 specified, which amount shall be available for the state fiscal year  
2 beginning April 1, 2010.

3 ALL STATE DEPARTMENTS AND AGENCIES

4 For the purpose of making payments for  
5 personal service, including liabilities  
6 incurred prior to April 1, 2010, on the  
7 payrolls scheduled to be paid during the  
8 period April 1 through June [17] 20, 2010  
9 to state officers and employees of the  
10 executive branch, including the governor,  
11 lieutenant governor, comptroller and  
12 attorney general; to officers and employ-  
13 ees of the judiciary; and to officers and  
14 employees of the legislature, including  
15 payments to the members of the senate and  
16 assembly under sections 5 and 5-a of the  
17 legislative law; and payments for services  
18 performed by mentally ill or develop-  
19 mentally disabled persons who are employed  
20 in state-operated special employment,  
21 work-for-pay or sheltered workshop  
22 programs provided that, notwithstanding  
23 any other provision of law to the contra-  
24 ry, the expiration dates of the exemption  
25 from licensure requirements as set forth  
26 in section 9 of chapter 420 of the laws of  
27 2002 and section 17-a of chapter 676 of  
28 the laws of 2002 are hereby extended until  
29 [June 17, 2010] MARCH 31, 2011 .....  
30 ..... [2,236,821,000] 2,096,821,000  
31 =====

32 S 3. Section 3 of chapter 20 of the laws of 2010, relating to making  
33 appropriations for the support of government, as amended by chapter 108  
34 of the laws of 2010, is amended to read as follows:

35 S 3. The sum of two hundred four million eight hundred sixty-two thou-  
36 sand dollars (\$204,862,000), or so much thereof as shall be sufficient  
37 to accomplish the purpose designated, is hereby appropriated out of any  
38 moneys in the general fund to the credit of the state purposes account  
39 not otherwise appropriated for the purpose of paying to the social secu-  
40 rity contribution fund, the state's share, as employer, of the payroll  
41 tax for payrolls scheduled to be paid during the period April 1 through  
42 June [17] 20, 2010, including liabilities incurred prior to April 1,  
43 2010 ..... 204,862,000  
44 =====

45 S 4. Section 6 of chapter 46 of the laws of 2010, relating to making  
46 appropriations for the support of government, as amended by chapter 108  
47 of the laws of 2010, is amended to read as follows:

48 S 6. The several amounts specified in this section, or so much thereof  
49 as shall be sufficient to accomplish the purposes designated, are hereby  
50 appropriated and authorized to be paid as hereinafter provided, to the  
51 respective public officers and for the several purposes specified, which

1 amounts shall be available for the state fiscal year beginning April 1,  
2 2010.

3 THE JUDICIARY

4 For the payment of state operations nonpersonal service liabilities,  
5 the sum of [forty-nine] FIFTY-ONE million dollars [(\$49,000,000)]  
6 (\$51,000,000), or so much thereof as shall be sufficient to accomplish  
7 the purpose designated, is hereby appropriated to the judiciary out of  
8 any moneys in the general fund to the credit of the state purposes  
9 account not otherwise appropriated. The comptroller is hereby authorized  
10 and directed to utilize this appropriation for the purpose of making  
11 payments for nonpersonal service liabilities incurred by the judiciary  
12 from April 1 through June [13] 20, 2010 ..... [49,000,000] 51,000,000  
13 =====

14 The sum of four million dollars (\$4,000,000), or so much thereof as  
15 shall be sufficient to accomplish the purpose designated, is hereby  
16 appropriated to the judiciary out of any moneys in the special revenue  
17 funds - other / aid to localities, court facility incentive aid fund -  
18 340 for services and expenses related to court cleaning and minor  
19 repairs, interest aid, appellate aid and judicial institute financing  
20 payments ..... 4,000,000  
21 =====

22 S 5. Section 5 of chapter 20 of the laws of 2010, relating to making  
23 appropriations for the support of government, as amended by chapter 108  
24 of the laws of 2010, is amended to read as follows:

25 S 5. The amount specified in this section, or so much thereof as shall  
26 be sufficient to accomplish the purpose designated, is hereby appropri-  
27 ated and authorized to be paid as hereinafter provided, to the public  
28 officers and for the purposes specified, which amount shall be available  
29 for the state fiscal year beginning April 1, 2010.

30 ALL STATE DEPARTMENTS AND AGENCIES

31 For the payment of state operations nonper-  
32 sonal service liabilities, including the  
33 legislature, including contracts approved  
34 prior to, on, and after April 1, 2010 for  
35 liabilities incurred in the ordinary  
36 course of business, during the period  
37 April 1 through June [13] 20, 2010, pursu-  
38 ant to existing state law and for purposes  
39 for which the legislature authorized the  
40 expenditure of moneys during the 2009-2010  
41 state fiscal year; provided, however, that  
42 nothing contained herein shall be deemed  
43 to limit or restrict the power or authori-  
44 ty of state departments or agencies to  
45 conduct their activities or operations in  
46 accordance with existing law, and further  
47 provided that nothing contained herein  
48 shall be deemed to supersede, nullify or  
49 modify the provisions of section 40 of the  
50 state finance law prescribing when appro-  
51 priations made for the 2009-2010 state

1     fiscal year shall have ceased to have  
2     force and effect ..... [195,000,000]     225,000,000  
3   =====

4     S 5-a. The amount specified in this section, or so much thereof as  
5     shall be sufficient to accomplish the purpose designated, is hereby  
6     appropriated and authorized to be paid as hereinafter provided, to the  
7     public officers and for the purpose specified, which amount shall be  
8     available for the state fiscal year beginning April 1, 2010.

9                                 ALL STATE DEPARTMENTS AND AGENCIES

10    For the payment of state operations liabil-  
11    ities from federal special revenue funds  
12    for state operations pursuant to existing  
13    state law and for purposes which the  
14    legislature authorized the expenditure of  
15    moneys during the 2009-10 fiscal year,  
16    including contracts approved prior to, on,  
17    and after April 1, 2010 for liabilities  
18    incurred in the ordinary course of busi-  
19    ness during the period July 1, 2010  
20    through final action by the legislature on  
21    appropriation bills submitted by the  
22    governor pursuant to article VII of the  
23    state constitution for the support of  
24    government for the state fiscal year  
25    beginning April 1, 2010 ..... 200,000,000  
26   =====

27     S 6. Section 6 of chapter 20 of the laws of 2010, relating to making  
28     appropriations for the support of government, as amended by chapter 108  
29     of the laws of 2010, is amended to read as follows:

30     S 6. The several amounts specified in this section, or so much thereof  
31     as shall be sufficient to accomplish the purposes designated, are hereby  
32     appropriated and authorized to be paid as hereinafter provided, to the  
33     respective public officers and for the several purposes specified, which  
34     amounts shall be available for the state fiscal year beginning April 1,  
35     2010.

36    AMERICAN RECOVERY AND REINVESTMENT ACT (CCP) .....  
37    ..... [110,000,000] 115,000,000  
38   -----

39     Federal Capital Projects Fund - 291  
40     American Recovery and Reinvestment Act Purpose

41     The sum of [seventy] SEVENTY-FIVE million dollars [(\$70,000,000)]  
42     (\$75,000,000), or so much thereof as shall be sufficient to accomplish  
43     the purpose designated, is hereby appropriated for contracts approved  
44     prior to April 1, 2010 for the payment by the state of the federal share  
45     of transportation related capital projects liabilities funded by the  
46     American Recovery and Reinvestment Act of 2009 incurred in the ordinary  
47     course of business from April 1 through June [13] 20, 2010, pursuant to  
48     existing state law and for purposes for which the legislature authorized  
49     the expenditures of money during the 2009-2010 fiscal year; provided,

1 however, that nothing contained herein shall be deemed to limit or  
2 restrict the power or authority of state departments or agencies to  
3 conduct their activities or operations in accordance with existing law,  
4 and further provided that nothing contained herein shall be deemed to  
5 supersede, nullify, or modify the provisions of section 40 of the state  
6 finance law prescribing when appropriations made for the 2009-2010  
7 fiscal year shall have ceased to have force and effect. Funds appropri-  
8 ated herein shall be subject to all applicable reporting and account-  
9 ability requirements contained in such act ..... [70,000,000] 75,000,000  
10 =====

11 The sum of forty million dollars (\$40,000,000), or so much thereof as  
12 shall be sufficient to accomplish the purpose designated, is hereby  
13 appropriated for contracts approved for purposes for which the legisla-  
14 ture authorized the expenditures of money during the 2009-2010 fiscal  
15 year. An amount up to forty million dollars (\$40,000,000) shall be  
16 available for the payment by the state of the federal share of transpor-  
17 tation related capital projects liabilities, funded by the American  
18 Recovery and Reinvestment Act of 2009 incurred in the ordinary course of  
19 business during the period from April 1 through June [13] 20, 2010 for  
20 contracts approved during the period April 1 through June [13] 20, 2010,  
21 provided, however, that nothing contained herein shall be deemed to  
22 limit or restrict the power or authority of state departments or agen-  
23 cies to conduct their activities or operations in accordance with exist-  
24 ing law, and further provided that nothing contained herein shall be  
25 deemed to supersede, nullify, or modify the provisions of section 40 of  
26 the state finance law prescribing when appropriations made for the  
27 2009-2010 fiscal year shall have ceased to have force and effect. Funds  
28 appropriated herein shall be subject to all applicable reporting and  
29 accountability requirements contained in such act ..... 40,000,000  
30 =====

31 S 7. Section 7 of chapter 20 of the laws of 2010, relating to making  
32 appropriations for the support of government, as amended by chapter 108  
33 of the laws of 2010, is amended to read as follows:

34 S 7. The several amounts specified in this section, or so much thereof  
35 as shall be sufficient to accomplish the purposes designated, are hereby  
36 appropriated and authorized to be paid as hereinafter provided, to the  
37 respective public officers and for the several purposes specified, which  
38 amounts shall be available for the state fiscal year beginning April 1,  
39 2010.

#### 40 ALL STATE DEPARTMENTS AND AGENCIES

41 The sum of thirty million dollars (\$30,000,000), or so much thereof as  
42 shall be sufficient to accomplish the purpose designated, is hereby  
43 appropriated for contracts approved in accordance with section 112 of  
44 the state finance law for purposes for which the legislature authorized  
45 the expenditures of money during the 2009-2010 fiscal year. An amount up  
46 to thirty million dollars (\$30,000,000) shall be available for the  
47 payment of capital projects liabilities, including any contractual  
48 services liabilities of the engineering services fund, incurred to  
49 address emergency health and safety needs as certified by the director  
50 of budget during the period from April 1 through June [13] 20, 2010 for  
51 contracts approved prior to, on, or after April 1, 2010, provided,  
52 however, that nothing contained herein shall be deemed to limit or

1 restrict the power or authority of state departments or agencies to  
2 conduct their activities or operations in accordance with existing law,  
3 and further provided that nothing contained herein shall be deemed to  
4 supersede, nullify, or modify the provisions of section 40 of the state  
5 finance law prescribing when appropriations made for the 2009-2010  
6 fiscal year shall have ceased to have force and effect ..... 30,000,000  
7 =====

8 The sum of two hundred million dollars (\$200,000,000), or so much  
9 thereof as shall be sufficient to accomplish the purpose designated, is  
10 hereby appropriated for contracts approved in accordance with section  
11 112 of the state finance law for purposes for which the legislature  
12 authorized the expenditures of money during the 2009-2010 fiscal year.  
13 An amount up to two hundred million dollars (\$200,000,000) shall be  
14 available for the payment of ALL FACETS OF capital projects liabilities  
15 incurred ON AND after April 1, 2010 for contracts ORIGINALLY approved  
16 prior to April 1, 2010, provided, however, that nothing contained herein  
17 shall be deemed to limit or restrict the power or authority of state  
18 departments or agencies to conduct their activities or operations in  
19 accordance with existing law, and further provided that nothing  
20 contained herein shall be deemed to supersede, nullify, or modify the  
21 provisions of section 40 of the state finance law prescribing when  
22 appropriations made for the 2009-2010 fiscal year shall have ceased to  
23 have force and effect ..... 200,000,000  
24 =====

25 S 8. Section 9 of chapter 47 of the laws of 2010, relating to making  
26 appropriations for the support of government, as amended by chapter 108  
27 of the laws of 2010, is amended to read as follows:

28 S 9. The several amounts specified in this section, or so much thereof  
29 as shall be sufficient to accomplish the purposes designated, are hereby  
30 appropriated and authorized to be paid as hereinafter provided, to the  
31 respective public officers and for the several purposes specified, which  
32 amounts shall be available for the state fiscal year beginning April 1,  
33 2010.

34 DEPARTMENT OF TRANSPORTATION

35 FEDERAL AID HIGHWAYS FEDERAL PURPOSE ..... [100,000,000] 135,000,000  
36 -----

37 Federal Capital Projects Fund - 291

38 Federal Aid Highways Purpose

39 The sum of [eighty] ONE HUNDRED FIFTEEN million dollars  
40 [(\$80,000,000)] (\$115,000,000), or so much thereof as shall be suffi-  
41 cient to accomplish the purpose designated, is hereby appropriated for  
42 contracts approved prior to April 1, 2010 for the payment by the state  
43 of the federal share of transportation related capital projects liabil-  
44 ities as provided for in the Safe, Accountable, Flexible, Efficient  
45 Transportation Equity Act: A Legacy for Users and any successive legis-  
46 lation incurred in the ordinary course of business from April 1 through  
47 June [13] 20, 2010, pursuant to existing state law and for purposes for  
48 which the legislature authorized the expenditures of money during the  
49 2009-2010 fiscal year; provided, however, that nothing contained herein  
50 shall be deemed to limit or restrict the power or authority of state  
51 departments or agencies to conduct their activities or operations in

1 accordance with existing law, and further provided that nothing  
2 contained herein shall be deemed to supersede, nullify, or modify the  
3 provisions of section 40 of the state finance law prescribing when  
4 appropriations made for the 2009-2010 fiscal year shall have ceased to  
5 have force and effect. Funds appropriated herein shall not be available  
6 for the payment of liabilities funded by the American Recovery and Rein-  
7 vestment Act of 2009 ..... [80,000,000] 115,000,000  
8 =====

9 The sum of twenty million dollars (\$20,000,000), or so much thereof as  
10 shall be sufficient to accomplish the purpose designated, is hereby  
11 appropriated for contracts approved during the period from April 1  
12 through June [13] 20, 2010 for the payment by the state of the federal  
13 share of transportation related capital projects liabilities as provided  
14 for in the Safe, Accountable, Flexible, Efficient Transportation Equity  
15 Act: A Legacy for Users and any successive legislation incurred in the  
16 ordinary course of business from April 1 through June [13] 20, 2010, for  
17 projects that do not contain any state funding shares UNLESS SUCH STATE  
18 SHARES ARE FUNDED BY THE CONSOLIDATED LOCAL STREET AND HIGHWAY IMPROVE-  
19 MENT PROGRAM AND/OR THE MUNICIPAL STREETS AND HIGHWAY PROGRAM, or for  
20 projects containing both state funding shares that are eligible to be  
21 funded by bond proceeds to the extent that such bond proceeds are avail-  
22 able and federal shares funded by the American Recovery and Reinvestment  
23 Act of 2009, pursuant to existing state law and for purposes for which  
24 the legislature authorized the expenditures of money during the  
25 2009-2010 fiscal year; provided, however, that nothing contained herein  
26 shall be deemed to limit or restrict the power or authority of state  
27 departments or agencies to conduct their activities or operations in  
28 accordance with existing law, and further provided that nothing  
29 contained herein shall be deemed to supersede, nullify, or modify the  
30 provisions of section 40 of the state finance law prescribing when  
31 appropriations made for the 2009-2010 fiscal year shall have ceased to  
32 have force and effect. Funds appropriated herein shall not be available  
33 for the payment of liabilities funded by the American Recovery and Rein-  
34 vestment Act of 2009 ..... 20,000,000  
35 =====

36 NEW YORK STATE AGENCY FUND (CCP) ..... 10,000,000  
37 -----

38 Fiduciary Funds/Capital Projects  
39 Highway Costs Improvement Accounts  
40 Non-Federal Aided Highway Purpose

41 The sum of ten million dollars (\$10,000,000), or so much thereof as  
42 shall be sufficient to accomplish the purpose designated, is hereby  
43 appropriated for contracts approved prior to, on or after April 1, 2010  
44 for the payment of transportation related capital projects liabilities  
45 incurred by the department of transportation on behalf of entities other  
46 than state departments or agencies pursuant to the highway law or trans-  
47 portation law incurred in the ordinary course of business from April 1  
48 through June [13] 20, 2010 ..... 10,000,000  
49 =====

1 S 8-a. Section 9-b of chapter 90 of the laws of 2010, relating to  
2 making appropriations for the support of government, as amended by chap-  
3 ter 108 of the laws of 2010, is amended to read as follows:

4 S 9-b. The amount specified in this section, or so much thereof as  
5 shall be sufficient to accomplish the purpose designated, is hereby  
6 appropriated and authorized to be paid as hereinafter provided, to the  
7 public officers and for the purpose specified, which amount shall be  
8 available for the state fiscal year beginning April 1, 2010.

9 DEPARTMENT OF TRANSPORTATION

10 The sum of one million dollars (\$1,000,000), or so much thereof as  
11 shall be sufficient to accomplish the purpose designated, is hereby  
12 appropriated for contracts approved during the period from April 1, 2010  
13 through June [13] 20, 2010, for the payment by the state of the state  
14 share of transportation related capital projects liabilities incurred in  
15 the ordinary course of business from April 1, 2010 through June [13] 20,  
16 2010, including construction inspection, funded by the dedicated highway  
17 and bridge trust fund - non-federal aided highway purpose and prepara-  
18 tion of plans purpose and/or the rebuild and renew New York transporta-  
19 tion bond act of 2005 - highway facilities purpose, only for the shares  
20 of projects that are eligible to be funded by bond proceeds, only to the  
21 extent that bond proceeds are available, and only for capital projects  
22 that contain funding shares from the American Recovery and Reinvestment  
23 Act of 2009, pursuant to existing state law and for purposes for which  
24 the legislature authorized the expenditures of money during the  
25 2009-2010 fiscal year; provided, however, that nothing contained herein  
26 shall be deemed to limit or restrict the power or authority of state  
27 departments or agencies to conduct their activities or operations in  
28 accordance with existing law, and further provided that nothing  
29 contained herein shall be deemed to supersede, nullify, or modify the  
30 provisions of section 40 of the state finance law prescribing when  
31 appropriations made for the 2009-2010 fiscal year shall have ceased to  
32 have force and effect ..... 1,000,000  
33 =====

34 S 9. The several amounts specified in this section, or so much thereof  
35 as shall be sufficient to accomplish the several purposes designated,  
36 are hereby appropriated and authorized to be paid as hereinafter  
37 provided, to the respective public officers and for the several purposes  
38 specified, which amounts shall be available for the state fiscal year  
39 beginning April 1, 2010.

40 DEPARTMENT OF TRANSPORTATION

41 MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM ..... 136,571,500  
42 -----

43 Special Revenue Funds - Other / Aid to Localities  
44 Mass Transportation Operating Assistance Fund - 313  
45 Metropolitan Mass Transportation Operating Assistance  
46 Account

47 Notwithstanding any inconsistent provision  
48 of law, the following appropriations are  
49 for payment of mass transportation operat-



1 ing assistance provided that payments from  
2 this appropriation shall be made pursuant  
3 to a financial plan approved by the direc-  
4 tor of the budget.

5 To the metropolitan transportation authority  
6 for the operating expenses of the New York  
7 city transit authority, the Manhattan and  
8 Bronx surface transit operating authority,  
9 and the Staten Island rapid transit oper-  
10 ating authority ..... 50,000,000

11 To the metropolitan transportation authority  
12 for the operating expenses of the Long  
13 Island rail road company and the Metro-  
14 North commuter railroad company which  
15 includes the New York state portion of  
16 Harlem, Hudson, Port Jervis, Pascack, and  
17 the New Haven commuter railroad services  
18 regardless of whether the services are  
19 provided directly or pursuant to joint  
20 service agreements ..... 50,000,000

21 To Rockland county for a trans-Hudson bus  
22 service to be provided pursuant to a  
23 contract between Rockland county and  
24 Metro-North commuter railroad ..... 322,500

25 To the city of New York for the operating  
26 expenses of the Staten Island ferry  
27 notwithstanding any other provisions of  
28 law ..... 2,797,500

29 To the county of Westchester for the operat-  
30 ing expenses thereof incurred for public  
31 transportation services, provided within  
32 the county directly or under contract ..... 4,927,500

33 To the county of Nassau or its sub-grantees  
34 for the operating expenses thereof  
35 incurred for public transportation  
36 services ..... 5,529,500

37 To the county of Suffolk for operating  
38 expenses thereof incurred for public  
39 transportation services, provided within  
40 the county directly or under contract ..... 2,368,000

41 To the city of New York for the operating  
42 expenses thereof incurred for public  
43 transportation services, provided within  
44 the city directly or under contract;  
45 provided however, that \$2,000,000 of this  
46 appropriation shall be for expenses  
47 incurred for the Staten Island express bus  
48 service ..... 7,556,000

49 To all other public transportation systems  
50 serving primarily within the metropolitan  
51 commuter transportation district, as  
52 defined in section 1262 of the public  
53 authorities law, eligible to receive oper-  
54 ating assistance under the provisions of  
55 section 18-b of the transportation law for  
56 the operating expenses thereof in accord-



## DEPARTMENT OF TRANSPORTATION

## MASS TRANSPORTATION AND RAIL FREIGHT (CCP)

Special Revenue Funds - Other

Dedicated Mass Transportation Trust Fund - 073

Non-MTA Capital Purpose

For the payment of operating expenses for  
public transportation systems eligible  
to receive operating assistance under  
the provisions of section 18-b of the  
transportation law in accordance with  
the schedule below (17020929) ..... 3,685,000

## SCHEDULE

To the Capital District transportation  
authority for the operating expenses  
thereof ..... 760,000

To the Central New York regional transpor-  
tation authority for the operating  
expenses thereof ..... 668,000

To the Rochester-Genesee regional trans-  
portation authority for the operating  
expenses thereof ..... 732,500

To the Niagara Frontier Regional Transpor-  
tation Authority for the operating  
expenses thereof ..... 946,500

To all other public transportation bus  
systems serving primarily areas outside  
of the metropolitan transportation  
commuter district eligible to receive  
operating assistance under the  
provisions of section 18-b of the trans-  
portation law for the operating expenses  
thereof in accordance with the service  
and usage formula to be established by  
the commissioner of transportation with  
the approval of the director of the  
budget ..... 578,000

Total of schedule ..... 3,685,000

S 10. The several amounts specified in this section, or so much there-  
of as shall be sufficient to accomplish the several purposes designated,  
are hereby appropriated and authorized to be paid as hereinafter  
provided, to the respective public officers and for the several purposes  
specified, which amounts shall be available for the state fiscal year  
beginning April 1, 2010.

1 DEPARTMENT OF HEALTH

2 CENTER FOR COMMUNITY HEALTH PROGRAM ..... 10,840,000

3 -----

4 Special Revenue Funds - Other / Aid to Localities

5 HCRA Resources Fund - 061

6 Health Care Services Account

7 For services and expenses related to the

8 Indian health program. The moneys hereby

9 appropriated shall be available for

10 reimbursement to pharmacies participating

11 in such program prior to, on or after

12 April 1, for liabilities heretofore

13 accrued or hereafter to accrue ..... 840,000

14 -----

15 Program account subtotal ..... 840,000

16 -----

17 Special Revenue Funds - Federal / Aid to Localities

18 Federal USDA-Food and Nutrition Services Fund - 261

19 Federal Food and Nutrition Services Account

20 For various federal food and nutritional

21 services. The moneys hereby appropriated

22 shall be available for contracts approved

23 prior to, on, or after April 1, 2010, and

24 for the payment of financial assistance

25 heretofore accrued or hereafter to accrue ... 10,000,000

26 -----

27 Program account subtotal ..... 10,000,000

28 -----

29 OFFICE OF LONG TERM CARE ..... 750,000

30 -----

31 General Fund / Aid to Localities

32 Local Assistance Account - 001

33 For services and expenses related to trau-

34 matic brain injury including but not

35 limited to services rendered to individ-

36 uals enrolled in the federally approved

37 home and community based services (HCBS)

38 waiver and including personal and nonper-

39 sonal services spending originally author-

40 ized by appropriations and reappropri-

41 ations enacted prior to 1996. All or part

42 of this appropriation may be transferred

43 to state operations appropriations. The

44 moneys hereby appropriated shall be avail-

45 able for contracts approved prior to, on,

46 or after April 1, 2010, and for the

47 payment of financial assistance heretofore

48 accrued or hereafter to accrue ..... 750,000

49 -----

1 Program account subtotal ..... 750,000

2 -----

3 S 11. The amount specified in this section, or so much thereof as  
4 shall be sufficient to accomplish the purpose designated, is hereby  
5 appropriated and authorized to be paid as hereinafter provided, to the  
6 public officers and for the purpose specified, which amount shall be  
7 available for the state fiscal year beginning April 1, 2010.

8 DEPARTMENT OF LABOR

9 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... 195,000,000

10 -----

11 Enterprise Funds / State Operations

12 Unemployment Insurance Benefit Fund - 481

13 For payment of unemployment insurance bene-  
14 fits pursuant to article 18 of the labor  
15 law or as authorized by the Federal  
16 government through the disaster unemploy-  
17 ment assistance program ..... 195,000,000

18 -----

19 S 12. The several amounts specified in this section, or so much there-  
20 of as shall be sufficient to accomplish the purposes designated, are  
21 hereby appropriated and authorized to be paid as hereinafter provided,  
22 to the respective public officers and for the several purposes speci-  
23 fied, which amounts shall be available for the state fiscal year begin-  
24 ning April 1, 2010.

25 EDUCATION DEPARTMENT

26 CULTURAL EDUCATION PROGRAM ..... 1,800,000

27 -----

28 Special Revenue Funds - Federal / State Operations

29 Federal Operating Grants Fund - 290

30 The sum of one hundred thousand dollars (\$100,000), or so much thereof  
31 as shall be sufficient to accomplish the purpose designated, is hereby  
32 appropriated to the state education department out of any moneys in the  
33 special revenue funds - federal to the credit of the federal operating  
34 grants fund not otherwise appropriated. The comptroller is hereby  
35 authorized and directed to utilize this appropriation for the purpose of  
36 the administration of federal grants for the broadband technology oppor-  
37 tunities program (BTOP) as funded by the American recovery and reinvest-  
38 ment act of 2009. Funds appropriated herein shall be subject to all  
39 applicable reporting and accountability requirements contained in such  
40 act.

41 NONPERSONAL SERVICE

42 Equipment ..... 100,000

43 -----

44 Amount available for nonpersonal service ..... 100,000

45 -----

1 Special Revenue Funds - Federal / Aid to Localities  
2 Federal Operating Grants Fund - 290

3 The sum of one million seven hundred thousand dollars (\$1,700,000), or  
4 so much thereof as shall be sufficient to accomplish the purpose desig-  
5 nated, is hereby appropriated to the state education department out of  
6 any moneys in the special revenue funds - federal to the credit of the  
7 federal operating grants fund not otherwise appropriated. The comp-  
8 troller is hereby authorized and directed to utilize this appropriation  
9 for the purpose of the administration of federal grants for the broad-  
10 band technology opportunities program (BTOP) as funded by the American  
11 recovery and reinvestment act of 2009. Funds appropriated herein shall  
12 be subject to all applicable reporting and accountability requirements  
13 contained in such act ..... 1,700,000  
14 =====

15 S 13. The amount specified in this section, or so much thereof as  
16 shall be sufficient to accomplish the purpose designated, is hereby  
17 appropriated and authorized to be paid as hereinafter provided, to the  
18 public officers and for the purposes specified, which amount shall be  
19 available for the state fiscal year beginning April 1, 2010.

20 DIVISION OF VETERANS' AFFAIRS

21 BLIND, VETERAN ANNUITY ASSISTANCE PROGRAM ..... 500,000  
22 -----

23 General Fund / Aid to Localities  
24 Local Assistance Account - 001

25 For payment of annuities to blind veterans  
26 and eligible surviving spouses. Up to  
27 \$15,000 of this appropriation may be  
28 transferred to state operations for post-  
29 age costs associated with this program ..... 500,000  
30 -----

31 S 14. Section 14 of chapter 108 of the laws of 2010, relating to  
32 making appropriations for the support of government, is amended to read  
33 as follows:

34 S 14. The several amounts specified in this section, or so much there-  
35 of as shall be sufficient to accomplish the purposes designated, are  
36 hereby appropriated and authorized to be paid as hereinafter provided,  
37 to the respective public officers and for the several purposes speci-  
38 fied, which amounts shall be available for the state fiscal year begin-  
39 ning April 1, 2010.

40 DEPARTMENT OF MENTAL HYGIENE

41 OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

42 COMMUNITY SERVICES PROGRAM ..... 34,200,000  
43 -----

44 General Fund / Aid to Localities  
45 Local Assistance Account - 001

1 For services and expenses related to the  
2 provision of individual support services ..... 2,000,000  
3 For services and expenses related to the  
4 provision of family support AND OTHER  
5 services to the developmentally disabled ..... 5,200,000  
6 -----  
7 Program account subtotal ..... 7,200,000  
8 -----

9 Special Revenue Funds - Other / Aid to Localities  
10 Miscellaneous Special Revenue Fund - 339  
11 Mental Hygiene Patient Income Account

12 For services and expenses related to the  
13 provision of [residential] services to the  
14 developmentally disabled ..... 2,000,000  
15 -----  
16 Program account subtotal ..... 2,000,000  
17 -----

18 Special Revenue Funds - Other / Aid to Localities  
19 Miscellaneous Special Revenue Fund - 339  
20 OMRDD - Provider of Service Account

21 For services and expenses related to mental  
22 retardation and developmental disabilities  
23 services associated with the New York  
24 state options for people through services  
25 (NYS-OPTS) initiative, in accordance with  
26 a programmatic and fiscal plan to be  
27 approved by the director of the budget.  
28 Notwithstanding any provision of law to the  
29 contrary, the director of the budget is  
30 authorized to make suballocations from  
31 this appropriation to the department of  
32 health medical assistance program.  
33 Notwithstanding any other provision of law,  
34 the money hereby appropriated may be  
35 transferred to state operations and/or any  
36 appropriation of the office of mental  
37 retardation and developmental disabili-  
38 ties, with the approval of the director of  
39 the budget who shall file such approval  
40 with the department of audit and control  
41 and copies thereof with the chairman of  
42 the senate finance committee and the  
43 chairman of the assembly ways and means  
44 committee.  
45 Notwithstanding any provision of law to the  
46 contrary, the moneys hereby appropriated,  
47 or so much thereof as may be necessary,  
48 are to be available for the purposes here-  
49 in specified for obligations heretofore  
50 accrued or hereafter to accrue ..... 25,000,000  
51 -----

1 Program account subtotal ..... 25,000,000  
2 -----

3 S 15. The several amounts specified in this section, or so much there-  
4 of as shall be sufficient to accomplish the purposes designated, are  
5 hereby appropriated and authorized to be paid as hereinafter provided,  
6 to the respective public officers and for the several purposes speci-  
7 fied, which amounts shall be available for the state fiscal year begin-  
8 ning April 1, 2010.

9 DEPARTMENT OF FAMILY ASSISTANCE  
10 OFFICE OF CHILDREN AND FAMILY SERVICES

11 STATE OPERATIONS AND AID TO LOCALITIES 2010-11

12 FAMILY AND CHILDREN'S SERVICES PROGRAM ..... 968,754,900  
13 -----

14 General Fund / Aid to Localities  
15 Local Assistance Account - 001

16 Notwithstanding paragraph (a) of subdivision  
17 1 of section 153-k of the social services  
18 law and any other provision of law to the  
19 contrary, for state fiscal year 2010-2011,  
20 the amount appropriated herein shall be  
21 made available to reimburse 95.4 percent  
22 of 65 percent of eligible social services  
23 district expenditures that are claimed by  
24 March 31, 2011 for child welfare services  
25 which shall include and be limited to  
26 preventive services provided pursuant to  
27 section 409-a of the social services law  
28 other than community optional preventive  
29 services, child protective services, inde-  
30 pendent living services, after-care  
31 services as defined in regulations of the  
32 department of family assistance, and  
33 adoption administration and services,  
34 other than adoption subsidies provided  
35 pursuant to title 9 of article 6 of the  
36 social services law and regulations of the  
37 department of family assistance incurred  
38 on or after October 1, 2009 and before  
39 October 1, 2010 and that are otherwise  
40 reimbursable by the state on or after  
41 April 1, 2010, after first deducting ther-  
42 efrom any federal funds properly received  
43 or to be received on account thereof upon  
44 certification by the social services  
45 district that it will not be using these  
46 funds to supplant other state and local  
47 funds and that the district will not  
48 submit claims for reimbursement under this  
49 appropriation for the same type and level  
50 of services that the county previously



1 provided and claimed under any contract in  
2 existence on October 1, 2002 as other than  
3 child protective, preventive, independent  
4 living, after care or adoption services or  
5 adoption administration.

6 The money hereby appropriated is to be  
7 available for payment of state aid hereto-  
8 fore accrued or hereafter to accrue to  
9 municipalities. Subject to the approval of  
10 the director of the budget, the money  
11 hereby appropriated shall be available to  
12 the office net of disallowances, refunds,  
13 reimbursements, and credits; provided,  
14 however, that notwithstanding any other  
15 provision of law, for a district to  
16 receive reimbursement for such services,  
17 the amount of funds that the district  
18 expends on such services from its flexible  
19 fund for family services allocation and  
20 any flexible fund for family services  
21 funds transferred at the district's  
22 request to the title XX social services  
23 block grant must, to the extent that fami-  
24 lies are eligible therefore, be equal to  
25 or greater than the district's portion of  
26 the \$342,322,341 statewide child welfare  
27 threshold amount, which shall be estab-  
28 lished pursuant to a formula developed by  
29 the office of temporary and disability  
30 assistance and the office of children and  
31 family services and approved by the direc-  
32 tor of the budget.

33 Notwithstanding any other provision of law,  
34 selected social services districts may  
35 authorize the office of temporary and  
36 disability assistance to intercept a  
37 portion of the funds on behalf of the  
38 office of children and family services  
39 otherwise due to the districts under this  
40 appropriation and/or under any other  
41 general fund - aid to localities appropri-  
42 ation available to such districts to  
43 suballocate to the office of mental health  
44 and subsequently for suballocation from  
45 the office of mental health to the depart-  
46 ment of health to use for the 38.9 percent  
47 of the non-federal share of the medical  
48 assistance payments for home and community  
49 based waiver services provided in accord-  
50 ance with subdivision 9 of section 366 of  
51 the social services law as authorized by  
52 such selected social services districts  
53 which choose to use preventive services  
54 funds to support such costs.

55 Notwithstanding any other provision of law,  
56 social services districts may authorize

1 the office of temporary and disability  
2 assistance to intercept a portion of the  
3 funds on behalf of the office of children  
4 and family services otherwise due to the  
5 districts under this appropriation and/or  
6 under any other general fund - aid to  
7 localities appropriation available to such  
8 districts to transfer to any miscellaneous  
9 special revenue fund available to the  
10 office of children and family services to  
11 use for the local share of the federal  
12 funds available for education and training  
13 vouchers provided in accordance with  
14 section 477 of title IV-E of the social  
15 security act as authorized by such social  
16 services districts which choose to use  
17 funds to support such costs.

18 Notwithstanding any inconsistent provision  
19 of law, the amount herein appropriated may  
20 be transferred to any other appropriation  
21 within the office of children and family  
22 services and/or the office of temporary  
23 and disability assistance and/or suballo-  
24 cated to the office of temporary and disa-  
25 bility assistance for the purpose of  
26 paying local social services districts'  
27 costs of the above program and may be  
28 increased or decreased by interchange with  
29 any other appropriation or with any other  
30 item or items within the amounts appropri-  
31 ated within the office of children and  
32 family services general fund - local  
33 assistance account with the approval of  
34 the director of the budget who shall file  
35 such approval with the department of audit  
36 and control and copies thereof with the  
37 chairman of the senate finance committee  
38 and the chairman of the assembly ways and  
39 means committee.

40 Notwithstanding any inconsistent provision  
41 of law, in lieu of payments authorized by  
42 the social services law, or payments of  
43 federal funds otherwise due to the local  
44 social services districts for programs  
45 provided under the federal social security  
46 act or the federal food stamp act, funds  
47 herein appropriated, in amounts certified  
48 by the state comptroller or the state  
49 commissioner of health as due from local  
50 social services districts each month as  
51 their share of payments made pursuant to  
52 section 367-b of the social services law  
53 may be set aside by the state comptroller  
54 in an interest bearing account with such  
55 interest accruing to the credit of the  
56 locality in order to ensure the orderly

1 and prompt payment of providers under  
2 section 367-b of the social services law  
3 pursuant to an estimate provided by the  
4 commissioner of health of each local  
5 social services district's share of  
6 payments made pursuant to section 367-b of  
7 the social services law.

8 Notwithstanding the provisions of any other  
9 law to the contrary, the office of chil-  
10 dren and family services may, on behalf of  
11 local social services districts, make  
12 payments for adoption subsidies by direct  
13 deposit or debit card. Local social  
14 services districts shall reimburse the  
15 office for the costs of administering such  
16 direct deposit or debit card payments.

17 Notwithstanding any inconsistent provision  
18 of the social services law or the state  
19 finance law, the office of children and  
20 family services shall, on a quarterly  
21 basis, request that the office of tempo-  
22 rary and disability assistance reimburse  
23 the office of children and family services  
24 in an amount equal to 38 percent of the  
25 non-federal share of the costs of adminis-  
26 tering such direct deposit or debit card  
27 payments to capture the local share of  
28 such costs.

29 Notwithstanding any other provision of law,  
30 the office of children and family services  
31 shall reissue per diem rates, required  
32 pursuant to section 529 of the executive  
33 law, for calendar years 2002 through 2009  
34 to remove any adjustments to the costs  
35 included in determining such rates to  
36 reflect any changes in federal funding  
37 made available to the office or to local  
38 social services districts for such costs  
39 and, provided further, the office shall  
40 not include any such adjustments in per  
41 diem rates established hereafter.

42 All reimbursement made by local social  
43 services districts for care, maintenance  
44 and supervision under this section shall  
45 be paid directly to the state through the  
46 office of children and family services for  
47 deposit into a miscellaneous special  
48 revenue fund known as the youth facility  
49 per diem account.

50 Notwithstanding any other provision of law,  
51 if a social services district fails to  
52 provide reimbursement to the office of  
53 children and family services pursuant to  
54 section 529 of the executive law within 60  
55 days of receiving a bill for services  
56 under such section, or by the date certain

1 set by such office for providing  
2 reimbursement, whichever is later, the  
3 offices of the department of family  
4 assistance are authorized to exercise the  
5 state's set-off rights by withholding any  
6 amounts due and owing to such district  
7 under this appropriation, up to such  
8 amounts due and owing to the state under  
9 section 529 of the executive law and  
10 transferring such funds to the special  
11 revenue other youth facilities per diem  
12 account.

13 Notwithstanding any law to the contrary, and  
14 in accordance with section 4 of the state  
15 finance law, the comptroller is hereby  
16 authorized and directed to transfer, upon  
17 request of the director of the budget, on  
18 or before March 31, 2011, up to  
19 \$69,000,000 from the miscellaneous special  
20 revenue fund (339), youth facility per  
21 diem account (YF), to the general fund ..... 669,517,000

22 Notwithstanding any other provision of law,  
23 the amount appropriated herein shall be  
24 available to reimburse for 98 percent of  
25 65 percent of eligible social services  
26 district expenditures that are claimed by  
27 March 31, 2011 for those community preven-  
28 tive services provided from October 1,  
29 2009 through September 30, 2010 at a cost  
30 that does not exceed the cost that was in  
31 effect on October 1, 2008 and that a  
32 social services district can demonstrate  
33 had been approved by the office of chil-  
34 dren and family services on or before  
35 October 1, 2008; provided, however, that  
36 should insufficient funds be available to  
37 provide state reimbursement for 98 percent  
38 of 65 percent of such costs, reimbursement  
39 shall be made proportionally to each  
40 district based on the percentage of their  
41 total eligible claims to the amount appro-  
42 priated; and, provided further, however,  
43 that if the amount appropriated exceeds  
44 the amount of funds necessary to reimburse  
45 98 percent of 65 percent of the eligible  
46 social services district expenditures, the  
47 office may, to the extent funds are avail-  
48 able, provide reimbursement for 98 percent  
49 of 65 percent of eligible social services  
50 district expenditures for new community  
51 preventive services programs approved by  
52 the office and only up to the amounts  
53 approved by the office. A local social  
54 services district seeking federal and/or  
55 state reimbursement for community preven-  
56 tive services provided on or after October

1 1, 2009 must submit claims that separately  
2 identify the costs of such services in a  
3 form and manner and at such times as are  
4 required by the department of family  
5 assistance and must submit to the office  
6 of children and family services informa-  
7 tion regarding the outcomes of such  
8 services in a form and manner and at such  
9 times as required by the office ..... 24,249,500

10 For state aid to reimburse 100 percent of  
11 social services district expenditures  
12 related to the improvement of staff to  
13 client ratios in the local district child  
14 protective workforce including, but not  
15 limited to new hiring to increase the  
16 number of caseworkers and to increase the  
17 number of supervisory staff in the local  
18 district child protective workforce. Each  
19 social services district receiving these  
20 funds shall certify that the district will  
21 not be using these funds to supplant other  
22 state and local funds and that the  
23 district will not submit claims for  
24 reimbursement under this appropriation for  
25 the same type and level of funding so  
26 certified; provided, however, that a  
27 district may use these funds for expendi-  
28 tures to continue or expand activities  
29 that were funded with last year's appro-  
30 priation that was enacted for this purpose  
31 ..... 1,514,400

32 Notwithstanding any inconsistent provision  
33 of law, subject to an expenditure plan  
34 approved by the director of the budget,  
35 for eligible services and expenses of  
36 improving the quality of child welfare  
37 services that may include, but not be  
38 limited to, training to mandated reporters  
39 regarding the proper identification of and  
40 response to signs of child abuse and  
41 neglect, public information programs and  
42 services that advance a zero tolerance  
43 campaign of child abuse and neglect, and  
44 demonstration projects to test models for  
45 new or targeted expansion of services  
46 beyond the level currently funded by local  
47 social services districts including  
48 continuing to contract with existing  
49 providers that are performing satisfac-  
50 torily ..... 1,796,400

51 For services and expenses of certain child  
52 fatality review teams approved by the  
53 office of children and family services for  
54 the purposes of investigating and/or  
55 reviewing the death of children ..... 829,100

1 For services and expenses of certain local  
2 or regional multidisciplinary child abuse  
3 investigation teams approved by the office  
4 of children and family services for the  
5 purpose of investigating reports of  
6 suspected child abuse or maltreatment and  
7 for new and established child advocacy  
8 centers ..... 5,229,900

9 Notwithstanding any other provision of law,  
10 for services and expenses to initiate  
11 and/or continue program modifications  
12 and/or to provide services including, but  
13 not limited to, demonstrate effective  
14 programs such as evidence-based initi-  
15 atives for alternatives to detention for  
16 persons alleged or determined to be in  
17 need of supervision or otherwise at risk  
18 of placement in the juvenile justice  
19 system and for services and expenses  
20 related to reducing office of children and  
21 family services institutional placements  
22 through program modifications and/or  
23 services including, but not limited to,  
24 mental health and substance abuse  
25 programs, demonstrated effective programs  
26 such as evidence-based initiatives to  
27 divert youth at-risk of placement with the  
28 office of children and family services  
29 and/or as alternatives to residential  
30 placements with such office. Notwith-  
31 standing any other provision of law to the  
32 contrary, the office may authorize one or  
33 more demonstration projects to co-locate  
34 respite beds for youth alleged or at risk  
35 of juvenile delinquency in a runaway and  
36 homeless youth program ..... 2,215,000

37 Of the amount appropriated herein,  
38 \$21,245,350 shall be available as follows:  
39 For services and expenses related to locally  
40 operated youth development and delinquency  
41 prevention programs. No expenditure shall  
42 be made from this appropriation until a  
43 plan has been approved by the director of  
44 the budget and a certificate of approval  
45 allocating these funds has been issued by  
46 the director of the budget.

47 Notwithstanding the provisions of section  
48 420 of the executive law which would  
49 require expenditure of state aid for youth  
50 programs in a total amount greater than  
51 \$21,245,350, for payment of state aid for  
52 programs pursuant to article 19-A of the  
53 executive law, for delinquency prevention  
54 and youth development. Notwithstanding the  
55 provisions of section 420 of the executive  
56 law, eligibility for state aid reimburse-

1 ment for counties which do not participate  
2 in the county comprehensive planning proc-  
3 ess shall be determined as follows: the  
4 aggregate amount of state aid for recre-  
5 ation, youth service and similar projects  
6 to a county and municipalities within such  
7 county shall not exceed \$2,750 of which no  
8 more than \$1,450 may be used for recre-  
9 ation projects, per 1,000 youths residing  
10 in the county based on a single count of  
11 such youths as shown by the last published  
12 federal census for the county certified in  
13 the same manner as provided by section 54  
14 of the state finance law. The office shall  
15 not reimburse any claims unless they are  
16 submitted within 12 months of the project  
17 year in which the expenditure was made.  
18 Notwithstanding any law to the contrary,  
19 the office of children and family services  
20 may require that such claims for youth  
21 development and delinquency prevention  
22 programs be submitted to the office elec-  
23 tronically in the manner and format  
24 required by the office.

25 Of the amount appropriated herein \$6,998,050  
26 shall be available as follows:

27 For services and expenses related to  
28 programs providing special delinquency  
29 prevention or other youth development  
30 services. No expenditure shall be made for  
31 such programs from this appropriation  
32 until a plan has been approved by the  
33 director of the budget and a certificate  
34 of approval allocating these funds has  
35 been issued by the director of the budget.  
36 The office shall not reimburse any claims  
37 unless they are submitted within 7 months  
38 of the project year in which the expendi-  
39 ture was made. Notwithstanding any law to  
40 the contrary, the office of children and  
41 family services may require that such  
42 claims for special delinquency prevention  
43 or other youth development services be  
44 submitted to the office electronically in  
45 the manner and format required by the  
46 office.

47 For direct contracts with private not-for-  
48 profit community agencies to provide need-  
49 ed services for the operation of programs  
50 to prevent juvenile delinquency and  
51 promote youth development, and through an  
52 allocation to public agencies where it is  
53 documented that private not-for-profit  
54 community agencies are not available to  
55 provide such services. Moneys shall be  
56 made available to community agencies in

counties outside the city of New York based on a statewide allocation formula determined by each county's eligibility for comprehensive planning funds as a proportion of the statewide total provided under paragraph a of subdivision 1 of section 420 of the executive law. Moneys made available to community agencies shall be allocated by local youth bureaus subject to final funding determinations by the commissioner of children and family services and approved by the director of the budget.

For direct contract with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit agencies are not available to provide such services.

Notwithstanding any inconsistent provision of law, moneys shall be made available to community agencies in cities with populations greater than 275,000 and to community agencies statewide ..... 28,243,400

For payment of state aid for programs for the provision of services to runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of section 420 of the executive law and pursuant to chapter 800 of the laws of 1985 amending the runaway and homeless youth act for the provision of transitional independent living support services and the establishment and operation of young adult shelters for youth between the ages of 16 and 21; the office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed service or services were delivered. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for provision of services to runaway and homeless youth be submitted to the office electronically in the manner and format required by the office. No expenditures shall be made from this appropriation until an annual expenditure plan is approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget and copies of such certificate or any amendment thereto filed



1 with the state comptroller, the chair-  
2 person of the senate finance committee and  
3 the chairperson of the assembly ways and  
4 means committee ..... 4,711,600  
5 For services and expenses provided by local  
6 probation departments, for the post-place-  
7 ment care of youth leaving a youth resi-  
8 dential facility and for services and  
9 expenses of the office of children and  
10 family services related to community-based  
11 programs for youth in the care of the  
12 office of children and family services  
13 which may include but not be limited to  
14 multi-systemic therapy, family functional  
15 therapy and/or functional therapeutic  
16 foster care, and electronic monitoring.  
17 Funds appropriated herein shall be made  
18 available subject to the approval of an  
19 expenditure plan by the director of the  
20 budget ..... 623,400  
21 For services and expenses of kinship care  
22 programs. Such funds are available pursu-  
23 ant to a plan prepared by the office of  
24 children and family services and approved  
25 by the director of the budget to continue  
26 or expand existing programs with existing  
27 contractors that are satisfactorily  
28 performing as determined by the office of  
29 children and family services, to award new  
30 contracts to continue programs where the  
31 existing contractors are not satisfactori-  
32 ly performing as determined by the office  
33 of children and family services and/or  
34 award new contracts through a competitive  
35 process ..... 677,500  
36 For services and expenses related to the  
37 home visiting program. Such funds are to  
38 be available pursuant to a plan prepared  
39 by the office of children and family  
40 services and approved by the director of  
41 the budget to continue or expand existing  
42 programs with existing contractors that  
43 are satisfactorily performing as deter-  
44 mined by the office of children and family  
45 services, to award new contracts to  
46 continue programs where the existing  
47 contractors are not satisfactorily  
48 performing as determined by the office of  
49 children and family services and/or to  
50 award new contracts through a competitive  
51 process ..... 23,288,200  
52 For services and expenses of the William B.  
53 Hoyt memorial children and family trust  
54 fund, for prevention and support service  
55 programs for victims of family violence  
56 pursuant to article 10-A of the social

1 services law. Funds appropriated herein  
2 may be transferred to the office of chil-  
3 dren and family services miscellaneous  
4 special revenue fund, children and family  
5 trust fund ..... 1,243,700  
6 For services and expenses of the Catholic  
7 Family Center in Rochester to establish  
8 and operate a statewide kinship informa-  
9 tion and referral network ..... 220,500  
10 For services and expenses of the advantage  
11 after school program. Such funds are to be  
12 available pursuant to a plan prepared by  
13 the office of children and family services  
14 and approved by the director of the budget  
15 to extend or expand current contracts with  
16 community based organizations, to award  
17 new contracts to continue programs where  
18 the existing contractors are not satisfac-  
19 torily performing as determined by the  
20 office of children and family services  
21 and/or to award new contracts through a  
22 competitive process to community based  
23 organizations ..... 11,433,300  
24 For services and expenses related to the  
25 settlement house program ..... 900,000  
26 Notwithstanding sections 131-u and 459-c of  
27 the social services law or any other law  
28 to the contrary, for reimbursement of 98  
29 percent of 50 percent of eligible expendi-  
30 tures to local social services districts  
31 for the provision and administration of,  
32 after first deducting therefrom any feder-  
33 al funds properly received or to be  
34 received on account thereof: adult protec-  
35 tive services; residential services for  
36 victims of domestic violence who are  
37 determined to be ineligible for public  
38 assistance during the time the victims  
39 were residing in residential programs for  
40 victims of domestic violence; and nonresi-  
41 dential services for victims of domestic  
42 violence.  
43 The money hereby appropriated is to be  
44 available for payment of state aid hereto-  
45 fore accrued or hereafter to accrue to  
46 municipalities. Subject to the approval of  
47 the director of the budget, the money  
48 hereby appropriated shall be available to  
49 the office net of disallowances, refunds,  
50 reimbursements, and credits.  
51 Notwithstanding any inconsistent provision  
52 of law, the amount herein appropriated may  
53 be transferred to any other appropriation  
54 within the office of children and family  
55 services and/or the office of temporary  
56 and disability assistance and/or suballo-

1 cated to the office of temporary and disa-  
2 bility assistance for the purpose of  
3 paying local social services districts'  
4 costs of the above program and may be  
5 increased or decreased by interchange with  
6 any other appropriation or with any other  
7 item or items within the amounts appropri-  
8 ated within the office of children and  
9 family services general fund - local  
10 assistance account with the approval of  
11 the director of the budget who shall file  
12 such approval with the department of audit  
13 and control and copies thereof with the  
14 chairman of the senate finance committee  
15 and the chairman of the assembly ways and  
16 means committee.

17 Notwithstanding any inconsistent provision  
18 of law, in lieu of payments authorized by  
19 the social services law, or payments of  
20 federal funds otherwise due to the local  
21 social services districts for programs  
22 provided under the federal social security  
23 act or the federal food stamp act, funds  
24 herein appropriated, in amounts certified  
25 by the state commissioner or the state  
26 commissioner of health as due from local  
27 social services districts each month as  
28 their share of payments made pursuant to  
29 section 367-b of the social services law  
30 may be set aside by the state comptroller  
31 in an interest-bearing account with such  
32 interest accruing to the credit of the  
33 locality in order to ensure the orderly  
34 and prompt payment of providers under  
35 section 367-b of the social services law  
36 pursuant to an estimate provided by the  
37 commissioner of health of each local  
38 social services district's share of  
39 payments made pursuant to section 367-b of  
40 the social services law ..... 42,062,000

41 -----  
42 Program account subtotal ..... 818,754,900  
43 -----

44 Special Revenue Funds - Federal / Aid to Localities  
45 Federal Health and Human Services Fund - 265  
46 Social Services Block Grant Account

47 For services and expenses for supportive  
48 social services provided pursuant to title  
49 XX of the federal social security act.  
50 Notwithstanding any other provision of  
51 law, the moneys hereby appropriated shall  
52 be apportioned by the office of children  
53 and family services to local social  
54 services districts, to reimburse local

1 district expenditures for supportive  
2 services and training subject to the  
3 approval of the director of the budget;  
4 provided, however, that reimbursement to  
5 social services districts for eligible  
6 expenditures for services incurred during  
7 a particular federal fiscal year will be  
8 limited to expenditures claimed by March  
9 31 of the following year.

10 Notwithstanding any other provision of law,  
11 of the funds available herein, including  
12 any funds transferred from the temporary  
13 assistance to needy families block grant  
14 to the title XX block grant, \$66,000,000  
15 shall be allocated to social services  
16 districts, solely for reimbursement of  
17 expenditures for the provision and admin-  
18 istration of adult protective services,  
19 residential services for victims of domes-  
20 tic violence who are determined to be  
21 ineligible for public assistance during  
22 the time the victims were residing in  
23 residential programs for victims of domes-  
24 tic violence, and nonresidential services  
25 for victims of domestic violence, pursuant  
26 to an allocation plan developed by the  
27 office and submitted for approval by the  
28 division of the budget no later than 60  
29 days following enactment of this chapter,  
30 based on each district's claims for such  
31 costs and any other factors as identified  
32 in the allocation plan, adjusted by appli-  
33 cable cost allocation methodology and net  
34 of any retroactive payments for the 12  
35 month period ending June 30, 2009 that are  
36 submitted on or before January 4, 2010;  
37 provided, however, that if the office  
38 determines that the total amount of a  
39 social services district's claims for such  
40 services which could be reimbursed from  
41 these funds is less than the amount allo-  
42 cated to the district for such claims, the  
43 office may, subject to approval by the  
44 director of the budget, authorize the  
45 district to use these funds for other  
46 allowable claims; provided further, howev-  
47 er, that if the total amount of a social  
48 services district's allowable claims is  
49 less than the amount allocated to the  
50 district for such claims, the office may  
51 reallocate the unused funds to other  
52 social services districts with eligible  
53 claims that exceed their allocation.

54 Funds appropriated herein shall be available  
55 for aid to municipalities and for payments  
56 to the federal government for expenditures

1 made pursuant to the social services law  
2 and the state plan for individual and  
3 family grant program under the disaster  
4 relief act of 1974.

5 The funds hereby appropriated are to be  
6 available for payment of state aid hereto-  
7 fore accrued or hereafter to accrue to  
8 municipalities. Subject to the approval of  
9 the director of the budget, such funds  
10 hereby appropriated shall be available to  
11 the office net of disallowances, refunds,  
12 reimbursements, and credits.

13 Notwithstanding any inconsistent provision  
14 of law, the amount herein appropriated may  
15 be transferred to any other appropriation  
16 within the office of children and family  
17 services and/or the office of temporary  
18 and disability assistance and/or suballo-  
19 cated to the office of temporary and disa-  
20 bility assistance for the purpose of  
21 paying local social services districts'  
22 costs of the above program and may be  
23 increased or decreased by interchange with  
24 any other appropriation or with any other  
25 item or items within the amounts appropri-  
26 ated within the office of children and  
27 family services general fund - local  
28 assistance account with the approval of  
29 the director of the budget who shall file  
30 such approval with the department of audit  
31 and control and copies thereof with the  
32 chairman of the senate finance committee  
33 and the chairman of the assembly ways and  
34 means committee.

35 Notwithstanding any inconsistent provision  
36 of law, in lieu of payments authorized by  
37 the social services law, or payments of  
38 federal funds otherwise due to the local  
39 social services districts for programs  
40 provided under the federal social security  
41 act or the federal food stamp act, funds  
42 herein appropriated, in amounts certified  
43 by the state comptroller or the state  
44 commissioner of health as due from local  
45 social services districts each month as  
46 their share of payments made pursuant to  
47 section 367-b of the social services law  
48 may be set aside by the state comptroller  
49 in an interest bearing account with such  
50 interest accruing to the credit of the  
51 locality in order to ensure the orderly  
52 and prompt payment of providers under  
53 section 367-b of the social services law  
54 pursuant to an estimate provided by the  
55 commissioner of health of each local  
56 social services district's share of

1 payments made pursuant to section 367-b of  
2 the social services law ..... 150,000,000  
3 -----  
4 Program account subtotal ..... 150,000,000  
5 -----

6 S 16. The several amounts specified in this section, or so much there-  
7 of as shall be sufficient to accomplish the purposes designated, are  
8 hereby appropriated and authorized to be paid as hereinafter provided,  
9 to the respective public officers and for the several purposes speci-  
10 fied, which amounts shall be available for the state fiscal year begin-  
11 ning April 1, 2010.

12 DEPARTMENT OF FAMILY ASSISTANCE  
13 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

14 STATE OPERATIONS AND AID TO LOCALITIES 2010-11

15 EMPLOYMENT AND ECONOMIC SUPPORT PROGRAM ..... 3,204,634,000  
16 -----

17 General Fund / Aid to Localities  
18 Local Assistance Account - 001

19 For state reimbursement of social services  
20 district expenditures for public assist-  
21 ance programs, including but not limited  
22 to the family assistance, safety net and  
23 disability assistance programs established  
24 pursuant to chapter 436 of the laws of  
25 1997 enacting comprehensive welfare reform  
26 and of its predecessor programs and for  
27 related expenditures authorized by social  
28 services law including but not necessarily  
29 limited to those for emergency assistance  
30 for families and for state reimbursement  
31 of expenditures of predecessor programs.

32 Such funds are to be available for payment  
33 of aid heretofore accrued or hereafter to  
34 accrue to municipalities. Subject to the  
35 approval of the director of the budget,  
36 such funds shall be available to the  
37 office of temporary and disability assist-  
38 ance, net of disallowances, refunds,  
39 reimbursements, and credits, including  
40 those related to title IV-E of the social  
41 security act and to the state share of  
42 child support collections for persons in  
43 receipt of public assistance; and includ-  
44 ing, but not limited to, additional feder-  
45 al funds resulting from any changes in  
46 federal cost allocation methodologies.

47 Notwithstanding any inconsistent provision  
48 of law, the amount herein appropriated may  
49 be increased or decreased by interchange  
50 with any other appropriation within the

1 office of temporary and disability assist-  
2 ance general fund - local assistance  
3 account with the approval of the director  
4 of the budget, who shall file such  
5 approval with the department of audit and  
6 control and copies thereof with the chair-  
7 man of the senate finance committee and  
8 the chairman of the assembly ways and  
9 means committee.

10 Notwithstanding any inconsistent provision  
11 of law, funds appropriated herein shall be  
12 used by the office to reimburse 50 percent  
13 of the non-federal share of approved  
14 expenditures made by social services  
15 districts on or after April 1, 1996, after  
16 first deducting therefrom any federal  
17 funds received or to be received on  
18 account thereof, for emergency shelter,  
19 transportation, or nutrition payments  
20 which the district determines are neces-  
21 sary to establish or maintain independent  
22 living arrangements among persons who have  
23 been medically diagnosed as having  
24 acquired immunodeficiency syndrome (AIDS)  
25 or HIV-related illness and who are home-  
26 less or are faced with homelessness and  
27 for whom no viable and less costly alter-  
28 native housing is available; provided,  
29 however, that funds appropriated herein  
30 may only be used for such purposes if the  
31 cost of such allowances are not eligible  
32 for reimbursement under medical assistance  
33 or other programs.

34 Notwithstanding any inconsistent provision  
35 of law to the contrary, funds appropriated  
36 herein may be used to reimburse social  
37 services districts for 50 percent of the  
38 non-federal cost of residential shelters  
39 for victims of domestic violence in  
40 accordance with section 131-u of the  
41 social services law. To the extent that  
42 payments for residential services for  
43 victims of domestic violence are made from  
44 this appropriation, such payment shall  
45 only be made in accordance with standards  
46 of payment established by the office of  
47 children and family services or its prede-  
48 cessor under provisions of chapter 838 of  
49 the laws of 1987 and approved by the  
50 director of the budget for victims of  
51 domestic violence where such services are  
52 provided by residential programs for  
53 victims of domestic violence operated by  
54 not-for-profit corporations or the city of  
55 New York.

1 Notwithstanding section 153-f of the social  
2 services law, or any other inconsistent  
3 provision of law, after deducting the  
4 amount of federal funds properly received  
5 or to be received by each social services  
6 district on account of expenditures made  
7 by such district pursuant to subdivision  
8 3-c of section 131-a of the social  
9 services law, funds appropriated herein  
10 may be used by the office to reimburse 50  
11 percent of any such local expenditures not  
12 fully reimbursed under section 153-f of  
13 the social services law prior to April 1,  
14 1992.

15 Notwithstanding any inconsistent provision  
16 of law, except as provided for in chapter  
17 81 of the laws of 1995, funds appropriated  
18 herein may not be used to reimburse social  
19 services districts for more than 50  
20 percent of the non-federal share of  
21 expenditures related to state charges.  
22 This prohibition shall apply to all such  
23 reimbursement without regard to the date  
24 on which expenditures were made or  
25 services provided.

26 Funds appropriated herein, as matched by  
27 federal and local funds in accordance with  
28 section 153 of the social services law,  
29 may be used to provide rent supplements at  
30 local option to public assistance house-  
31 holds in order to prevent eviction and  
32 address homelessness in accordance with  
33 social services district plans approved by  
34 the office of temporary and disability  
35 assistance and the director of the budget,  
36 provided, however, that such supplements  
37 shall not be part of the standard of need  
38 pursuant to section 131-a of the social  
39 services law.

40 Notwithstanding any inconsistent provision  
41 of law, the commissioner of the office of  
42 temporary and disability assistance, with  
43 the approval of the director of the budg-  
44 et, shall be authorized to exercise  
45 discretion in federal expenditure report-  
46 ing without claiming federal reimbursement  
47 for certain cases in receipt of family  
48 assistance or safety net assistance, in  
49 order to meet federal requirements and  
50 further the interests of the state.

51 Notwithstanding section 153 of the social  
52 services law, or any other inconsistent  
53 provision of law, such appropriation shall  
54 be available for reimbursement of eligible  
55 claims incurred on or after January 1,  
56 2010 and before January 1, 2011 that are



1 otherwise reimbursable by the state on or  
2 after April 1, 2010 and that are claimed  
3 by March 31, 2011. Such reimbursement  
4 shall constitute total state reimbursement  
5 for activities funded herein in state  
6 fiscal year 2010-2011 ..... 330,000,000

7 For the services of a program to provide  
8 homelessness prevention and services to  
9 prevent eviction of families with children  
10 receiving temporary assistance. Funds  
11 appropriated herein shall be awarded to  
12 community based organizations to provide  
13 eviction prevention activities to eligible  
14 families, including but not limited to  
15 risk assessment, service plan development,  
16 advocacy services and legal services  
17 referral. Notwithstanding section 153 of  
18 the social services law or any other  
19 inconsistent provision of law, funds  
20 appropriated herein shall be used to reim-  
21 burse the full non-federal share of any  
22 approved expenditures ..... 3,400,000

23 For services and expenses of a program,  
24 pursuant to section 35 of the social  
25 services law, providing legal represen-  
26 tation of individuals whose federal disa-  
27 bility benefits have been denied or may be  
28 discontinued. The commissioner shall  
29 reduce reimbursement otherwise payable to  
30 social services districts to ensure that  
31 social services districts shall financial-  
32 ly participate in additional legal repre-  
33 sentation expenditures made pursuant to  
34 this provision. Such reduction in local  
35 reimbursement shall be allocated among  
36 districts by the commissioner based on the  
37 cost of, and number of district residents  
38 served by, each legal assistance program,  
39 or by such alternative cost allocation  
40 procedure deemed appropriate by the  
41 commissioner after consultation with  
42 social services officials ..... 2,380,000

43 For services to support human immunodefici-  
44 ency virus specific welfare-to-work  
45 programs. Components of each such program  
46 shall include, but not be limited to,  
47 on-the-job training and employment. Each  
48 such program shall guarantee that individ-  
49 uals completing the program obtain full-  
50 time employment with health insurance  
51 coverage. The office of temporary and  
52 disability assistance, in conjunction with  
53 the AIDS institute of the department of  
54 health, shall select the organizations to  
55 operate such programs through a compet-  
56 itive bid process ..... 1,161,000

1 -----  
2 Program account subtotal ..... 336,941,000  
3 -----

4 Special Revenue Funds - Federal / Aid to Localities  
5 Federal Health and Human Services Fund - 265

6 For services and expenses under the tempo-  
7 rary assistance for needy families block  
8 grant, including but not limited to the  
9 family assistance program, the emergency  
10 assistance to families program, and the  
11 safety net program.

12 Such funds are to be available for payment  
13 of aid heretofore accrued or hereafter to  
14 accrue to municipalities. Subject to the  
15 approval of the director of the budget,  
16 such funds shall be available to the  
17 department of family assistance net of  
18 disallowances, refunds, reimbursements,  
19 and credits including, but not limited to,  
20 additional federal funds resulting from  
21 any changes in federal cost allocation  
22 methodologies.

23 Notwithstanding any inconsistent provision  
24 of law, the amount herein appropriated may  
25 be increased or decreased by interchange  
26 with any other appropriation within the  
27 office of temporary and disability assist-  
28 ance federal fund - local assistance  
29 account with the approval of the director  
30 of the budget, who shall file such  
31 approval with the department of audit and  
32 control and copies thereof with the chair-  
33 man of the senate finance committee and  
34 the chairman of the assembly ways and  
35 means committee.

36 Funds appropriated herein, as matched by  
37 state and local funds in accordance with  
38 section 153 of the social services law,  
39 may be used to provide rent supplements at  
40 local option to family assistance house-  
41 holds and to cases that include a child in  
42 receipt of safety net assistance in order  
43 to prevent eviction and address homeless-  
44 ness in accordance with social services  
45 district plans approved by the office of  
46 temporary and disability assistance and  
47 the director of the budget, provided,  
48 however, that such supplements shall not  
49 be part of the standard of need pursuant  
50 to section 131-a of the social services  
51 law.

52 Amounts appropriated herein may, subject to  
53 the approval of the director of the budg-  
54 et, be used to reimburse social services

1 districts for 100 percent of the expendi-  
2 tures for foster care made on and after  
3 October 1, 2009 provided to children  
4 eligible for emergency assistance for  
5 families, other than juvenile justice  
6 services and other than tuition costs for  
7 foster care children who are eligible for  
8 emergency assistance for families and are  
9 in the custody of the commissioner of any  
10 local social services district with a  
11 population in excess of two million  
12 persons and, subject to the approval of  
13 the director of the budget, the commis-  
14 sioner of the office of children and fami-  
15 ly services, in consultation with the  
16 commissioner of labor and the commissioner  
17 of the office of temporary and disability  
18 assistance, may exclude foster care and  
19 foster care administration costs incurred  
20 on behalf of children in foster care  
21 placements who are at least 19 years of  
22 age.

23 Notwithstanding section 153 of the social  
24 services law, or any other inconsistent  
25 provision of the social services law or  
26 this chapter, the commissioner of the  
27 office of temporary and disability assist-  
28 ance, upon consultation with the commis-  
29 sioner of the office of children and fami-  
30 ly services and subject to the approval of  
31 the director of the budget, may reduce  
32 federal financial participation in the  
33 cost of eligible public assistance  
34 expenses, including but not limited to,  
35 the family assistance program, the emer-  
36 gency assistance for families program and  
37 their administration paid to social  
38 services districts by the amount of feder-  
39 al financial participation received by  
40 each district for foster care pursuant to  
41 this provision and shall require each  
42 district to be responsible for 100 percent  
43 of the additional non-federal cost that  
44 results from such reduction in federal  
45 financial participation in an amount not  
46 to exceed the actual amount of federal  
47 temporary assistance for needy families  
48 funds for foster care provided to children  
49 eligible for emergency assistance for  
50 families pursuant to this appropriation.  
51 The commissioner of the office of tempo-  
52 rary and disability assistance may require  
53 each social services district to make  
54 necessary adjustments in claims for eligi-  
55 ble public assistance expenses to effectu-

1     ate the reduction in federal financial  
2     participation required herein.  
3     Notwithstanding section 153 of the social  
4     services law, or any other inconsistent  
5     provision of the social services law or  
6     this chapter, the commissioner of the  
7     office of temporary and disability assist-  
8     ance may not reduce federal financial  
9     participation in local administrative  
10    expenses for a social services district  
11    until the reduction in federal financial  
12    participation in all other expenditures  
13    for such public assistance programs has  
14    been reduced by 95 percent of estimated  
15    expenditures otherwise eligible for feder-  
16    al financial participation unless other-  
17    wise waived by the commissioner.  
18    Notwithstanding section 153 of the social  
19    services law, or any other inconsistent  
20    provision of law, such appropriation shall  
21    be available for reimbursement of eligible  
22    claims incurred on or after January 1,  
23    2010 and before January 1, 2011 that are  
24    otherwise reimbursable on or after April  
25    1, 2010 and that are claimed by March 31,  
26    2011. Such reimbursement shall constitute  
27    total federal reimbursement for activities  
28    funded herein in state fiscal year  
29    2010-2011 ..... 881,000,000  
30    For services and expenses under the tempo-  
31    rary assistance for needy families block  
32    grant, including but not limited to the  
33    family assistance program, the emergency  
34    assistance to families program, and the  
35    safety net program.  
36    Notwithstanding any inconsistent provision  
37    of law, the amount herein appropriated may  
38    be increased or decreased by interchange  
39    with any other appropriation within the  
40    office of temporary and disability assist-  
41    ance federal fund - local assistance  
42    account with the approval of the director  
43    of the budget, who shall file such  
44    approval with the department of audit and  
45    control and copies thereof with the chair-  
46    man of the senate finance committee and  
47    the chairman of the assembly ways and  
48    means committee.  
49    Notwithstanding section 153 of the social  
50    services law, or any other inconsistent  
51    provision of law, such appropriation shall  
52    be available for reimbursement of eligible  
53    claims incurred on or after January 1,  
54    2010 and before January 1, 2011 that are  
55    otherwise reimbursable on or after April  
56    1, 2010 and that are claimed by March 31,

2011. Such reimbursement shall constitute total federal reimbursement for activities funded herein in state fiscal year 2010-2011.

Consistent with the purposes and rules established in the American recovery and reinvestment act of 2009, the emergency contingency fund for temporary assistance for needy families state program, funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..... 547,000,000

For expenses associated with the operation of the statewide electronic benefit transfer (EBT) system; the common benefit identification card (CBIC); and the automated finger imaging system (AFIS) ..... 4,000,000

Funds appropriated according to the following shall be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Notwithstanding any inconsistent provision of law, such funds may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance or office of children and family services federal fund - local assistance account with the approval of the director of the budget. Consistent with the purposes and rules established in the American recovery and reinvestment act of 2009, such funds shall be subject to all applicable reporting and accountability requirements contained in such act. Such funds shall be provided without state or local participation for services to eligible individuals under the state plan for the temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level or who are otherwise eligible under such plan, provided that such services to eligible persons not in receipt of public assistance shall not constitute "assistance" under applicable federal regulations and no more than 15 percent of the funds made available herein may be used for administration, provided further that the director of the budget does not determine that such use of funds can be expected to have the effect of increasing qualified state expenditures under paragraph 7 of subdivision (a) of section 409 of the federal social security act above the minimum applicable federal maintenance of effort requirement:

1 For transfer to the credit of the office of  
2 children and family services federal  
3 health and human services fund - 265 state  
4 operations or federal health and human  
5 services fund - 265 local assistance,  
6 federal day care account for additional  
7 reimbursement to social services districts  
8 for child care assistance provided pursu-  
9 ant to title 5-C of article 6 of the  
10 social services law. The funds shall be  
11 apportioned among the social services  
12 districts by the office according to an  
13 allocation plan developed by the office  
14 and submitted to the director of the budg-  
15 et for approval within 60 days of enact-  
16 ment of the budget. The funds allocated to  
17 a district under this appropriation in  
18 addition to any state block grant funds  
19 allocated to the district for child care  
20 services and any funds the district  
21 requests the office of temporary and disa-  
22 bility assistance to transfer from the  
23 district's flexible fund for family  
24 services allocation to the federal day  
25 care account shall constitute the  
26 district's entire block grant allocation  
27 for a particular federal fiscal year,  
28 which shall be available only for child  
29 care assistance expenditures made during  
30 that federal fiscal year and which are  
31 claimed by March 31 of the year immediate-  
32 ly following the end of that federal  
33 fiscal year. Any claims for child care  
34 assistance made by a social services  
35 district for expenditures made during a  
36 particular federal fiscal year, other than  
37 claims made under title XX of the federal  
38 social security act, shall be counted  
39 against the social services district's  
40 block grant allocation for that federal  
41 fiscal year.

42 A social services district shall expend its  
43 allocation from the block grant in accord-  
44 ance with the applicable provision in  
45 federal law and regulations relating to  
46 the federal funds included in the state  
47 block grant for child care and the regu-  
48 lations of the office of children and  
49 family services. Notwithstanding any other  
50 provision of law, each district's claims  
51 submitted under the state block grant for  
52 child care will be processed in a manner  
53 that maximizes the availability of federal  
54 funds and ensures that the district meets  
55 its maintenance of effort requirement in  
56 each applicable federal fiscal year. Prior

1 to transfer of funds appropriated herein,  
2 the commissioner of the office of children  
3 and family services shall consult with the  
4 commissioner of the office of temporary  
5 and disability assistance to determine the  
6 availability of such funding and to  
7 request that the commissioner of the  
8 office of temporary and disability assist-  
9 ance take necessary steps to notify the  
10 department of health and human services of  
11 the transfer of funding ..... 392,967,000

12 For allocation to local social services  
13 districts for the flexible fund for family  
14 services. Funds shall, without state or  
15 local participation, be allocated to local  
16 social services districts in accordance  
17 with a methodology to be developed by the  
18 office of temporary and disability assist-  
19 ance and the office of children and family  
20 services and approved by the director of  
21 the budget. Such amounts allocated to  
22 local social services districts shall  
23 hereinafter be referred to as the flexible  
24 fund for family services and shall be used  
25 for eligible services to eligible individ-  
26 uals under the State plan for the federal  
27 temporary assistance for needy families  
28 block grant, except for "assistance",  
29 which may only be provided to persons in  
30 receipt of public assistance benefits  
31 funded by the temporary assistance for  
32 needy families block grant with prior  
33 approval of the office of temporary and  
34 disability assistance.

35 Notwithstanding any inconsistent provision  
36 of law, such amounts shall constitute the  
37 full amount of federal temporary assist-  
38 ance for needy families funds to be paid  
39 on account of activities funded in whole  
40 or in part hereunder. District allocations  
41 from the flexible fund for family services  
42 may be spent only pursuant to plans of  
43 expenditure, developed by each social  
44 services district and the local governing  
45 body and approved by the office of tempo-  
46 rary and disability assistance, the office  
47 of children and family services, and the  
48 director of the budget. Such allocation  
49 shall be available for reimbursement  
50 through March 31, 2013; provided, however,  
51 that reimbursement for child welfare  
52 services other than foster care services  
53 shall be available for eligible expendi-  
54 tures incurred on or after October 1, 2009  
55 and before October 1, 2010 that are other-  
56 wise reimbursable by the state on or after

1 April 1, 2010 and that are claimed by  
2 March 31, 2011.  
3 Notwithstanding any inconsistent provision  
4 of law, the amounts so appropriated for  
5 allocation to local social services  
6 districts, may be used, without state or  
7 local financial participation, by social  
8 services districts with a population in  
9 excess of two million persons for such  
10 district's first eligible expenditures  
11 that occurred on or after October 1, 2009,  
12 or, subject to the approval of the direc-  
13 tor of the budget, during any other period  
14 beginning on or after January 1, 1997, for  
15 tuition costs for foster care children who  
16 are eligible for emergency assistance for  
17 families in the manner the state was  
18 authorized to fund such costs under part A  
19 of title IV of the social security act as  
20 such part was in effect on September 30,  
21 1995; provided that the funds appropriated  
22 herein may not be used to reimburse local-  
23 ities for costs disallowed under title  
24 IV-E of the social security act. Such  
25 expenditures shall constitute good cause  
26 pursuant to section 408 (a) (10) of the  
27 social security act. Such funds may also  
28 be used, without state or local partic-  
29 ipation, for care, maintenance, super-  
30 vision, and tuition for juvenile delin-  
31 quents and persons in need of supervision  
32 who are placed in residential programs  
33 operated by authorized agencies and who  
34 are eligible for emergency assistance to  
35 families in the manner the state was  
36 authorized to fund such costs under part A  
37 of title IV of the social security act as  
38 such part was in effect on September 30,  
39 1995. Such expenditures shall constitute  
40 good cause pursuant to section 408 (a)  
41 (10) of the social security act. Unless  
42 otherwise approved by the commissioner of  
43 the office of children and family services  
44 with the approval of the director of the  
45 budget, these funds may be used only for  
46 eligible expenditures made from October 1,  
47 2009 through September 30, 2010. Notwith-  
48 standing any inconsistent provision of  
49 law, the funds so appropriated may not be  
50 used to reimburse localities for costs  
51 disallowed under title IV-E of the social  
52 security act.  
53 Notwithstanding any inconsistent provision  
54 of law, a social services district may  
55 request that the office of temporary and  
56 disability assistance retain and transfer



1 a portion of the district's allocation of  
2 these funds to the credit of the office of  
3 children and family services federal  
4 health and human services fund - 265 local  
5 assistance, title XX social services block  
6 grant for use by the district for eligible  
7 title XX services and/or to the credit of  
8 the office of children and family services  
9 federal health and human services fund -  
10 265 local assistance, federal day care  
11 account for use by the district for eligi-  
12 ble child care expenditures under the  
13 state block grant for child care, within  
14 the percentages established by the state  
15 in accordance with the federal social  
16 security act and related federal regu-  
17 lation. Any funds transferred at a  
18 district's request to the title XX social  
19 services block grant shall be used by the  
20 district for eligible title XX social  
21 services provided in accordance with the  
22 provisions of the federal social security  
23 act and the social services law to chil-  
24 dren or their families whose income is  
25 less than 200 percent of the federal  
26 poverty level applicable to the family  
27 size involved. Any funds transferred at a  
28 district's request to the office of chil-  
29 dren and family services federal health  
30 and human services fund - 265 local  
31 assistance, federal day care account shall  
32 be made available to the district for use  
33 for eligible child care expenditures in  
34 accordance with the applicable provisions  
35 of federal law and regulations relating to  
36 federal funds included in the state block  
37 grant for child care and in accordance  
38 with applicable state law and regulations  
39 of the office of children and family  
40 services. Any claims made by a social  
41 services district for expenditures made  
42 for child care during a particular federal  
43 fiscal year, other than claims made under  
44 title XX of the federal social security  
45 act, shall be counted against the social  
46 services district's block grant for child  
47 care for that federal fiscal year. Each  
48 social services district must certify to  
49 the department of family assistance, with-  
50 in 90 days of enactment of the budget but  
51 before August 15, 2010, the amount of  
52 funds it wishes to have transferred under  
53 this provision.

54 Notwithstanding any other provision of law,  
55 the amount of the funds that each district  
56 expends on child welfare services from its

1 flexible fund for family services funds  
2 and any flexible fund for family services  
3 funds transferred at the district's  
4 request to the title XX social services  
5 block grant must, to the extent that fami-  
6 lies are eligible therefore, be equal to  
7 or greater than the district's portion of  
8 the \$342,322,341 statewide child welfare  
9 threshold amount, which shall be estab-  
10 lished pursuant to a formula developed by  
11 the office of temporary and disability  
12 assistance and the office of children and  
13 family services and approved by the direc-  
14 tor of the budget.

15 Notwithstanding any other provision of law  
16 including the state finance law and any  
17 local procurement law, at the request of a  
18 social services district and with the  
19 approval of the director of the budget, a  
20 portion of the funds so appropriated may  
21 be retained by the office of temporary and  
22 disability assistance for use by such  
23 office or for transfer or suballocation to  
24 the department of labor, the department of  
25 health and/or the office of children and  
26 family services to provide centralized  
27 administrative services, including but not  
28 limited to issuing requests for proposals;  
29 entering into, processing and/or amending  
30 contracts with existing providers for any  
31 services eligible for funding under the  
32 flexible fund for family services for  
33 which the applicable state agency has a  
34 contractual relationship or had a contrac-  
35 tual relationship during state fiscal year  
36 2004-05 or thereafter, and providing  
37 vendor payments ..... 960,000,000

38 For the continuation and expansion of a  
39 demonstration project to assist individ-  
40 uals and families in moving out of poverty  
41 through the pursuit of higher education.  
42 Projects shall include intensive, long-  
43 term case management and statistically-  
44 based outcome assessments. The amount  
45 appropriated herein shall be made avail-  
46 able for one project at an education and  
47 work consortium having developed programs  
48 that moved significant numbers of people  
49 from welfare to permanent employment, in  
50 receipt of financial commitments from a  
51 not-for-profit foundation, and having an  
52 established working relationship with  
53 regional social services agencies, the  
54 local business community and other public  
55 and/or private institutions of higher  
56 education. Such program shall provide

1 services to recipients of family assist-  
2 ance, safety net assistance and other  
3 eligible individuals. The consortium shall  
4 consist of three institutions of higher  
5 education with one of the institutions  
6 being a CUNY institution, one a New York  
7 city based institution, and one based in  
8 Westchester county ..... 250,000

9 For services and expenses related to the  
10 advantage afterschool program. Such funds  
11 are to be available pursuant to a plan  
12 prepared by the office of children and  
13 family services and approved by the direc-  
14 tor of the budget to extend or expand  
15 current contracts with community based  
16 organizations, to award new contracts to  
17 continue programs where the existing  
18 contractors are not satisfactorily  
19 performing as determined by the office of  
20 children and family services and/or to  
21 award new contracts through a competitive  
22 process to community based organizations .... 11,213,000

23 For services and expenses, notwithstanding  
24 any other provision of law, relating to  
25 initiating and/or continuing program  
26 modifications and/or providing services  
27 including, but not limited to, demon-  
28 strated effective programs such as  
29 evidence-based initiatives for alterna-  
30 tives to detention for persons alleged or  
31 determined to be in need of supervision or  
32 otherwise at risk of placement in the  
33 juvenile justice system and for services  
34 and expenses related to reducing office of  
35 children and family services institutional  
36 placements through program modifications  
37 and/or services including, but not limited  
38 to, demonstrated effective programs such  
39 as evidence-based initiatives to divert  
40 youth at-risk of placement with the office  
41 of children and family services and/or as  
42 alternatives to residential placements  
43 with such office ..... 6,000,000

44 For services of the BRIDGE program, provided  
45 however, that, unless otherwise determined  
46 by the director of the budget, the rate of  
47 state financial participation shall be the  
48 same rates as required in the month imme-  
49 diately preceding December, 1996. Funds  
50 shall be made available and/or suballo-  
51 cated to the state university of New York  
52 for services and expenditures of the  
53 BRIDGE program and may be transferred to  
54 the state university of New York for  
55 personal and nonpersonal service costs and  
56 other expenses incurred in administering

1 the provision of such services to eligible  
2 individuals and families. A portion of the  
3 funds may be transferred to the office of  
4 temporary and disability assistance state  
5 operations for personal and nonpersonal  
6 service costs incurred by the office in  
7 administering the program. Funds made  
8 available herein shall be used for  
9 services to eligible individuals and fami-  
10 lies who, upon determination of eligibil-  
11 ity for such program, are receiving public  
12 assistance benefits under the state plan  
13 for the temporary assistance for needy  
14 families block grant or whose public  
15 assistance case includes a dependent child  
16 under the age of 18 or under the age of 19  
17 if the child is attending secondary school  
18 and is in receipt of safety net assist-  
19 ance. To the extent that sufficient  
20 numbers of eligible public assistance  
21 recipients are not available, funds may be  
22 used to serve individuals and families not  
23 in receipt of public assistance, but  
24 eligible under the state plan for the  
25 temporary assistance for needy families  
26 block grant ..... 1,000,000

27 For services, notwithstanding any inconsis-  
28 tent provision of law, and without state or  
29 local financial participation, of the  
30 career pathways program for not-for-  
31 profit, community-based organizations  
32 providing coordinated, comprehensive  
33 employment services beyond the level  
34 currently funded by local social services  
35 districts to eligible individuals and  
36 families. Such funds are to be made avail-  
37 able to establish a career pathways  
38 program to link education and occupational  
39 training to subsequent employment through  
40 a continuum of educational programs and  
41 integrated support services to enable  
42 temporary assistance for needy families  
43 eligible participants, including discon-  
44 nected young adults, ages sixteen to twen-  
45 ty-four, to advance over time both to  
46 higher levels of education and to higher  
47 wage jobs in targeted occupational  
48 sectors. With funds appropriated herein,  
49 the office of temporary and disability  
50 assistance in consultation with the  
51 department of labor shall establish the  
52 career pathways program and provide tech-  
53 nical support, as needed, to provide  
54 education, training, and job placement for  
55 low-income individuals, age sixteen and  
56 older. Preference shall be given to eigh-

1     teen to twenty-four year olds who are  
2     unemployed or underemployed, in areas of  
3     the state with demonstrated labor market  
4     needs and unemployment rates that are  
5     greater than the appropriate or compar-  
6     ative rate of employment for the region,  
7     and to persons in receipt of family  
8     assistance and/or safety net assistance.  
9     Of the amounts appropriated, at least  
10    sixty percent shall be available for  
11    services to eighteen to twenty-four year  
12    olds, with remaining funds available to  
13    recipients of family assistance and/or  
14    safety net assistance, without age  
15    restrictions, and sixteen to seventeen  
16    year old self-supporting individuals who  
17    are heads of household. The office of  
18    temporary and disability assistance in  
19    consultation with the department of labor  
20    shall develop a request for proposals and  
21    shall receive, review, and assess applica-  
22    tions. In selecting proposals, the office  
23    of temporary and disability assistance and  
24    the department of labor shall give prefer-  
25    ence to programs that demonstrate communi-  
26    ty-based collaborations with education and  
27    training providers and employers in the  
28    region. Such education and training  
29    providers may include, but not be limited  
30    to general equivalency diplomas programs,  
31    community colleges, junior colleges, busi-  
32    ness and trade schools, vocational insti-  
33    tutions, and institutions with baccalau-  
34    reate degree-granting programs; programs  
35    that provide for a career path or career  
36    paths, as supported by identified local  
37    employment needs; programs that provide  
38    employment services, including but not  
39    limited to, post-secondary training  
40    designed to meet the needs of employers in  
41    the local labor market, or catchment area;  
42    programs that include education and train-  
43    ing components, such as remedial educa-  
44    tion, individual training plans, pre-em-  
45    ployment training, workplace basic skills,  
46    and literacy skills training. Such educa-  
47    tion and training must include insti-  
48    tutions, industry associations, or other  
49    credentialing bodies for the purpose of  
50    providing participants with certificates,  
51    diplomas, or degrees; projects that  
52    provide comprehensive student support  
53    services, including but not limited to  
54    tutoring, mentoring, child care, after  
55    school program access, transportation, and  
56    case management, as part of the individual

1 training plan. Preference shall be given  
2 to proposals that include not-for-profit  
3 collaborations with education, training,  
4 or employer stakeholders in the region;  
5 programs which leverage additional commu-  
6 nity resources and provide participant  
7 support services; training that result in  
8 job placement; and education that links  
9 participants with occupational skills  
10 training and/or employer-related creden-  
11 tials, credits, diplomas or certificates ..... 5,000,000

12 For services and expenses of not-for-profit  
13 and voluntary agencies providing support  
14 services to the caretaker relative of a  
15 minor child when such services are  
16 provided to eligible individuals and fami-  
17 lies. Such funds are available pursuant to  
18 a plan prepared by the office of children  
19 and family services and approved by the  
20 director of the budget to continue or  
21 expand existing programs with existing  
22 contractors that are satisfactorily  
23 performing as determined by the office of  
24 children and family services, to award new  
25 contracts to continue programs where the  
26 existing contractors are not satisfactori-  
27 ly performing as determined by the office  
28 of children and family services and/or to  
29 award new contracts through a competitive  
30 process ..... 250,000

31 Notwithstanding any inconsistent provision  
32 of law, the funds appropriated herein  
33 shall be available for transfer to the  
34 federal health and human services fund -  
35 265, federal day care account to provide  
36 additional funding for subsidies and qual-  
37 ity activities at the city university of  
38 New York, provided that of such amount,  
39 \$278,000 shall be available to community  
40 colleges and \$418,000 shall be available  
41 to senior colleges. .... 696,000

42 Notwithstanding any inconsistent provision  
43 of law, the funds appropriated herein,  
44 shall be available for transfer to the  
45 federal health and human services fund -  
46 265, federal day care account to continue  
47 operation of and support existing enroll-  
48 ment in the child care facilitated enroll-  
49 ment pilot programs which expand access to  
50 child care subsidies for working families  
51 living or employed in the Liberty Zone,  
52 the boroughs of Brooklyn, Queens, and  
53 Bronx, and in the county of Monroe, with  
54 income up to 275 percent of the federal  
55 poverty level. Of the amount appropriated  
56 herein, \$1,207,500 shall be made available

1 for Monroe county, and \$2,898,200 shall be  
2 made available for all other projects. Up  
3 to \$120,750 shall be made available to the  
4 current designated administrator in the  
5 county of Monroe, or to a successor admin-  
6 istrator designated by the current admin-  
7 istration to administer such county's  
8 program and to implement a plan approved  
9 by the office of children and family  
10 services; and up to \$289,820 shall be made  
11 available to the Consortium for Worker  
12 Education, Inc., or other designated  
13 successor, to administer and to implement  
14 a plan approved by the office of children  
15 and family services for the programs in  
16 the Liberty Zone, and the boroughs of  
17 Brooklyn, Queens and Bronx. Each pilot  
18 program administrator shall prepare and  
19 submit to the office of children and fami-  
20 ly services, the chairs of the senate  
21 committee on children and families and the  
22 senate committee on social services, the  
23 chair of the assembly committee on chil-  
24 dren and families, the chair of the assem-  
25 bly committee on social services, the  
26 chair of the senate committee on labor,  
27 and the chair of the assembly committee on  
28 labor, an evaluation of the pilot with  
29 recommendations for continuation or  
30 dissolution of the program supported by  
31 appropriate documentation. Such evalu-  
32 ation shall include available, information  
33 regarding the pilot programs or partic-  
34 ipants in the pilot programs, absent iden-  
35 tifying information, including but not  
36 limited to: the number of income-eligible  
37 children of working parents with income  
38 greater than 200 percent but at or less  
39 than 275 percent of the federal poverty  
40 level; the ages of the children served by  
41 the project, the number of families served  
42 by the project who are in receipt of fami-  
43 ly assistance, the factors that parents  
44 considered when searching for child care,  
45 the factors that barred the families'  
46 access to child care assistance prior to  
47 their enrollment in the pilot program, the  
48 number of families who receive a child  
49 care subsidy pursuant to this program who  
50 choose to use such subsidy for regulated  
51 child care, and the number of families who  
52 receive a child care subsidy pursuant to  
53 this program who choose to use such subsi-  
54 dy to receive child care services provided  
55 by a legally exempt provider. Such report  
56 shall be submitted by the applicable

1 project administrator, on or before Octo-  
2 ber 1, 2010, provided that if such report  
3 is not received by October 1, 2010,  
4 reimbursement for administrative costs  
5 shall be either reduced or withheld, and  
6 failure of an administrator to submit a  
7 timely report may jeopardize such  
8 program's funding in future years.  
9 Expenses related to the development of the  
10 evaluation of the pilot programs shall be  
11 paid from the pilot program's administra-  
12 tive set-aside or non-state funds. The  
13 remaining portion of the project's funds  
14 shall be allocated by the office of chil-  
15 dren and family services to the local  
16 social services districts where the recip-  
17 ient families reside as determined by the  
18 project administrator based on projected  
19 needs and cost of providing child care  
20 subsidy payments to working families  
21 enrolled in the child care subsidy program  
22 through the pilot initiative, provided  
23 however that the office of children and  
24 family services shall not reimburse subsi-  
25 dy payments in excess of the amount the  
26 subsidy funding appropriated herein can  
27 support and the applicable local social  
28 services district shall not be required to  
29 approve or pay for subsidies not funded  
30 herein. The total number of slots for  
31 pilot programs located within the city of  
32 New York shall not exceed one thousand  
33 during fiscal year 2010-2011. Vacancies in  
34 child care slots may be filled at such  
35 time as the total enrollment of the New  
36 York city pilot program is less than one  
37 thousand slots. The pilot program located  
38 in the borough of Queens shall receive one  
39 new additional slot for each slot which  
40 becomes available through attrition once  
41 the total number of filled child care  
42 slots reaches less than one thousand.  
43 Child care subsidies paid on behalf of  
44 eligible families shall be reimbursed at  
45 the actual cost of care up to the applica-  
46 ble market rate for the district in which  
47 the child care is provided, for subsidy  
48 payments made from April 1, 2010 through  
49 March 31, 2011 for the New York city pilot  
50 program and for subsidy payments made from  
51 January 1, 2011 through December 31, 2011  
52 for the Monroe county pilot program in  
53 accordance with the fee schedule of the  
54 local social services district making the  
55 subsidy payments. Pilot programs are  
56 required to submit monthly reports to the



1 office of children and family services,  
2 the local social services district, and  
3 for programs located in the city of New  
4 York, the administration for children's  
5 services, and the legislature. Each month-  
6 ly report must provide without benefit of  
7 personal identifying information, the  
8 pilot program's current enrollment level,  
9 amount of the child's subsidy, co-payment  
10 levels and other information as needed or  
11 required by the office of children and  
12 family services. Further, the office of  
13 children and family services shall provide  
14 technical assistance to the pilot program  
15 to assist with project administration and  
16 timely coordination of the monthly claim-  
17 ing process. Notwithstanding any other  
18 provision of law, any pilot programs main-  
19 tained herein may be terminated if the  
20 administrator for such programs mismanages  
21 such programs, by engaging in actions  
22 including but not limited to, improper use  
23 of funds, providing for child care subsi-  
24 dies in excess of the amount the subsidy  
25 funding appropriated herein can support,  
26 and failing to submit claims for  
27 reimbursement in a timely fashion ..... 4,105,700

28 Notwithstanding any inconsistent provision  
29 of law, the funds appropriated herein  
30 shall be available for transfer to the  
31 federal health and human services fund -  
32 265, federal day care account to continue  
33 operation of the facilitated enrollment  
34 pilot program in Capital Region-Oneida  
35 (consisting of Rensselaer, Schenectady,  
36 Saratoga, Albany and Oneida counties) as  
37 provided to the NYS AFL-CIO Workforce  
38 Development Institute to act or continue  
39 to act as the administrator to implement  
40 the program proposed by the union child  
41 care coalition of the NYS AFL-CIO and  
42 approved by the office of children and  
43 family services. The administrative cost,  
44 including the cost of the development of  
45 the evaluation of the pilot program shall  
46 not exceed ten percent of the funds avail-  
47 able for this purpose. The remaining  
48 portion of the funds shall be allocated by  
49 the office of children and family services  
50 to the local social services districts  
51 where the recipient families reside as  
52 determined by the project administrator  
53 based on projected need and cost of  
54 providing child care subsidies payment to  
55 working families enrolled through the  
56 pilot initiative, a local social services

1 district shall not reimburse subsidy  
2 payments in excess of the amount the  
3 subsidy funding appropriated herein can  
4 support. Child care subsidies paid on  
5 behalf of eligible families shall be reim-  
6 bursed at the actual cost of care up to  
7 the applicable market rate for the  
8 district in which child care is provided  
9 and in accordance with the fee schedule of  
10 the local social services district making  
11 the subsidy payment. Up to \$115,930 shall  
12 be made available to the NYS AFL-CIO Work-  
13 force Development Institute, or other  
14 designated administrator, to administer  
15 and to implement a plan approved by the  
16 office of children and family services for  
17 this pilot program in consultation with  
18 the advisory council. This administrator  
19 shall prepare and submit to the office of  
20 children and family services, the chairs  
21 of the senate committee on social  
22 services, the senate committee on children  
23 and families, the senate committee on  
24 labor, the chairs of the assembly commit-  
25 tee on children and families, and the  
26 assembly committee on social services, an  
27 evaluation of the pilot with recommenda-  
28 tions. Such evaluation shall include  
29 available information regarding the pilot  
30 programs or participants in the pilot  
31 programs, including but not limited to:  
32 the number of income-eligible children of  
33 working parents with income greater than  
34 200 percent but at or less than 275  
35 percent of the federal poverty level, the  
36 ages of the children served by the  
37 project, the number of families served by  
38 the project who are in receipt of family  
39 assistance, the factors that parents  
40 considered when searching for child care,  
41 the factors that barred the families'  
42 access to child care assistance prior to  
43 their enrollment in the facilitated  
44 enrollment program, the number of families  
45 who receive a child care subsidy pursuant  
46 to this program who choose to use such  
47 subsidy for regulated child care, and the  
48 number of families who receive a child  
49 care subsidy pursuant to this program who  
50 choose to use such subsidy to receive  
51 child care services provided by a legally  
52 exempt provider. Such report shall be  
53 submitted by the applicable project admin-  
54 istrator, on or before November 1, 2010,  
55 provided that if such report is not  
56 received by November 30, 2010, reimburse-

ment for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided, for subsidy payments made from April 1, 2010 through March 31, 2011 in accordance with the fee schedule of the local social services district making the subsidy payments. The administrator for this pilot project is required to submit bi-monthly reports on the fifteenth day of every other month beginning on May 15, 2010 and bi-monthly thereafter that provide current enrollment and information including, but not limited to, the amount of the approved subsidy level, the level of co-payment by the local social services district required for the participants in the program, the program's adopted budget reflecting all expenses including salaries and other information as needed, to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families and the assembly committee on social services, and the local social services districts. Provided however that if such bi-monthly reports are not received from this Capital Region-Oneida administrator, reimbursement for administrative costs shall be either reduced or withheld and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. The office of children and family services shall provide technical assistance to the pilot program to assist in timely coordination with the monthly claiming process. Notwithstanding any other provision of law, this pilot program maintained herein may be terminated if the administrator for such program mismanages such program, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support,

1 and failing to submit claims for  
2 reimbursement in a timely fashion ..... 1,159,300  
3 Notwithstanding any inconsistent provision  
4 of law, the funds appropriated herein  
5 shall be available for transfer to the  
6 federal health and human services fund -  
7 265, federal day care account to provide  
8 additional funding for subsidies and qual-  
9 ity activities at the state university of  
10 New York, provided that of such amount,  
11 \$379,000 shall be available to community  
12 colleges and \$568,000 shall be available  
13 to state operated campuses. .... 947,000  
14 For services of a program, pursuant to  
15 section 35 of the social services law but  
16 without state or local financial partic-  
17 ipation, providing legal representation of  
18 individuals whose federal disability bene-  
19 fits have been denied or may be discontin-  
20 ued ..... 483,000  
21 For services related to the continuation of  
22 displaced homemaker services. Funds made  
23 available herein may be used for state  
24 agency contractors, or aid to local social  
25 services districts, provided, further,  
26 that no more than ten percent of such  
27 funds may be used for program adminis-  
28 tration at each individual displaced home-  
29 maker center. Each program administrator  
30 shall prepare and submit an annual report  
31 by December 1, 2010, to the office of  
32 temporary and disability assistance, the  
33 chairs of the senate committee on social  
34 services, and the senate committee on  
35 children and families and the assembly  
36 chair of the committee on social services,  
37 on the summary of activities, including  
38 but not limited to the number of eligible  
39 recipients, and the outcome for each  
40 recipient together with a summary of  
41 revenues and expenses including all sala-  
42 ries ..... 1,605,000  
43 For services and expenses of programs  
44 providing literacy training, workplace  
45 literacy instruction and English-as-a-sec-  
46 ond-language instruction to eligible indi-  
47 viduals and families under the state plan  
48 for the federal temporary assistance for  
49 needy families block grant, including, but  
50 not limited to, programs which offer  
51 intergenerational educational models  
52 intended to increase workplace prepared-  
53 ness, and English-as-a-second-language  
54 programs which appropriately address the  
55 specific linguistic and cultural needs of  
56 the participants and the language skill

1 needs of non-English speaking workers that  
2 relate to workplace safety. Of the amount  
3 appropriated herein, at least \$25,000  
4 shall be available for literacy training  
5 and English-as-a-second-language instruc-  
6 tion to individuals and families, who upon  
7 determination of eligibility for such  
8 services, are in receipt of public assist-  
9 ance and lack a literacy level equivalent  
10 to the ninth month of eighth grade or who  
11 have English language proficiency equal to  
12 a score of 34 or less on the NYS PLACE  
13 test or an equivalent score on a compara-  
14 ble test ..... 125,000

15 For services of programs, in local social  
16 services districts with a population in  
17 excess of two million, that meet the emer-  
18 gency needs of homeless individuals and  
19 families and those at risk of becoming  
20 homeless. Such programs shall have demon-  
21 strated experience in providing services  
22 to meet the emergency needs of homeless  
23 individuals and families and those at risk  
24 of becoming homeless, including crisis  
25 intervention services, eviction prevention  
26 services, mobile emergency feeding  
27 services, and summer youth services ..... 125,000

28 For services related to the green jobs corps  
29 program. Such funds are available for  
30 continuation of services related to the  
31 green jobs corps programs established by  
32 local social services districts during  
33 state fiscal year 2009-10, or new projects  
34 to the extent funds are available, provid-  
35 ing comprehensive employment services to  
36 eligible individuals and families under  
37 the state plan for the federal temporary  
38 assistance for needy families block grant,  
39 with priority given to public assistance  
40 recipients. Such funds are to be made  
41 available to establish and maintain a  
42 green jobs corps program to provide subsi-  
43 dized employment that links low- or no-in-  
44 come individuals, particularly those  
45 facing greater barriers to employment, to  
46 incremental job skills training, basic  
47 education, GED preparation, job placement,  
48 job retention, and career advancement  
49 opportunities in entry-level high-growth  
50 energy efficiency and environmental  
51 conservation industries, including but not  
52 limited to weatherization, building  
53 construction and retrofitting, environ-  
54 mental remediation, renewable energy, and  
55 natural resource preservation. The green  
56 jobs corps program shall provide job read-

1     iness and hard skills training to prepare  
2     participants for subsidized employment  
3     placement consisting of up to 40 hours per  
4     week of paid employment. Such program  
5     shall consist of job readiness training as  
6     intensive preparation for subsidized  
7     employment and advanced training. Local  
8     social services districts receiving funds  
9     from the green jobs corps program shall  
10    contract or develop partnerships with  
11    organizations to provide such training,  
12    which shall include but not be limited to  
13    soft skills training, such as attitudinal  
14    training, career development, and intro-  
15    duction to basic computer literacy skills;  
16    hard skills training, including but not  
17    limited to basic construction (electrical,  
18    plumbing and carpentry), environmental  
19    remediation, weatherization, building  
20    retrofits, renewable energy, and natural  
21    resource preservation. Districts will  
22    provide program participants with avail-  
23    able supportive services to support  
24    program participation and completion,  
25    which may include but not be limited to  
26    child care, transportation, and other  
27    necessary services. In conjunction with  
28    the subsidized employment, funds must be  
29    used to provide adult basic education and  
30    GED preparation for program participants,  
31    or other education and/or training  
32    programs necessary to accomplish the goals  
33    of the program. Preference shall be given  
34    to districts with opportunities for jobs  
35    in the sectors specified above and for  
36    counties with unemployment rates that  
37    exceed the statewide average. Priority  
38    shall be given to providing services to  
39    public assistance recipients and services  
40    shall target eighteen to twenty-four year  
41    olds, formerly incarcerated individuals,  
42    and non-custodial parents including those  
43    who were formerly incarcerated or who have  
44    a criminal history and who can attest to  
45    such parental relationship and make that  
46    information available to local social  
47    services districts child support unit.  
48    Districts must comply with the nondis-  
49    placement provisions of sections 336-e and  
50    336-f of the social services law when  
51    establishing subsidized employment posi-  
52    tions funded through the green jobs corps  
53    program. .... 2,000,000  
54    For services related to the health care jobs  
55    program. Such funds are available for  
56    continuation of services related to the

1 health care jobs programs established by  
2 local social services districts during  
3 state fiscal year 2009-10, or new projects  
4 to the extent funds are available, provid-  
5 ing coordinated, comprehensive employment  
6 services beyond the level previously fund-  
7 ed by local social services districts to  
8 eligible individuals and families under  
9 the state plan for the federal temporary  
10 assistance for needy families block grant.  
11 Such funds are to be made available to  
12 local social services districts, with  
13 priority to districts with over 1,500  
14 active adults in receipt of public assist-  
15 ance residing in households with dependent  
16 children, to train individuals for place-  
17 ment into employment in the health care  
18 sector, and to establish temporary subsidi-  
19 zed employment opportunities for tempo-  
20 rary assistance for needy families eligi-  
21 ble adults for up to one year in the  
22 health sector including community health  
23 outreach positions and other suboccupa-  
24 tions within the sector. Low-income  
25 employees supported by this program may  
26 help provide information and education to  
27 assist low-income individuals with obtain-  
28 ing and maintaining eligibility for public  
29 health care programs, connecting to prima-  
30 ry and preventive care services, reducing  
31 reliance on emergency rooms for basic  
32 care, wellness education, on such topics  
33 including but not limited to weight  
34 management, exercise and nutrition, stress  
35 management, and with accessing benefits  
36 under other work support programs. With  
37 funds appropriated herein and allocated to  
38 local social services districts, the  
39 office of temporary and disability assist-  
40 ance shall provide technical support, as  
41 needed, to provide employment opportu-  
42 nities to low-income workers in the health  
43 care industry, including adults with  
44 limited English proficiency. Each local  
45 social services district shall submit a  
46 plan for its health care jobs program.  
47 Districts must comply with the nondis-  
48 placement provisions of sections 336-e and  
49 336-f of the social services law when  
50 establishing subsidized employment posi-  
51 tions funded through the health care jobs  
52 program ..... 2,000,000  
53 For services and expenses related to the  
54 provision of non-residential domestic  
55 violence. Such funds may be made available  
56 to the office of children and family

1 services. Local social services districts  
2 are encouraged to collaborate with not-  
3 for-profit providers in the provision of  
4 such services ..... 1,449,000

5 For services related to a Nurse-Family Part-  
6 nership program for eligible individuals  
7 and families. Such funds are to be made  
8 available to local social services  
9 districts to establish or fund Nurse-Fami-  
10 ly Partnership programs to provide  
11 supportive services to temporary assist-  
12 ance for needy families eligible individ-  
13 uals aimed at: improving pregnancy  
14 outcomes by helping first time mothers and  
15 pregnant women engage in sound preventive  
16 health practices, including education on  
17 receiving thorough prenatal care from  
18 their healthcare providers, improving  
19 diets, and reducing the use of cigarettes,  
20 alcohol and illegal substances; improving  
21 child health and development by helping  
22 parents provide responsible and competent  
23 care; and improving the economic self-suf-  
24 ficiency of the family by helping parents  
25 develop a vision for their own future,  
26 plan future pregnancies, continue their  
27 education and find work, as appropriate.  
28 Provided that no funds expended under this  
29 provision may be used to provide actual  
30 medical care ..... 2,000,000

31 For preventive services to eligible individ-  
32 uals and families under the state plan for  
33 the federal temporary assistance for needy  
34 families block grant whose incomes do not  
35 exceed 200 percent of the federal poverty  
36 level, including but not limited to:  
37 intensive case management and related  
38 services for families with children at  
39 risk of foster care placement due to the  
40 presence of alcohol and/or substance abuse  
41 in the household; family preservation  
42 services, centers and programs; foster  
43 care diversion demonstrations; and not-  
44 for-profit provider collaborations with  
45 family treatment courts. Such funds are  
46 available pursuant to a plan prepared by  
47 the office of children and family services  
48 and approved by the director of the budget  
49 to continue or expand existing programs  
50 with existing contractors that are satis-  
51 factorily performing as determined by the  
52 office of children and family services, to  
53 award new contracts to continue programs  
54 where the existing contractors are not  
55 satisfactorily performing as determined by  
56 the office of children and family



1 services, and/or award new contracts  
2 through a competitive process. Provided  
3 that, of the funds appropriated herein, at  
4 least \$1,045,000 shall be available for  
5 programs providing post adoption services .... 6,000,000  
6 For enhanced services to refugees, asylees  
7 and other immigrant populations eligible  
8 for refugee services to assist such indi-  
9 viduals and families to attain economic  
10 self-sufficiency and reduce or eliminate  
11 reliance on public assistance benefits as  
12 a primary means of support. Such services  
13 shall include, but not be limited to, case  
14 management, English-as-a-second-language,  
15 job training and placement assistance,  
16 post-employment services necessary to  
17 ensure job retention, and services neces-  
18 sary to assist the individual and family  
19 members to establish and maintain a perma-  
20 nent residence in the state. Funds appro-  
21 priated herein shall, to the extent  
22 permitted by federal law and regulations,  
23 be awarded at the discretion of the  
24 commissioner of the office of temporary  
25 and disability assistance to voluntary  
26 refugee resettlement agencies and/or local  
27 representatives of such agencies currently  
28 under contract with the office of tempo-  
29 rary and disability assistance to provide  
30 services to refugee populations and indi-  
31 vidual awards shall be made proportionately  
32 based on the number of refugees each  
33 organization resettled in the previous  
34 five year period based on the most recent  
35 five year data published by the federal  
36 department of health and human services  
37 office of refugee resettlement or its  
38 contractor. Of the amount appropriated  
39 herein, up to \$415,000 shall be made  
40 available to organizations providing  
41 services to refugees settling in local  
42 social services districts with a popu-  
43 lation in excess of two million and all  
44 remaining funding shall be awarded to  
45 organizations providing such services to  
46 refugees settling in other geographic  
47 locations ..... 500,000  
48 For the services of the Rochester-Genesee  
49 Regional Transportation Authority for the  
50 provision of transportation services to  
51 eligible individuals and families, for the  
52 purpose of transportation to and from  
53 employment or other allowable work activ-  
54 ities ..... 403,000  
55 For those services and expenses provided to  
56 eligible individuals and families by

1 existing settlement houses; provided,  
2 however, that the funds may be made avail-  
3 able without regard to the limitations on  
4 the amount of grants provided to, and the  
5 requirements for fundraising by such  
6 programs as set forth in article 10-B of  
7 the social services law ..... 1,000,000

8 For allocation to local social services  
9 districts, notwithstanding any inconsis-  
10 tent provision of law, and without state or  
11 local financial participation, for costs  
12 of operating the summer youth programs  
13 providing full wage subsidy paid summer  
14 employment and associated supportive  
15 services to eligible individuals under the  
16 state plan for the temporary assistance  
17 for needy families block grant. Notwith-  
18 standing any other inconsistent law to the  
19 contrary, the commissioner of any local  
20 department of social services may assign  
21 all or a portion of moneys appropriated  
22 herein on behalf of such local department  
23 of social services to the workforce  
24 investment board designated by such  
25 commissioner and upon receipt of such  
26 monies, any such workforce investment  
27 board shall be obligated to utilize such  
28 funds consistent with the purposes of this  
29 appropriation. Funds appropriated herein  
30 shall be allocated to local social  
31 services districts in accordance with a  
32 methodology that shall be based on allo-  
33 cations for the prior state fiscal year  
34 and on a district's relative share of  
35 persons aged fourteen to twenty living in  
36 households whose incomes do not exceed 200  
37 percent of the federal poverty level. At  
38 the request of local social services  
39 districts, funds not used for costs of the  
40 summer youth program may be transferred to  
41 the credit of the district's allocation of  
42 the flexible fund for family services;  
43 provided, however, that a minimum of  
44 \$14,200,000 will be used for the summer  
45 youth program ..... 15,500,000

46 For services related to the homelessness  
47 intervention program for eligible individ-  
48 uals and families. These funds shall be  
49 available to not-for-profit organizations  
50 designed to provide services to prevent  
51 homelessness or to secure permanent hous-  
52 ing, including but not limited to  
53 landlord/tenant conflict resolution, legal  
54 services, outreach and referral for other  
55 eligible services and benefits to stabi-

1     lize households, and relocation assistance  
2     ..... 1,006,000  
3     For services related to a supportive housing  
4     program for families and for young adults  
5     age eighteen to twenty-five, who are  
6     eligible for benefits under the state plan  
7     for the federal temporary assistance for  
8     needy families block grant. Such support-  
9     ive housing program shall be designed to  
10    enhance the employability, self-sufficien-  
11    cy, and/or family stability of residents,  
12    and prevent out-of-wedlock pregnancies  
13    among young adult residents. Eligible  
14    families shall include: homeless families;  
15    families at risk of exceeding, and those  
16    that have exceeded, their TANF assistance  
17    time limit; families with multiple barri-  
18    ers to employment and housing stability;  
19    families at risk for foster care place-  
20    ment; and those that are reunited after  
21    placements. Eligible young adults shall  
22    include: young adults aging out of the  
23    foster care system; runaway and homeless  
24    youth; and youth subject to criminal  
25    charges who are at risk for incarceration.  
26    Provided that, of the \$2,500,000 up to  
27    \$500,000 shall be available to continue  
28    existing services or to expand services  
29    provided to eligible young adults ..... 2,500,000  
30    For services, related to transitional jobs  
31    programs administered by local social  
32    services districts with employment oppor-  
33    tunities established in public or private  
34    organizations including community based  
35    agencies. Eligible local social services  
36    districts must establish a plan to provide  
37    coordinated, comprehensive employment  
38    services beyond the level currently funded  
39    by the local social services district to  
40    eligible individuals and families under  
41    the state plan for the federal temporary  
42    assistance for needy families block grant.  
43    Such funds are to be made available to  
44    establish a transitional jobs program to  
45    provide a subsidized employment placement  
46    for up to 12 months for up to 40 hours per  
47    week of paid employment, with the require-  
48    ment that all program participants receive  
49    at least 105 hours of paid education and  
50    training activities linked directly to  
51    local employment opportunities in sectors  
52    with substantial opportunities for contin-  
53    ued unsubsidized employment, including but  
54    not limited to child care, health care,  
55    social and human services, clerical admin-  
56    istrative assistance, transportation and

1 construction/outdoor maintenance, to  
2 enable temporary assistance for needy  
3 families eligible participants, including  
4 disconnected young adults, ages eighteen  
5 to twenty-four, to obtain the job skills  
6 and education to advance into unsubsidized  
7 work at the end of the transitional  
8 employment period. Public or private  
9 organizations receiving funds appropriated  
10 herein shall report to the office of  
11 temporary and disability assistance on the  
12 average hourly wage paid to individuals  
13 participating in the program herein  
14 described. With funds appropriated herein,  
15 the office of temporary and disability  
16 assistance shall provide technical  
17 support, as needed, to enable local social  
18 services districts to develop transitional  
19 jobs programs that provide education,  
20 training, and job placement for low or no  
21 income individuals. Preference shall be  
22 given to persons in receipt of public  
23 assistance, formerly incarcerated individ-  
24 uals, and non-custodial parents including  
25 those who were formerly incarcerated or  
26 who have a criminal history and who can  
27 attest to such parental relationship and  
28 make that information available to local  
29 social services district child support  
30 units. The office of temporary and disa-  
31 bility assistance shall establish allo-  
32 cations to local social services districts  
33 with priority to areas of the state with  
34 unemployment rates that exceed the state-  
35 wide average. Each participating district  
36 must submit a plan for its transitional  
37 jobs program that outlines the employment  
38 opportunities and education and training  
39 that will be provided to prepare individ-  
40 uals for unsubsidized employment.  
41 Districts will be encouraged to leverage  
42 services available through community-based  
43 education and training providers and  
44 target training to the needs of employers  
45 in the region. Such education and training  
46 providers may include, but not be limited  
47 to general equivalency diploma programs,  
48 adult basic education, English-as-a-sec-  
49 ond-language programs, community colleges,  
50 junior colleges, business and trade  
51 schools, vocational institutions, and  
52 institutions with baccalaureate degree-  
53 granting programs, programs that provide  
54 employment services, including but not  
55 limited to programs that include education  
56 and training components, such as remedial

1 education, individual training plans,  
2 pre-employment training, workplace basic  
3 skills, and literacy skills training. In  
4 those instances where program participants  
5 do not have a high school diploma or  
6 equivalent, preference shall be given to  
7 providing adult basic education services  
8 that will enable the participant to obtain  
9 an equivalency diploma. Additionally,  
10 training that provides employment related  
11 credentials, credits or certificates to  
12 support future employment opportunities is  
13 preferred. As part of the individual  
14 training plan, projects are encouraged to  
15 provide comprehensive student support  
16 services, including but not limited to  
17 tutoring, mentoring, child care, after  
18 school program access, transportation,  
19 financial development services, referrals  
20 for public benefits, and case management.  
21 Districts must comply with the nondis-  
22 placement provisions of sections 336-e and  
23 336-f of the social services law when  
24 establishing subsidized employment posi-  
25 tions funded through the transitional jobs  
26 program ..... 5,000,000  
27 For services related to the wheels for work  
28 program, including, but not limited to  
29 activities which procure, repair, finance,  
30 and/or insure vehicles needed for trans-  
31 portation to and from employment or allow-  
32 able work activities ..... 409,000  
33 -----  
34 Program fund subtotal ..... 2,857,693,000  
35 -----

36 Special Revenue Funds - Other / Aid to Localities  
37 Miscellaneous Special Revenue Fund - 339  
38 Electronic Benefit Transfer and Common Benefit Identifi-  
39 cation Card Account

40 For the operation of an automated finger  
41 imaging system; the operation of an elec-  
42 tronic benefit transfer system; and the  
43 production of common benefit identifica-  
44 tion cards. Notwithstanding section 153 of  
45 the social services law or any other  
46 inconsistent provision of law, the depart-  
47 ment shall reduce reimbursement otherwise  
48 payable to social services districts to  
49 recover 50 percent of the non-federal  
50 share of costs incurred by the department  
51 for these purposes ..... 10,000,000  
52 -----  
53 Program account subtotal ..... 10,000,000  
54 -----

1 SPECIALIZED SERVICES PROGRAM ..... 25,050,700  
2 -----

3 General Fund / Aid to Localities  
4 Local Assistance Account - 001

5 For 50 percent reimbursement of expenditures  
6 made by a social services district or a  
7 not-for-profit corporation for supportive  
8 service subsidies for single room occupan-  
9 cy housing for homeless individuals,  
10 pursuant to title 2 of article 2-A of the  
11 social services law. Subject to a plan  
12 approved by the director of the budget, up  
13 to \$250,000 of the funds appropriated  
14 herein, may be used by the office of  
15 temporary and disability assistance  
16 through contract, for technical assistance  
17 to organizations operating or supervising  
18 the operation of a single room occupancy  
19 program ..... 17,664,300

20 For 75 percent reimbursement of the approved  
21 costs for homeless intervention program  
22 activities pursuant to title 4 of article  
23 2-A of the social services law. Notwith-  
24 standing any other inconsistent provision  
25 of law, social services districts or  
26 contractors, as a condition of receiving  
27 such funds herein appropriated, shall  
28 provide 25 percent cash or in-kind share.  
29 Funding provided for herein shall not  
30 supplant existing federal, state or local  
31 funding ..... 2,669,400

32 For services related to programs which  
33 assist non-citizens in their attainment of  
34 citizenship status. No funds shall be  
35 expended from this appropriation until a  
36 plan is submitted by the commissioner and  
37 approved by the director of the budget.  
38 Such funds are to be available for payment  
39 of aid heretofore accrued or hereafter to  
40 accrue to municipalities. Subject to the  
41 approval of the director of the budget,  
42 such funds shall be available to the  
43 office of temporary and disability assist-  
44 ance net of disallowances, refunds,  
45 reimbursements, and credits ..... 1,668,600

46 For enhanced services to refugees, asylees,  
47 entrants, certified victims of human traf-  
48 ficking and their family members, precer-  
49 tified victims of human trafficking and  
50 their family members and other immigrant  
51 populations eligible for refugee services  
52 to assist such individuals and families to  
53 attain economic self-sufficiency and  
54 reduce or eliminate reliance on public

1 assistance benefits as a primary means of  
 2 support.  
 3 Such services shall include, but not be  
 4 limited to, case management, English-as-a-  
 5 second-language, job training and place-  
 6 ment assistance, post-employment services  
 7 necessary to ensure job retention, and  
 8 services necessary to assist the individ-  
 9 ual and family members to establish and  
 10 maintain a permanent residence in New York  
 11 state. Funds appropriated herein shall, at  
 12 the discretion of the commissioner of the  
 13 office of temporary and disability assist-  
 14 ance, be awarded to voluntary refugee  
 15 resettlement agencies and/or local repre-  
 16 sentatives of such agencies currently  
 17 under contract with the office of tempo-  
 18 rary and disability assistance to provide  
 19 services to refugee populations and indi-  
 20 vidual awards shall be made proportionate-  
 21 ly based on each organization's number of  
 22 refugees resettled and asylees, entrants,  
 23 certified and pre-certified victims of  
 24 human trafficking and their family  
 25 members, and other immigrant populations  
 26 eligible for refugee services served in  
 27 the previous five year period based on the  
 28 most recent five year data published by  
 29 the federal department of health and human  
 30 services office of refugee resettlement or  
 31 its grantee ..... 1,668,600  
 32 For services related to the human traffick-  
 33 ing program as established pursuant to  
 34 chapter 74 of the laws of 2007 ..... 397,000  
 35 For operational support to projects which  
 36 have received capital grant awards through  
 37 the homeless housing assistance program  
 38 and house homeless singles and families  
 39 living with HIV/AIDS ..... 982,800  
 40 -----

41 S 17. The several amounts specified in this section, or so much there-  
 42 of as shall be sufficient to accomplish the purposes designated, are  
 43 hereby appropriated and authorized to be paid as hereinafter provided,  
 44 to the respective public officers and for the several purposes speci-  
 45 fied, which amounts shall be available for the state fiscal year begin-  
 46 ning April 1, 2010.

47 DEPARTMENT OF MENTAL HYGIENE  
 48 OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES  
 49 STATE OPERATIONS AND AID TO LOCALITIES 2010-11

50 COMMUNITY TREATMENT SERVICES PROGRAM ..... 390,960,000  
 51 -----

52 General Fund / Aid to Localities

1 Local Assistance Account - 001

2 For payment, net of disallowances, of state  
3 financial assistance in accordance with  
4 the mental hygiene law related to treat-  
5 ment services.

6 Notwithstanding any other provisions of law,  
7 no payment shall be made from this appro-  
8 priation until the recipient agency has  
9 demonstrated that it has applied for and  
10 received, or received formal notification  
11 of refusal of, all forms of third-party  
12 reimbursement, including federal aid and  
13 patient fees. The moneys hereby appropri-  
14 ated are available to reimburse or advance  
15 to localities and voluntary nonprofit  
16 agencies for expenditures heretofore  
17 accrued or hereafter to accrue during  
18 local fiscal periods commencing January 1,  
19 2010 or July 1, 2010 and for advances for  
20 the period beginning January 1, 2011.

21 The commissioner, pursuant to such contract  
22 and/or funding authorization letter, may  
23 pay from this appropriation all or a  
24 portion of the expenses incurred by such  
25 voluntary agencies arising out of loans  
26 obtained from the proceeds of bonds and  
27 notes issued by the dormitory authority of  
28 the state of New York or another author-  
29 ized entity approved by the division of  
30 the budget. Such expenses may include, but  
31 shall not be limited to, amounts relating  
32 to principal and interest and any other  
33 fees and charges arising from such loans.

34 Notwithstanding any other provision of law,  
35 subject to the approval of the director of  
36 the budget, a portion of the money appro-  
37 priated herein may be made available for  
38 obligations and payments heretofore or  
39 hereafter accrued by the department of  
40 health for community alcoholism, chemical  
41 dependence, and substance abuse treatment  
42 services, including the state share of  
43 medical assistance payments.

44 Notwithstanding any inconsistent provision  
45 of law, a portion of the money appropri-  
46 ated herein may be made available for  
47 transfer to the department of health for  
48 the state share of disproportionate share  
49 payments to voluntary nonprofit general  
50 hospitals pursuant to chapter 119 of the  
51 laws of 1997, as amended.

52 Payment limitations set forth in paragraph 2  
53 of subdivision 6 of section 1 of chapter  
54 119 of the laws of 1997 as amended by  
55 section 1 of part S2 of chapter 62 of the



1 laws of 2003 related to costs incurred by  
2 general hospitals in providing services to  
3 uninsured patients and patients eligible  
4 for medical assistance pursuant to title  
5 11 of article 5 of the social services  
6 law, for state fiscal year 2010-11, shall  
7 be based initially on reported reconciled  
8 data from 2008-09, and further reconciled  
9 to actual reported data from such payment  
10 year.

11 Notwithstanding any inconsistent provisions  
12 of law, moneys from this appropriation may  
13 be used for expenses of localities,  
14 nonprofit and for-profit agencies that may  
15 arise from the assumption of operational  
16 responsibilities for programs when operat-  
17 ing certificates for such programs cease  
18 to be in effect and/or programs are placed  
19 into receivership pursuant to section  
20 19.41 of the mental hygiene law.

21 Notwithstanding any inconsistent provision  
22 of law, including section 1 of part C of  
23 chapter 57 of the laws of 2006, as amended  
24 by section 2 of part I of chapter 58 of  
25 the laws of 2008 and part L of chapter 58  
26 of the laws of 2009, for the period  
27 commencing on April 1, 2009 and ending  
28 March 31, 2011 the commissioner shall not  
29 apply any cost of living adjustment for  
30 the purpose of establishing rates of  
31 payments, contracts or any other form of  
32 reimbursement.

33 Notwithstanding any inconsistent provision  
34 of law, moneys from this appropriation  
35 shall not be available for unified  
36 services after June 30, 2010.

37 No expenditure shall be made for such  
38 program until a certificate of allocation  
39 has been approved by the director of the  
40 budget and copies thereof filed with the  
41 state comptroller and chairs of the senate  
42 finance committee and the assembly ways  
43 and means committee.

44 Notwithstanding any provision of law to the  
45 contrary, the commissioner of the office  
46 of alcoholism and substance abuse services  
47 shall be authorized to continue contracts  
48 which were executed on or before March 31,  
49 2010 with entities providing services for  
50 problem gambling and chemical dependency  
51 prevention, treatment and recovery  
52 services, without any additional require-  
53 ments that such contracts be subject to  
54 competitive bidding, a request for  
55 proposal process or other administrative  
56 procedures.

1 Notwithstanding any other provision of law,  
2 the money hereby appropriated may be  
3 transferred to state operations and/or any  
4 appropriation of the office of alcoholism  
5 and substance abuse services, with the  
6 approval of the director of the budget who  
7 shall file such approval with the depart-  
8 ment of audit and control and copies ther-  
9 eof with the chairman of the senate  
10 finance committee and the chairman of the  
11 assembly ways and means committee.  
12 The state comptroller is hereby authorized  
13 to receive funds from the office of alco-  
14 holism and substance abuse services that  
15 were returned from providers in the  
16 current fiscal year in respect of a  
17 settlement of local assistance funds from  
18 prior fiscal years and is authorized to  
19 refund such moneys to the credit of the  
20 local assistance account of the general  
21 fund for the purpose of reimbursing the  
22 2010-11 appropriation.  
23 Funds appropriated herein shall be available  
24 in accordance with the following:  
25 For services and expenses related to problem  
26 gambling and chemical dependence outpa-  
27 tient services ..... 115,400,000  
28 For the state share of medical assistance  
29 payments for outpatient services and the  
30 state share of disproportionate share  
31 payments ..... 34,000,000  
32 -----  
33 Program account subtotal ..... 149,400,000  
34 -----

35 Special Revenue Funds - Federal / Aid to Localities  
36 Federal Health and Human Services Fund - 265

37 For services and expenses of prevention,  
38 intervention, and treatment programs  
39 provided by the SAPT block grants.  
40 Notwithstanding any inconsistent provision  
41 of law, including section 1 of part C of  
42 chapter 57 of the laws of 2006, as amended  
43 by section 2 of part I of chapter 58 of  
44 the laws of 2008 and part L of chapter 58  
45 of the laws of 2009, for the period  
46 commencing on April 1, 2010 and ending  
47 March 31, 2011 the commissioner shall not  
48 apply any cost of living adjustment for  
49 the purpose of establishing rates of  
50 payments, contracts or any other form of  
51 reimbursement.  
52 Notwithstanding any inconsistent provision  
53 of law, a portion of the funds hereby  
54 appropriated may, subject to the approval

1 of the director of the budget, be trans-  
2 ferred to state operations and/or any  
3 appropriation of the office of alcoholism  
4 and substance abuse services consistent  
5 with the terms and conditions of the SAPT  
6 block grant award.  
7 Notwithstanding any provision of law to the  
8 contrary, the commissioner of the office  
9 of alcoholism and substance abuse services  
10 shall be authorized to continue contracts  
11 which were executed on or before March 31,  
12 2010 with entities providing services for  
13 problem gambling and chemical dependency  
14 prevention, treatment and recovery  
15 services, without any additional require-  
16 ments that such contracts be subject to  
17 competitive bidding, a request for  
18 proposal process or other administrative  
19 procedures ..... 82,000,000  
20 For services and expenses associated with  
21 federal grant awards yet to be allocated  
22 by the federal department of health and  
23 human services. Notwithstanding any incon-  
24 sistent provision of law, the director of  
25 the budget is hereby authorized to trans-  
26 fer appropriation authority contained  
27 herein to state operations and/or any  
28 appropriation of the office of alcoholism  
29 and substance abuse services ..... 5,000,000  
30 -----  
31 Program fund subtotal ..... 87,000,000  
32 -----

33 Special Revenue Funds - Federal / State Operations  
34 Federal Operating Grants Fund - 290

35 For services and expenses related to enforc-  
36 ing the underage drinking laws program  
37 grant. Notwithstanding any inconsistent  
38 provision of law, a portion of the funds  
39 hereby appropriated may, subject to the  
40 approval of the director of the budget, be  
41 transferred to aid to localities and/or  
42 any appropriation of the office of alco-  
43 holism and substance abuse services  
44 consistent with the terms of the federal  
45 award ..... 360,000  
46 -----  
47 Program account subtotal ..... 360,000  
48 -----

49 Special Revenue Funds - Federal / Aid to Localities  
50 Federal Operating Grants Fund - 290

51 For services and expenses related to home-  
52 less grants. Subject to a plan approved by

the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services and/or any other federal fund in which federal homeless grants are actually received.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2010 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement ..... 14,000,000

For services and expenses associated with federal grant awards yet to be allocated. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services ..... 5,000,000

Program fund subtotal ..... 19,000,000

Special Revenue Funds - Other / Aid to Localities  
Miscellaneous Special Revenue Fund - 339  
Mental Hygiene Program Fund Account

For payment, net of disallowances, of state financial assistance in accordance with the mental hygiene law related to treatment services.

Notwithstanding any other provisions of law, no payment shall be made from this appropriation until the recipient agency has demonstrated that it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit agencies for expenditures heretofore

1 accrued or hereafter to accrue during  
2 local fiscal periods commencing January 1,  
3 2010 or July 1, 2010 and for advances for  
4 the period beginning January 1, 2011.

5 The commissioner, pursuant to such contract  
6 and/or funding authorization letter, may  
7 pay from this appropriation all or a  
8 portion of the expenses incurred by such  
9 voluntary agencies arising out of loans  
10 obtained from the proceeds of bonds and  
11 notes issued by the dormitory authority of  
12 the state of New York or another author-  
13 ized entity approved by the division of  
14 the budget. Such expenses may include, but  
15 shall not be limited to, amounts relating  
16 to principal and interest and any other  
17 fees and charges arising from such loans.

18 Notwithstanding any inconsistent provisions  
19 of law, moneys from this appropriation may  
20 be used for expenses of localities,  
21 nonprofit and for-profit agencies that may  
22 arise from the assumption of operational  
23 responsibilities for programs when operat-  
24 ing certificates for such programs cease  
25 to be in effect and/or programs are placed  
26 into receivership pursuant to section  
27 19.41 of the mental hygiene law.

28 Notwithstanding any inconsistent provision  
29 of law, including section 1 of part C of  
30 chapter 57 of the laws of 2006, as amended  
31 by section 2 of part I of chapter 58 of  
32 the laws of 2008 and part L of chapter 58  
33 of the laws of 2009, for the period  
34 commencing on April 1, 2009 and ending  
35 March 31, 2011 the commissioner shall not  
36 apply any cost of living adjustment for  
37 the purpose of establishing rates of  
38 payments, contracts or any other form of  
39 reimbursement.

40 Notwithstanding any inconsistent provision  
41 of law, moneys from this appropriation  
42 shall not be available for unified  
43 services after June 30, 2010.

44 No expenditure shall be made for such  
45 program until a certificate of allocation  
46 has been approved by the director of the  
47 budget and copies thereof filed with the  
48 state comptroller and chairs of the senate  
49 finance committee and the assembly ways  
50 and means committee.

51 Notwithstanding any provision of law to the  
52 contrary, the commissioner of the office  
53 of alcoholism and substance abuse services  
54 shall be authorized to continue contracts  
55 which were executed on or before March 31,  
56 2010 with entities providing services for

1 problem gambling and chemical dependency  
2 prevention, treatment and recovery  
3 services, without any additional require-  
4 ments that such contracts be subject to  
5 competitive bidding, a request for  
6 proposal process or other administrative  
7 procedures.

8 Notwithstanding any other provision of law,  
9 the money hereby appropriated may be  
10 transferred to state operations and/or any  
11 appropriation of the office of alcoholism  
12 and substance abuse services, with the  
13 approval of the director of the budget who  
14 shall file such approval with the depart-  
15 ment of audit and control and copies ther-  
16 eof with the chairman of the senate  
17 finance committee and the chairman of the  
18 assembly ways and means committee.

19 The state comptroller is hereby authorized  
20 and directed to loan money in accordance  
21 with the provisions set forth in subdivi-  
22 sion 5 of section 4 of the state finance  
23 law to the mental hygiene program fund  
24 account.

25 The state comptroller is hereby authorized  
26 to receive funds from the office of alco-  
27 holism and substance abuse services that  
28 were returned from providers in the  
29 current fiscal year in respect of a  
30 settlement of local assistance funds from  
31 prior fiscal years and is authorized to  
32 refund such moneys to the credit of this  
33 fund for the purpose of reimbursing the  
34 2010-11 appropriation.

35 Funds appropriated herein shall be available  
36 in accordance with the following:

|  |             |
|--|-------------|
| 37 For services and expenses related to inpa-  |             |
| 38 tient rehabilitation services .....         | 200,000     |
| 39 For services and expenses related to resi-  |             |
| 40 dential services .....                      | 89,000,000  |
| 41 For services and expenses related to crisis |             |
| 42 services .....                              | 15,000,000  |
| 43 For expenses related to debt service        |             |
| 44 payments for capital projects funded by     |             |
| 45 the proceeds of bonds and notes issued by   |             |
| 46 the dormitory authority of the state of     |             |
| 47 New York .....                              | 31,000,000  |
| 48   | -----       |
| 49 Program account subtotal .....              | 135,200,000 |
| 50   | -----       |

51 EXECUTIVE DIRECTION PROGRAM ..... 58,552,000

53 Special Revenue Funds - Federal / State Operations  
54 Federal Health and Human Services Fund - 265

1 For services and expenses associated with  
2 administering the substance abuse  
3 prevention and treatment (SAPT) block  
4 grant.

5 Notwithstanding any inconsistent provision  
6 of law, a portion of the funds hereby  
7 appropriated may, subject to the approval  
8 of the director of the budget, be trans-  
9 ferred to local assistance and/or any  
10 appropriation of the office of alcoholism  
11 and substance abuse services consistent  
12 with the terms and conditions of the SAPT  
13 block grant award.

14 Notwithstanding any other provision of law  
15 to the contrary, the expiration dates of  
16 the exemption from licensure requirements  
17 as set forth in section 9 of chapter 420  
18 of the laws of 2002 and section 17-a of  
19 chapter 676 of the laws of 2002 are hereby  
20 extended until March 31, 2011.

|    |                             |           |
|----|-----------------------------|-----------|
| 21 | Personal service .....      | 3,778,000 |
| 22 | Nonpersonal service .....   | 977,000   |
| 23 |                             | -----     |
| 24 | Program fund subtotal ..... | 4,755,000 |
| 25 |                             | -----     |

26 Special Revenue Funds - Federal / State Operations  
27 Federal Department of Education Fund - 267

28 For services and expenses associated with  
29 the administration of the federal safe and  
30 drug free schools and communities act  
31 consistent with the terms and conditions  
32 of the federal award.

33 Notwithstanding any inconsistent provision  
34 of law, a portion of the funds hereby  
35 appropriated may, subject to the approval  
36 of the director of the budget, be trans-  
37 ferred to local assistance and/or any  
38 appropriation of the office of alcoholism  
39 and substance abuse services consistent  
40 with the terms of the federal award ..... 147,000

|    |                             |         |
|----|-----------------------------|---------|
| 41 |                             | -----   |
| 42 | Program fund subtotal ..... | 147,000 |
| 43 |                             | -----   |

44 Special Revenue Funds - Federal / State Operations  
45 Federal Operating Grants Fund - 290  
46 Statewide Data Collection Account

47 For services and expenses related to the  
48 statewide data collection program as  
49 mandated in the 1988 federal anti-drug  
50 abuse act.

1 Notwithstanding any inconsistent provision  
2 of law, moneys hereby appropriated may,  
3 subject to the approval of the director of  
4 the budget, be transferred to local  
5 assistance and/or any appropriation of the  
6 office of alcoholism and substance abuse  
7 services ..... 343,000  
8 -----  
9 Program account subtotal ..... 343,000  
10 -----

11 Special Revenue Funds - Other / State Operations  
12 Miscellaneous Special Revenue Fund - 339  
13 Credentialing Services Account

14 For services and expenses related to the  
15 credentialing of prevention, alcohol and  
16 substance abuse, and problem gambling  
17 counselors.

18 Notwithstanding any inconsistent provision  
19 of law, moneys hereby appropriated may,  
20 subject to the approval of the director of  
21 the budget, be transferred to local  
22 assistance and/or any appropriation of the  
23 office of alcoholism and substance abuse  
24 services.

25 Notwithstanding any other provision of law  
26 to the contrary, the expiration dates of  
27 the exemption from licensure requirements  
28 as set forth in section 9 of chapter 420  
29 of the laws of 2002 and section 17-a of  
30 chapter 676 of the laws of 2002 are hereby  
31 extended until March 31, 2011.

32 PERSONAL SERVICE

33 Personal service--regular ..... 626,000  
34 Holiday/overtime compensation ..... 8,000  
35 -----  
36 Amount available for personal service ..... 634,000  
37 -----

38 NONPERSONAL SERVICE

39 Fringe benefits ..... 303,000  
40 Indirect costs ..... 25,000  
41 -----  
42 Amount available for nonpersonal service ..... 328,000  
43 -----  
44 Program account subtotal ..... 962,000  
45 -----

46 Special Revenue Funds - Other / State Operations  
47 Miscellaneous Special Revenue Fund - 339  
48 Mental Hygiene Program Fund Account



1 Notwithstanding any other provision of law,  
2 the money hereby appropriated may be  
3 transferred to local assistance and/or any  
4 appropriation of the office of alcoholism  
5 and substance abuse services, and may be  
6 increased or decreased by transfer or  
7 suballocation between these appropriated  
8 amounts and appropriations of the depart-  
9 ment of health, the office of medicaid  
10 inspector general, the office of mental  
11 health, and the office of mental retarda-  
12 tion and developmental disabilities with  
13 the approval of the director of the budget  
14 who shall file such approval with the  
15 department of audit and control and copies  
16 thereof with the chairman of the senate  
17 finance committee and the chairman of the  
18 assembly ways and means committee.

19 The state comptroller is hereby authorized  
20 and directed to loan money in accordance  
21 with the provisions set forth in subdivi-  
22 sion 5 of section 4 of the state finance  
23 law to the mental hygiene program fund  
24 account.

25 Notwithstanding any other provision of law  
26 to the contrary, the expiration dates of  
27 the exemption from licensure requirements  
28 as set forth in section 9 of chapter 420  
29 of the laws of 2002 and section 17-a of  
30 chapter 676 of the laws of 2002 are hereby  
31 extended until March 31, 2011.

32 PERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 33 | Personal service--regular .....             | 26,000,000 |
| 34 | Holiday/overtime compensation .....         | 25,000     |
| 35 |   | -----      |
| 36 | Amount available for personal service ..... | 26,025,000 |
| 37 |   | -----      |

38 NONPERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 39 | Supplies and materials .....                  | 1,200,000  |
| 40 | Travel .....                                  | 750,000    |
| 41 | Contractual services .....                    | 8,600,000  |
| 42 | Equipment .....                               | 300,000    |
| 43 | Indirect costs .....                          | 1,100,000  |
| 44 | Fringe benefits .....                         | 12,000,000 |
| 45 |   | -----      |
| 46 | Amount available for nonpersonal service .... | 23,950,000 |
| 47 |   | -----      |
| 48 | Program account subtotal .....                | 49,975,000 |
| 49 |   | -----      |

50 Special Revenue Funds - Other / State Operations  
51 Miscellaneous Special Revenue Fund - 339

## 1 Methadone Registry Services Account

2 For services and expenses related to the  
3 operation of methadone services and a  
4 patient registry for the prevention of  
5 simultaneous enrollment in multiple metha-  
6 done treatment programs.

7 Notwithstanding any inconsistent provision  
8 of law, moneys hereby appropriated may,  
9 subject to the approval of the director of  
10 the budget, be transferred to local  
11 assistance and/or any appropriation of the  
12 office of alcoholism and substance abuse  
13 services.

## 14 NONPERSONAL SERVICE

15 Contractual services ..... 300,000

16 -----  
17 Program account subtotal ..... 300,000  
18 -----

19 Special Revenue Funds - Other / State Operations  
20 Miscellaneous Special Revenue Fund - 339  
21 Special Projects Account

22 For services and expenses related to special  
23 projects.

24 Notwithstanding any inconsistent provision  
25 of law, moneys hereby appropriated may,  
26 subject to the approval of the director of  
27 the budget, be transferred to local  
28 assistance and/or any appropriation of the  
29 office of alcoholism and substance abuse  
30 services.

31 Notwithstanding any other provision of law,  
32 up to \$2,000,000 of this appropriation  
33 shall be made available for services and  
34 expenses to support amounts for adminis-  
35 tration, research associates, equipment,  
36 travel, conference expenses, contractual  
37 services, grant writers to increase income  
38 from non-state sources, and other research  
39 initiatives. Funding will be provided  
40 through research foundation for mental  
41 hygiene, inc. resources, including, but  
42 not limited to, indirect costs recoveries,  
43 direct grant reimbursement, interest earn-  
44 ings and operating balances.

## 45 NONPERSONAL SERVICE

46 Supplies and materials ..... 15,000

47 Travel ..... 5,000

48 Contractual services ..... 2,050,000  
49 -----

|    |  |            |
|----|--|------------|
| 1  | Program account subtotal .....                     | 2,070,000  |
| 2  |  | -----      |
| 3  | INSTITUTIONAL SERVICES .....                       | 71,798,000 |
| 4  |  | -----      |
| 5  | Special Revenue Funds - Federal / State Operations |            |
| 6  | Federal Health and Human Services Fund - 265       |            |
| 7  | For services and expenses associated with          |            |
| 8  | administering the substance abuse                  |            |
| 9  | prevention and treatment (SAPT) block              |            |
| 10 | grant.   |            |
| 11 | Notwithstanding any inconsistent provision         |            |
| 12 | of law, a portion of the funds hereby              |            |
| 13 | appropriated may, subject to the approval          |            |
| 14 | of the director of the budget, be trans-           |            |
| 15 | ferred to local assistance and/or any              |            |
| 16 | appropriation of the office of alcoholism          |            |
| 17 | and substance abuse services consistent            |            |
| 18 | with the terms and conditions of the SAPT          |            |
| 19 | block grant award.                                 |            |
| 20 | Notwithstanding any other provision of law         |            |
| 21 | to the contrary, the expiration dates of           |            |
| 22 | the exemption from licensure requirements          |            |
| 23 | as set forth in section 9 of chapter 420           |            |
| 24 | of the laws of 2002 and section 17-a of            |            |
| 25 | chapter 676 of the laws of 2002 are hereby         |            |
| 26 | extended until March 31, 2011.                     |            |
| 27 | Personal service .....                             | 865,000    |
| 28 | Nonpersonal service .....                          | 335,000    |
| 29 |  | -----      |
| 30 | Program fund subtotal .....                        | 1,200,000  |
| 31 |  | -----      |
| 32 | Special Revenue Funds - Other / State Operations   |            |
| 33 | Miscellaneous Special Revenue Fund - 339           |            |
| 34 | Mental Hygiene Program Fund Account                |            |
| 35 | Notwithstanding any other provision of law,        |            |
| 36 | the money hereby appropriated may be               |            |
| 37 | transferred to local assistance and/or any         |            |
| 38 | appropriation of the office of alcoholism          |            |
| 39 | and substance abuse services, with the             |            |
| 40 | approval of the director of the budget who         |            |
| 41 | shall file such approval with the depart-          |            |
| 42 | ment of audit and control and copies ther-         |            |
| 43 | eof with the chairman of the senate                |            |
| 44 | finance committee and the chairman of the          |            |
| 45 | assembly ways and means committee. The             |            |
| 46 | state comptroller is hereby authorized and         |            |
| 47 | directed to loan money in accordance with          |            |
| 48 | the provisions set forth in subdivision 5          |            |
| 49 | of section 4 of the state finance law to           |            |
| 50 | the mental hygiene program fund account.           |            |

1 Notwithstanding any other provision of law  
2 to the contrary, the expiration dates of  
3 the exemption from licensure requirements  
4 as set forth in section 9 of chapter 420  
5 of the laws of 2002 and section 17-a of  
6 chapter 676 of the laws of 2002 are hereby  
7 extended until March 31, 2011.

8 PERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 9  | Personal service--regular .....             | 19,000,000 |
| 10 | Temporary service .....                     | 750,000    |
| 11 | Holiday/overtime compensation .....         | 1,000,000  |
| 12 |   | -----      |
| 13 | Amount available for personal service ..... | 20,750,000 |
| 14 |   | -----      |

15 NONPERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 16 | Supplies and materials .....                  | 5,800,000  |
| 17 | Travel .....                                  | 300,000    |
| 18 | Contractual services .....                    | 9,600,000  |
| 19 | Equipment .....                               | 400,000    |
| 20 | Indirect costs .....                          | 900,000    |
| 21 | Fringe benefits .....                         | 10,000,000 |
| 22 |   | -----      |
| 23 | Amount available for nonpersonal service .... | 27,000,000 |
| 24 |   | -----      |
| 25 | Program account subtotal .....                | 47,750,000 |
| 26 |   | -----      |

27 Special Revenue Funds - Other / State Operations  
28 Miscellaneous Special Revenue Fund - 339  
29 Mental Hygiene Patient Income Account

30 Notwithstanding any other provision of law,  
31 the money hereby appropriated may be  
32 transferred to local assistance and/or any  
33 appropriation of the office of alcoholism  
34 and substance abuse services, with the  
35 approval of the director of the budget who  
36 shall file such approval with the depart-  
37 ment of audit and control and copies ther-  
38 eof with the chairman of the senate  
39 finance committee and the chairman of the  
40 assembly ways and means committee. The  
41 state comptroller is hereby authorized and  
42 directed to loan money in accordance with  
43 the provisions set forth in subdivision 5  
44 of section 4 of the state finance law to  
45 the mental hygiene patient income account.  
46 Notwithstanding any other provision of law  
47 to the contrary, the expiration dates of  
48 the exemption from licensure requirements  
49 as set forth in section 9 of chapter 420  
50 of the laws of 2002 and section 17-a of

1 chapter 676 of the laws of 2002 are hereby  
2 extended until March 31, 2011.

3 PERSONAL SERVICE

4 Personal service--regular ..... 15,129,000  
5 -----

6 NONPERSONAL SERVICE

7 Indirect costs ..... 614,000

8 Fringe benefits ..... 7,105,000  
9 -----

10 Amount available for nonpersonal service ..... 7,719,000  
11 -----

12 Program account subtotal ..... 22,848,000  
13 -----

14 PREVENTION AND PROGRAM SUPPORT ..... 86,595,000  
15 -----

16 Special Revenue Funds - Federal / Aid to Localities

17 Federal Health and Human Services Fund - 265

18 For services and expenses related to  
19 prevention, intervention and treatment  
20 programs provided by the substance abuse  
21 prevention and treatment (SAPT) block  
22 grant.

23 Notwithstanding any inconsistent provision  
24 of law, including section 1 of part C of  
25 chapter 57 of the laws of 2006, as amended  
26 by section 2 of part I of chapter 58 of  
27 the laws of 2008 and part L of chapter 58  
28 of the laws of 2009, for the period  
29 commencing on April 1, 2010 and ending  
30 March 31, 2011 the commissioner shall not  
31 apply any cost of living adjustment for  
32 the purpose of establishing rates of  
33 payments, contracts or any other form of  
34 reimbursement.

35 Notwithstanding any inconsistent provision  
36 of law, a portion of the funds hereby  
37 appropriated may, subject to the approval  
38 of the director of the budget, be trans-  
39 ferred to state operations and/or any  
40 appropriation of the office of alcoholism  
41 and substance abuse services consistent  
42 with the terms and conditions of the SAPT  
43 block grant award.

44 Notwithstanding any provision of law to the  
45 contrary, the commissioner of the office  
46 of alcoholism and substance abuse services  
47 shall be authorized to continue contracts  
48 which were executed on or before March 31,  
49 2010 with entities providing services for

1 problem gambling and chemical dependency  
2 prevention, treatment and recovery  
3 services, without any additional require-  
4 ments that such contracts be subject to  
5 competitive bidding, a request for  
6 proposal process or other administrative  
7 procedures ..... 29,000,000  
8 -----  
9 Program fund subtotal ..... 29,000,000  
10 -----

11 Special Revenue Funds - Federal / Aid to Localities  
12 Federal Department of Education Fund - 267

13 For services and expenses related to  
14 prevention from the federal safe and drug-  
15 free schools and communities act consist-  
16 ent with the terms and conditions of the  
17 federal award.  
18 Notwithstanding any inconsistent provision  
19 of law, moneys hereby appropriated may,  
20 subject to the approval of the director of  
21 the budget, be transferred to state oper-  
22 ations and/or any appropriation of the  
23 office of alcoholism and substance abuse  
24 services.  
25 Notwithstanding any provision of law to the  
26 contrary, the commissioner of the office  
27 of alcoholism and substance abuse services  
28 shall be authorized to continue contracts  
29 which were executed on or before March 31,  
30 2010 with entities providing services for  
31 problem gambling and chemical dependency  
32 prevention, treatment and recovery  
33 services, without any additional require-  
34 ments that such contracts be subject to  
35 competitive bidding, a request for  
36 proposal process or other administrative  
37 procedures ..... 4,755,000  
38 -----  
39 Program fund subtotal ..... 4,755,000  
40 -----

41 Special Revenue Funds - Other / Aid to Localities  
42 Miscellaneous Special Revenue Fund - 339  
43 Mental Hygiene Program Fund Account

44 For payment, net of disallowances, of state  
45 financial assistance in accordance with  
46 the mental hygiene law related to problem  
47 gambling and chemical dependency school  
48 and community-based prevention, education,  
49 and recovery programs, and program  
50 support.  
51 Notwithstanding any other provisions of law,  
52 no payment shall be made from this appro-

priation until the recipient agency has demonstrated it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit agencies for expenditures heretofore accrued or hereafter to accrue during local fiscal periods commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011.

No expenditure shall be made for such program until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comptroller and chairs of the senate finance committee and the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

The state comptroller is hereby authorized to receive funds from the office of alcoholism and substance abuse services that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years and is authorized to refund such moneys to the credit of this fund for the purpose of reimbursing the 2010-11 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2009 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of

1 payments, contracts or any other form of  
2 reimbursement.  
3 Notwithstanding any inconsistent provision  
4 of law, moneys from this appropriation  
5 shall not be available for unified  
6 services after June 30, 2010.  
7 Notwithstanding any provision of law to the  
8 contrary, the commissioner of the office  
9 of alcoholism and substance abuse services  
10 shall be authorized to continue contracts  
11 which were executed on or before March 31,  
12 2010 with entities providing services for  
13 problem gambling and chemical dependency  
14 prevention and treatment services, without  
15 any additional requirements that such  
16 contracts be subject to competitive  
17 bidding, a request for proposal process or  
18 other administrative procedures. Of the  
19 amounts appropriated herein, at least  
20 \$15,549,568 shall be made available to the  
21 New York City Department of Education for  
22 the continuation of such school-operated  
23 prevention programs provided by school  
24 district employees ..... 45,000,000  
25 -----  
26 Program account subtotal ..... 45,000,000  
27 -----

28 Special Revenue Funds - Other / Aid to Localities  
29 Chemical Dependence Service Fund - 346

30 For services and expenses of community chem-  
31 ical dependence treatment and prevention  
32 services programs including services and  
33 expenses related to staff training, evalu-  
34 ation, and workforce development activ-  
35 ities.  
36 Notwithstanding any provision of law, rule  
37 or regulation to the contrary, a portion  
38 of this appropriation related to enforce-  
39 ment action fine and/or levy moneys may be  
40 made available to localities and nonprofit  
41 and for-profit agencies for payment of  
42 expenses for facilities operating under a  
43 receivership pursuant to section 19.41 of  
44 the mental hygiene law. Such funds may  
45 also be transferred to state operations  
46 and/or any appropriation of the office of  
47 alcoholism and substance abuse services  
48 and appropriations of the department of  
49 health, the office of medicaid inspector  
50 general, the office of mental health, and  
51 the office of mental retardation and  
52 developmental disabilities with the  
53 approval of the director of the budget who  
54 shall file such approval with the depart-



ment of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ..... 7,840,000

Program fund subtotal ..... 7,840,000

S 18. The several amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be paid as hereinafter provided, to the respective public officers and for the several purposes specified, which amounts shall be available for the state fiscal year beginning April 1, 2010.

#### DEPARTMENT OF MENTAL HYGIENE

#### OFFICE OF MENTAL HEALTH

#### STATE OPERATIONS AND AID TO LOCALITIES 2010-11

#### SCHEDULE

ADMINISTRATION AND FINANCE PROGRAM ..... 115,530,000

Special Revenue Funds - Federal / State Operations  
Federal Health and Human Services Fund - 265

For administration of the community services block grant.  
Notwithstanding any other provision of law to the contrary, the expiration dates of the exemption from licensure requirements as set forth in section 9 of chapter 420 of the laws of 2002 and section 17-a of chapter 676 of the laws of 2002 are hereby extended until March 31, 2011.

Personal service ..... 814,000  
Nonpersonal service ..... 178,000  
Fringe benefits ..... 366,000  
Amount available ..... 1,358,000

For administration of the federal New York makes work pay grant.  
Notwithstanding any other provision of law to the contrary, the expiration dates of the exemption from licensure requirements as set forth in section 9 of chapter 420 of the laws of 2002 and section 17-a of chapter 676 of the laws of 2002 are hereby extended until March 31, 2011.

|   |                           |         |
|---|---------------------------|---------|
| 1 | Personal service .....    | 193,000 |
| 2 | Nonpersonal service ..... | 20,000  |
| 3 | Fringe benefits .....     | 87,000  |
| 4 |                           | -----   |
| 5 | Amount available .....    | 300,000 |
| 6 |                           | -----   |

7 For administration of programs to assist and  
8 transition from homelessness(PATH) grants.  
9 Notwithstanding any other provision of law  
10 to the contrary, the expiration dates of  
11 the exemption from licensure requirements  
12 as set forth in section 9 of chapter 420  
13 of the laws of 2002 and section 17-a of  
14 chapter 676 of the laws of 2002 are hereby  
15 extended until March 31, 2011.

|    |                             |           |
|----|-----------------------------|-----------|
| 16 | Personal service .....      | 125,000   |
| 17 | Fringe benefits .....       | 55,000    |
| 18 |                             | -----     |
| 19 | Amount available .....      | 180,000   |
| 20 |                             | -----     |
| 21 | Program fund subtotal ..... | 1,838,000 |
| 22 |                             | -----     |

23 Special Revenue Funds - Federal / State Operations  
24 Federal Operating Grants Fund - 290

25 Notwithstanding any other provision of law  
26 to the contrary, the expiration dates of  
27 the exemption from licensure requirements  
28 as set forth in section 9 of chapter 420  
29 of the laws of 2002 and section 17-a of  
30 chapter 676 of the laws of 2002 are hereby  
31 extended until March 31, 2011.

|    |                             |         |
|----|-----------------------------|---------|
| 32 | Personal service .....      | 139,000 |
| 33 | Fringe benefits .....       | 61,000  |
| 34 |                             | -----   |
| 35 | Program fund subtotal ..... | 200,000 |
| 36 |                             | -----   |

37 Special Revenue Funds - Other / State Operations  
38 Mental Hygiene Gifts and Donations Fund - 019  
39 Office of Mental Health Gifts and Donations Account

40 For nonpersonal service expenditures to  
41 benefit patients or for other purposes  
42 from investment income, private donations  
43 and other contributions.

## 1 NONPERSONAL SERVICE

2 Supplies and materials ..... 200,000  
3 Travel ..... 35,000  
4 Contractual services ..... 125,000  
5 Equipment ..... 140,000  
6 -----  
7 Program account subtotal ..... 500,000  
8 -----

9 Special Revenue Funds - Other / State Operations  
10 Combined Gifts, Grants and Bequests Fund - 020  
11 Office of Mental Health Grants and Bequests Account

12 For nonpersonal service expenditures to  
13 benefit patients from bequests from  
14 patients' families.

## 15 NONPERSONAL SERVICE

16 Supplies and materials ..... 70,000  
17 -----  
18 Program account subtotal ..... 70,000  
19 -----

20 Special Revenue Fund - Other / State Operations  
21 Miscellaneous Special Revenue Fund - 339  
22 Cook/Chill Account

23 For services and expenses related to the  
24 operation of the cook/chill production  
25 center at the Rockland psychiatric center.

## 26 NONPERSONAL SERVICE

27 Supplies and materials ..... 1,650,000  
28 Contractual services ..... 1,650,000  
29 -----  
30 Program account subtotal ..... 3,300,000  
31 -----

32 Special Revenue Funds - Other / State Operations  
33 Miscellaneous Special Revenue Fund - 339  
34 Mental Hygiene Program Fund Account

35 Notwithstanding any other provision of law,  
36 the money hereby appropriated may be  
37 increased or decreased by interchange,  
38 with any appropriation of the office of  
39 mental health, and may be increased or  
40 decreased by transfer or suballocation  
41 between these appropriated amounts and  
42 appropriations of the department of  
43 health, the office of medicaid inspector  
44 general, the office of mental retardation  
45 and developmental disabilities, and the

1 office of alcoholism and substance abuse  
2 services with the approval of the director  
3 of the budget who shall file such approval  
4 with the department of audit and control  
5 and copies thereof with the chairman of  
6 the senate finance committee and the  
7 chairman of the assembly ways and means  
8 committee.

9 Notwithstanding any other provision of law  
10 to the contrary, any of the amounts appro-  
11 priated herein may be increased or  
12 decreased by interchange or transfer with-  
13 out limit, with any appropriation of the  
14 office of mental health or by transfer or  
15 suballocation to any department, agency or  
16 public authority for expenditures incurred  
17 in the operation of such programs with the  
18 approval of the director of the budget who  
19 shall file such approval with the depart-  
20 ment of audit and control and copies ther-  
21 eof with the chairman of the senate  
22 finance committee and the chairman of the  
23 assembly ways and means committee.

24 Notwithstanding any other provision of law  
25 to the contrary, funds appropriated under  
26 this program shall not be used for the  
27 payment of tolls at the Robert F. Kennedy  
28 bridge, for vehicles driven by persons  
29 commuting to and from work who are  
30 employed at facilities located on Ward's  
31 island operated by the department of  
32 mental hygiene.

33 Notwithstanding any inconsistent provision  
34 of law, this appropriation is not avail-  
35 able to support the development or  
36 production of reports required pursuant to  
37 chapter 119 of the laws of 2007 for the  
38 period beginning April 1, 2010 and ending  
39 March 31, 2011.

40 Notwithstanding any other provision of law,  
41 including sections 29.23 and 33.07 of the  
42 mental hygiene law, the director of a  
43 mental hygiene facility, as defined by  
44 section 1.03 of the mental hygiene law,  
45 who is a representative payee for a person  
46 pursuant to designation by the social  
47 security administration shall be author-  
48 ized to apply federal benefits, including  
49 benefits for which there is a state share,  
50 to the cost of the person's care and  
51 treatment, provided the director acts in a  
52 manner consistent with applicable federal  
53 law and regulations.

54 Notwithstanding any other provision of law  
55 to the contrary, the expiration dates of  
56 the exemption from licensure requirements

1 as set forth in section 9 of chapter 420  
2 of the laws of 2002 and section 17-a of  
3 chapter 676 of the laws of 2002 are hereby  
4 extended until March 31, 2011.  
5 The state comptroller is hereby authorized  
6 and directed to loan money in accordance  
7 with the provisions set forth in subdivi-  
8 sion 5 of section 4 of the state finance  
9 law to the mental hygiene program fund  
10 account.

11 PERSONAL SERVICE

12 Personal service--regular ..... 43,529,000  
13 Temporary service ..... 939,000  
14 Holiday/overtime compensation ..... 287,000  
15 -----  
16 Amount available for personal service ..... 44,755,000  
17 -----

18 NONPERSONAL SERVICE

19 Supplies and materials ..... 3,702,000  
20 Travel ..... 1,861,000  
21 Contractual services ..... 23,023,000  
22 Equipment ..... 3,623,000  
23 Fringe benefits ..... 21,007,000  
24 Indirect costs ..... 235,000  
25 -----  
26 Amount available for nonpersonal service .... 53,451,000  
27 -----  
28 Program account subtotal ..... 98,206,000  
29 -----

30 Enterprise Funds / State Operations  
31 Mental Health Sheltered Workshop Account - 351

32 Notwithstanding any other provision of law  
33 to the contrary, the expiration dates of  
34 the exemption from licensure requirements  
35 as set forth in section 9 of chapter 420  
36 of the laws of 2002 and section 17-a of  
37 chapter 676 of the laws of 2002 are hereby  
38 extended until March 31, 2011.

39 PERSONAL SERVICE

40 Temporary service ..... 2,042,000  
41 -----

## NONPERSONAL SERVICE

|  |           |
|--|-----------|
| Supplies and materials .....                   | 757,000   |
| Travel .....                                   | 123,000   |
| Contractual services .....                     | 2,657,000 |
| Equipment .....                                | 257,000   |
|  | -----     |
| Amount available for nonpersonal service ..... | 3,794,000 |
|  | -----     |
| Program account subtotal .....                 | 5,836,000 |
|  | -----     |

Enterprise Funds / State Operations

Mental Hygiene Community Stores Account - 353

Notwithstanding any other provision of law to the contrary, the expiration dates of the exemption from licensure requirements as set forth in section 9 of chapter 420 of the laws of 2002 and section 17-a of chapter 676 of the laws of 2002 are hereby extended until March 31, 2011.

## PERSONAL SERVICE

|                                 |         |
|---------------------------------|---------|
| Personal service--regular ..... | 608,000 |
|                                 | -----   |

## NONPERSONAL SERVICE

|  |           |
|--|-----------|
| Supplies and materials .....                   | 1,679,000 |
| Equipment .....                                | 154,000   |
| Fringe benefits .....                          | 309,000   |
| Indirect costs .....                           | 20,000    |
|  | -----     |
| Amount available for nonpersonal service ..... | 2,162,000 |
|  | -----     |
| Program account subtotal .....                 | 2,770,000 |
|  | -----     |

Internal Service Funds / State Operations

Mental Hygiene Revolving Account - 343

Notwithstanding any other provision of law to the contrary, the expiration dates of the exemption from licensure requirements as set forth in section 9 of chapter 420 of the laws of 2002 and section 17-a of chapter 676 of the laws of 2002 are hereby extended until March 31, 2011.

## PERSONAL SERVICE

|                                 |           |
|---------------------------------|-----------|
| Personal service--regular ..... | 1,136,000 |
|                                 | -----     |

## NONPERSONAL SERVICE

|  |               |
|--|---------------|
| Supplies and materials .....                   | 461,000       |
| Travel .....                                   | 7,000         |
| Contractual services .....                     | 388,000       |
| Equipment .....                                | 236,000       |
| Fringe benefits .....                          | 564,000       |
| Indirect costs .....                           | 18,000        |
|  | -----         |
| Amount available for nonpersonal service ..... | 1,674,000     |
|  | -----         |
| Program account subtotal .....                 | 2,810,000     |
|  | -----         |
| ADULT SERVICES PROGRAM .....                   | 2,416,943,000 |
|  | -----         |

General Fund / State Operations  
State Purposes Account - 003

Notwithstanding any other provision of law to the contrary, funds appropriated under this program shall be used for the payment of tolls at the Robert F. Kennedy bridge, for vehicles driven by persons commuting to and from work who are employed at facilities located on Ward's island operated by the department of mental hygiene.

## NONPERSONAL SERVICE

|                                |         |
|--------------------------------|---------|
| Travel .....                   | 800,000 |
|                                | -----   |
| Program account subtotal ..... | 800,000 |
|                                | -----   |

General Fund / Aid to Localities  
Local Assistance Account - 001

For services and expenses of various adult community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1,

2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011.

An amount of this appropriation shall be available for the development of a demonstration program approved by the commissioner and director of the budget, and notwithstanding the provisions of any other law to the contrary, for the purpose of testing and evaluating new methods or arrangements for organizing, financing, staffing and providing services for persons with serious mental illness, in one or more of Chautauqua, Erie, Genesee, Monroe, Onondaga, Wyoming and Westchester counties.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of



1 local assistance funds from prior fiscal  
2 years, and is authorized to refund such  
3 moneys to the credit of the local assist-  
4 ance account of the general fund for the  
5 purpose of reimbursing the 2010-11 appro-  
6 priation.

7 Notwithstanding any inconsistent provision  
8 of law, including section 1 of part C of  
9 chapter 57 of the laws of 2006, as amended  
10 by section 2 of part I of chapter 58 of  
11 the laws of 2008 and part L of chapter 58  
12 of the laws of 2009, for the period  
13 commencing on April 1, 2009 and ending  
14 March 31, 2011 the commissioner shall not  
15 apply any cost of living adjustment for  
16 the purpose of establishing rates of  
17 payments, contracts or any other form of  
18 reimbursement. Notwithstanding any incon-  
19 sistent provision of law, funding shall  
20 not be available for unified services  
21 after June 30, 2010.

22 Notwithstanding any other provision of law  
23 to the contrary, any of the amounts appro-  
24 priated herein may be increased or  
25 decreased by interchange or transfer with-  
26 out limit, with any appropriation of the  
27 office of mental health or by transfer or  
28 suballocation to any department, agency or  
29 public authority for expenditures incurred  
30 in the operation of such programs with the  
31 approval of the director of the budget who  
32 shall file such approval with the depart-  
33 ment of audit and control and copies ther-  
34 eof with the chairman of the senate  
35 finance committee and the chairman of the  
36 assembly ways and means committee:

37 For services and expenses of various commu-  
38 nity mental health non-residential  
39 programs, pursuant to article 41 of the  
40 mental hygiene law, including but not  
41 limited to sections 41.13, 41.18, and  
42 41.47 ..... 74,388,000

43 For services and expenses of various commu-  
44 nity mental health emergency programs,  
45 including comprehensive psychiatric emer-  
46 gency programs pursuant to section 41.51  
47 of the mental hygiene law ..... 6,881,000

48 For transfer to the department of health to  
49 reimburse the department for the state  
50 share of medical assistance payments for  
51 various mental health services. Notwith-  
52 standing any inconsistent provision of  
53 law, a portion of the money herein appro-  
54 priated may be made available for transfer  
55 to the department of health for the state  
56 share of disproportionate share payments

1 to voluntary nonprofit general hospitals  
2 pursuant to chapter 119 of the laws of  
3 1997 as amended. Payment limitations set  
4 forth in paragraph 2 of subdivision 6 of  
5 section 1 of chapter 119 of the laws of  
6 1997 as amended by section 1 of part S2 of  
7 chapter 62 of the laws of 2003 related to  
8 costs incurred by general hospitals in  
9 providing services to uninsured patients  
10 and patients eligible for medical assist-  
11 ance pursuant to title 11 of article 5 of  
12 the social services law, for state fiscal  
13 year 2010-11, shall be based initially on  
14 reported reconciled data from 2008-09, and  
15 further reconciled to actual reported data  
16 from such payment year. For the period  
17 April 1, 2010 through March 31, 2011, the  
18 office of mental health is authorized to  
19 recover from community residences and  
20 family-based treatment providers licensed  
21 by the office of mental health, consistent  
22 with contractual obligations of such  
23 providers and notwithstanding any other  
24 inconsistent provision of law to the  
25 contrary, for the January 1, 2003 through  
26 December 31, 2004 periods for programs  
27 located outside of the city of New York  
28 and July 1, 2003 through June 30, 2005  
29 periods for programs located in the city  
30 of New York, in an amount equal to 50  
31 percent of the income received by such  
32 providers which exceed the fixed amount of  
33 annual medicaid revenue limitations, as  
34 established by the commissioner of mental  
35 health ..... 318,827,000

36 -----  
37 Program account subtotal ..... 400,096,000  
38 -----

39 Special Revenue Funds - Other / State Operations  
40 Miscellaneous Special Revenue Fund - 339  
41 Healthcare Emergency Preparedness Program

42 For services and expenses incurred by  
43 psychiatric centers participating in the  
44 healthcare emergency preparedness program.

45 Supplies and materials ..... 200,000  
46 Travel ..... 5,000  
47 Contractual services ..... 45,000  
48 Equipment ..... 50,000

49 -----  
50 Program account subtotal ..... 300,000  
51 -----

52 Special Revenue Fund - Other / State Operations

1 Miscellaneous Special Revenue Fund - 339  
2 Mental Hygiene Patient Income Account

3 Notwithstanding any other provision of law  
4 to the contrary, any of the amounts appro-  
5 priated herein may be increased or  
6 decreased by interchange or transfer with-  
7 out limit, with any appropriation of the  
8 office of mental health or by transfer or  
9 suballocation to any department, agency or  
10 public authority for expenditures incurred  
11 in the operation of such programs with the  
12 approval of the director of the budget who  
13 shall file such approval with the depart-  
14 ment of audit and control and copies ther-  
15 eof with the chairman of the senate  
16 finance committee and the chairman of the  
17 assembly ways and means committee.

18 Notwithstanding any other provision of law  
19 to the contrary, funds appropriated under  
20 this program shall not be used for the  
21 payment of tolls at the Robert F. Kennedy  
22 bridge, for vehicles driven by persons  
23 commuting to and from work who are  
24 employed at facilities located on Ward's  
25 island operated by the department of  
26 mental hygiene. Notwithstanding the  
27 provisions of subdivision (e) of section  
28 7.17 or section 41.55 of the mental  
29 hygiene law, or any other law to the  
30 contrary, the office of mental health is  
31 authorized in state fiscal year 2010-11 to  
32 reduce inpatient capacity in the aggregate  
33 by no more than 250 beds through closure  
34 of wards not to exceed 175 beds, or  
35 through conversion of such beds to transi-  
36 tional placement programs, provided,  
37 however, that nothing in this section  
38 shall be interpreted as restricting the  
39 ability of the office of mental health to  
40 reduce inpatient bed capacity beyond 250  
41 beds in state fiscal year 2010-11, but  
42 such reductions shall be subject to the  
43 provisions of subdivision (e) of section  
44 7.17 and section 41.55 of the mental  
45 hygiene law. Determinations concerning the  
46 conversion of such wards to transitional  
47 placement programs in fiscal year 2010-11  
48 shall be made by the office of mental  
49 health based upon the identification of  
50 patients who have received inpatient care  
51 and who are clinically determined to be  
52 appropriate for a less restrictive level  
53 of mental health treatment. The office of  
54 mental health shall provide notice to the  
55 legislature as soon as possible, but no

1 later than two weeks prior to the antic-  
2 ipated closure or conversion of wards.  
3 Notwithstanding any other provision of law,  
4 including sections 29.23 and 33.07 of the  
5 mental hygiene law, the director of a  
6 mental hygiene facility, as defined by  
7 section 1.03 of the mental hygiene law,  
8 who is a representative payee for a person  
9 pursuant to designation by the social  
10 security administration shall be author-  
11 ized to apply federal benefits, including  
12 benefits for which there is a state share,  
13 to the cost of the person's care and  
14 treatment, provided the director acts in a  
15 manner consistent with applicable federal  
16 law and regulations.  
17 Notwithstanding any other provision of law  
18 to the contrary, the expiration dates of  
19 the exemption from licensure requirements  
20 as set forth in section 9 of chapter 420  
21 of the laws of 2002 and section 17-a of  
22 chapter 676 of the laws of 2002 are hereby  
23 extended until March 31, 2011.  
24 The state comptroller is hereby authorized  
25 and directed to loan money in accordance  
26 with the provisions set forth in subdivi-  
27 sion 5 of section 4 of the state finance  
28 law to the mental hygiene patient income  
29 account.

## 30 PERSONAL SERVICE

31 Personal service--regular ..... 678,520,000  
32 Temporary service ..... 4,908,000  
33 Holiday/overtime compensation ..... 49,834,000  
34 -----  
35 Amount available for personal service ..... 733,262,000  
36 -----

## 37 NONPERSONAL SERVICE

38 Supplies and materials ..... 69,636,000  
39 Travel ..... 2,428,000  
40 Contractual services ..... 61,360,000  
41 Equipment ..... 2,637,000  
42 Fringe benefits ..... 349,027,000  
43 Indirect costs ..... 24,624,000  
44 -----  
45 Amount available for nonpersonal service ... 509,712,000  
46 -----  
47 Program account subtotal ..... 1,242,974,000  
48 -----

49 Special Revenue Funds - Other / State Operations  
50 Miscellaneous Special Revenue Fund - 339  
51 Mental Hygiene Program Fund Account

1 Notwithstanding any other provision of law  
2 to the contrary, any of the amounts appro-  
3 priated herein may be increased or  
4 decreased by interchange or transfer with-  
5 out limit, with any appropriation of the  
6 office of mental health or by transfer or  
7 suballocation to any department, agency or  
8 public authority for expenditures incurred  
9 in the operation of such programs with the  
10 approval of the director of the budget who  
11 shall file such approval with the depart-  
12 ment of audit and control and copies ther-  
13 eof with the chairman of the senate  
14 finance committee and the chairman of the  
15 assembly ways and means committee.

16 Notwithstanding any other provision of law  
17 to the contrary, funds appropriated under  
18 this program shall not be used for the  
19 payment of tolls at the Robert F. Kennedy  
20 bridge, for vehicles driven by persons  
21 commuting to and from work who are  
22 employed at facilities located on Ward's  
23 island operated by the department of  
24 mental hygiene. Notwithstanding the  
25 provisions of subdivision (e) of section  
26 7.17 or section 41.55 of the mental  
27 hygiene law, or any other law to the  
28 contrary, the office of mental health is  
29 authorized in state fiscal year 2010-11 to  
30 reduce inpatient capacity in the aggregate  
31 by no more than 250 beds through closure  
32 of wards not to exceed 175 beds, or  
33 through conversion of such beds to transi-  
34 tional placement programs, provided,  
35 however, that nothing in this section  
36 shall be interpreted as restricting the  
37 ability of the office of mental health to  
38 reduce inpatient bed capacity beyond 250  
39 beds in state fiscal year 2010-11, but  
40 such reductions shall be subject to the  
41 provisions of subdivision (e) of section  
42 7.17 and section 41.55 of the mental  
43 hygiene law. Determinations concerning the  
44 conversion of such wards to transitional  
45 placement programs in fiscal year 2010-11  
46 shall be made by the office of mental  
47 health based upon the identification of  
48 patients who have received inpatient care  
49 and who are clinically determined to be  
50 appropriate for a less restrictive level  
51 of mental health treatment. The office of  
52 mental health shall provide notice to the  
53 legislature as soon as possible, but no  
54 later than two weeks prior to the antic-  
55 ipated closure or conversion of wards.

1 Notwithstanding any other provision of law,  
2 including sections 29.23 and 33.07 of the  
3 mental hygiene law, the director of a  
4 mental hygiene facility, as defined by  
5 section 1.03 of the mental hygiene law,  
6 who is a representative payee for a person  
7 pursuant to designation by the social  
8 security administration shall be author-  
9 ized to apply federal benefits, including  
10 benefits for which there is a state share,  
11 to the cost of the person's care and  
12 treatment, provided the director acts in a  
13 manner consistent with applicable federal  
14 law and regulations.

15 Notwithstanding any other provision of law  
16 to the contrary, the expiration dates of  
17 the exemption from licensure requirements  
18 as set forth in section 9 of chapter 420  
19 of the laws of 2002 and section 17-a of  
20 chapter 676 of the laws of 2002 are hereby  
21 extended until March 31, 2011.

22 The state comptroller is hereby authorized  
23 and directed to loan money in accordance  
24 with the provisions set forth in subdivi-  
25 sion 5 of section 4 of the state finance  
26 law to the mental hygiene program fund  
27 account.

28 PERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 29 | Personal service--regular .....             | 82,879,000  |
| 30 | Temporary service .....                     | 113,000     |
| 31 | Holiday/overtime compensation .....         | 22,448,000  |
| 32 |   | -----       |
| 33 | Amount available for personal service ..... | 105,440,000 |
| 34 |   | -----       |

35 NONPERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 36 | Supplies and materials .....                  | 23,489,000 |
| 37 | Travel .....                                  | 742,000    |
| 38 | Contractual services .....                    | 20,788,000 |
| 39 | Equipment .....                               | 704,000    |
| 40 | Fringe benefits .....                         | 45,614,000 |
| 41 | Indirect costs .....                          | 4,708,000  |
| 42 |   | -----      |
| 43 | Amount available for nonpersonal service .... | 96,045,000 |
| 44 |   | -----      |

45 MAINTENANCE UNDISTRIBUTED

|    |   |           |
|----|---|-----------|
| 46 | For transfer to the department of health  |           |
| 47 | medical assistance local assistance       |           |
| 48 | program for payments for outside hospital |           |
| 49 | care .....                                | 3,165,000 |
| 50 |   | -----     |

|                                |             |
|--------------------------------|-------------|
| Program account subtotal ..... | 204,650,000 |
|--------------------------------|-------------|

Special Revenue Funds - Other / Aid to Localities  
Miscellaneous Special Revenue Fund - 339  
Mental Hygiene Program Fund Account

The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011.

An amount of this appropriation shall be available for the development of a demonstration program approved by the commissioner and the director of the budget, and notwithstanding the provisions of any other law to the contrary, for the purpose of testing and evaluating new methods or arrangements for organizing, financing, staffing and providing services for persons with serious mental illness, in one or more of Chautauqua, Erie, Genesee, Monroe, Onondaga, Wyoming and Westchester counties.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities

1 providing services to persons with mental  
2 illness, without any additional require-  
3 ments that such contracts be subject to  
4 competitive bidding, a request for  
5 proposals process or other administrative  
6 procedures.

7 No expenditures shall be made for such  
8 program prior to the approval of a method-  
9 ology for allocation in accordance with a  
10 plan approved by the commissioner and the  
11 director of the budget with copies to be  
12 filed with the chairpersons of the senate  
13 finance committee and assembly ways and  
14 means committee. Furthermore, no expendi-  
15 ture shall be made until a certificate of  
16 allocation has been approved by the direc-  
17 tor of the budget with copies to be filed  
18 with the chairpersons of the senate  
19 finance committee and the assembly ways  
20 and means committee. The state comptroller  
21 is hereby authorized to receive funds from  
22 the office of mental health that were  
23 returned from providers in the current  
24 fiscal year in respect of a settlement of  
25 local assistance funds from prior fiscal  
26 years, and is authorized to refund such  
27 moneys to the credit of the mental hygiene  
28 program fund account for the purpose of  
29 reimbursing the 2010-11 appropriation.

30 Notwithstanding any inconsistent provision  
31 of law, including section 1 of part C of  
32 chapter 57 of the laws of 2006, as amended  
33 by section 2 of part I of chapter 58 of  
34 the laws of 2008 and part L of chapter 58  
35 of the laws of 2009, for the period  
36 commencing on April 1, 2009 and ending  
37 March 31, 2011 the commissioner shall not  
38 apply any cost of living adjustment for  
39 the purpose of establishing rates of  
40 payments, contracts or any other form of  
41 reimbursement.

42 Notwithstanding any other provision of law  
43 to the contrary, any of the amounts appro-  
44 priated herein may be increased or  
45 decreased by interchange or transfer with-  
46 out limit, with any appropriation of the  
47 office of mental health or by transfer or  
48 suballocation to any department, agency or  
49 public authority for expenditures incurred  
50 in the operation of such programs with the  
51 approval of the director of the budget who  
52 shall file such approval with the depart-  
53 ment of audit and control and copies ther-  
54 eof with the chairman of the senate  
55 finance committee and the chairman of the  
56 assembly ways and means committee:



1 For services and expenses of various commu-  
2 nity mental health non-residential  
3 programs, pursuant to article 41 of the  
4 mental hygiene law, including but not  
5 limited to sections 41.13, 41.18, and  
6 41.47. Notwithstanding any other provision  
7 of law to the contrary, up to \$1,500,000  
8 of this appropriation shall be made avail-  
9 able to the Research Foundation for Mental  
10 Hygiene, Inc. pursuant to a contract with  
11 the office of mental health for two mental  
12 health managed care demonstration  
13 programs. One program shall be located in  
14 one or more of Chautauqua, Erie, Genesee,  
15 Monroe, Onondaga, Wyoming and Westchester  
16 counties, and the other program shall be  
17 located in the city of New York. An amount  
18 from this appropriation when combined with  
19 the appropriation for the miscellaneous  
20 special revenue fund - 339 medication  
21 reimbursement account shall provide up to  
22 \$15,000,000 for grants to the counties and  
23 city of New York to provide medication,  
24 and other services necessary to prescribe  
25 and administer medication pursuant to a  
26 plan approved by the commissioner of  
27 mental health, as authorized under chapter  
28 408 of the laws of 1999 as amended.

29 Payment limitations set forth in paragraph 2  
30 of subdivision 6 of section 1 of chapter  
31 119 of the laws of 1997 as amended by  
32 section 1 of part S2 of chapter 62 of the  
33 laws of 2003 related to costs incurred by  
34 general hospitals in providing services to  
35 uninsured patients and patients eligible  
36 for medical assistance pursuant to title  
37 11 of article 5 of the social services  
38 law, for state fiscal year 2010-11, shall  
39 be based initially on reported reconciled  
40 data from 2008-09, and further reconciled  
41 to actual reported data from such payment  
42 year ..... 220,065,000

43 For services and expenses associated with  
44 the provision of education, assessments,  
45 training, and monitoring to residents of  
46 adult homes, to implement a remediation  
47 plan resulting from a 2009 federal  
48 district court decision ..... 1,000,000

49 For services and expenses of various commu-  
50 nity mental health residential programs,  
51 including but not limited to community  
52 residences pursuant to sections 41.44 and  
53 41.38 of the mental hygiene law. Notwith-  
54 standing the provisions of section 31.03  
55 of the mental hygiene law and any other  
56 inconsistent provision of law, moneys

appropriated for family care shall be available for, but not limited to, the purchase of substitute caretakers up to a maximum of 14 days and payments limited to \$686 per year based upon financial need for the personal needs of each client residing in the family care home ..... 347,058,000

Program account subtotal ..... 568,123,000

CHILDREN AND YOUTH SERVICES PROGRAM ..... 472,068,000

General Fund / Aid to Localities  
Local Assistance Account - 001

For services and expenses of various children and families community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services.

This appropriation anticipates the transfer of funds from the state education department to the office of mental health of tuition funds advanced in previous years and reimbursed by the child's school district of origin to the state of New York pursuant to chapter 810 of the laws of 1986 and applicable provisions of the education law.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be

1 available for expenditure from July 1,  
2 2010 through September 15, 2011.

3 Notwithstanding any provision of law to the  
4 contrary, the commissioner of the office  
5 of mental health shall be authorized to  
6 continue contracts which were executed on  
7 or before March 31, 2010 with entities  
8 providing services to persons with mental  
9 illness, without any additional require-  
10 ments that such contracts be subject to  
11 competitive bidding, a request for  
12 proposals process or other administrative  
13 procedures.

14 No expenditures shall be made for such  
15 program prior to the approval of a method-  
16 ology for allocation in accordance with a  
17 plan approved by the commissioner and the  
18 director of the budget with copies to be  
19 filed with the chairpersons of the senate  
20 finance committee and assembly ways and  
21 means committee. Furthermore, no expendi-  
22 ture shall be made until a certificate of  
23 allocation has been approved by the direc-  
24 tor of the budget with copies to be filed  
25 with the chairpersons of the senate  
26 finance committee and the assembly ways  
27 and means committee. The state comptroller  
28 is hereby authorized to receive funds from  
29 the office of mental health that were  
30 returned from providers in the current  
31 fiscal year in respect of a settlement of  
32 local assistance funds from prior fiscal  
33 years, and is authorized to refund such  
34 moneys to the credit of the local assist-  
35 ance account of the general fund for the  
36 purpose of reimbursing the 2010-11 appro-  
37 priation.

38 Notwithstanding any inconsistent provision  
39 of law, including section 1 of part C of  
40 chapter 57 of the laws of 2006, as amended  
41 by section 2 of part I of chapter 58 of  
42 the laws of 2008 and part L of chapter 58  
43 of the laws of 2009, for the period  
44 commencing on April 1, 2009 and ending  
45 March 31, 2011 the commissioner shall not  
46 apply any cost of living adjustment for  
47 the purpose of establishing rates of  
48 payments, contracts or any other form of  
49 reimbursement.

50 Notwithstanding any other provision of law  
51 to the contrary, any of the amounts appro-  
52 priated herein may be increased or  
53 decreased by interchange or transfer with-  
54 out limit, with any appropriation of the  
55 office of mental health or by transfer or  
56 suballocation to any department, agency or

1 public authority for expenditures incurred  
2 in the operation of such programs with the  
3 approval of the director of the budget who  
4 shall file such approval with the depart-  
5 ment of audit and control and copies ther-  
6 eof with the chairman of the senate  
7 finance committee and the chairman of the  
8 assembly ways and means committee:

9 For services and expenses of various commu-  
10 nity mental health non-residential  
11 programs, pursuant to article 41 of the  
12 mental hygiene law, including but not  
13 limited to sections 41.13 and 41.18 ..... 17,935,000

14 For services and expenses of various commu-  
15 nity mental health emergency programs ..... 2,438,000

16 For transfer to the department of health to  
17 reimburse the department for the state  
18 share of medical assistance payments for  
19 various mental health services. Notwith-  
20 standing any inconsistent provision of  
21 law, a portion of the money herein appro-  
22 priated may be made available for transfer  
23 to the department of health for the state  
24 share of disproportionate share payments  
25 to voluntary nonprofit general hospitals  
26 pursuant to chapter 119 of the laws of  
27 1997 as amended. Payment limitations set  
28 forth in paragraph 2 of subdivision 6 of  
29 section 1 of chapter 119 of the laws of  
30 1997 as amended by section 1 of part S2 of  
31 chapter 62 of the laws of 2003 related to  
32 costs incurred by general hospitals in  
33 providing services to uninsured patients  
34 and patients eligible for medical assist-  
35 ance pursuant to title 11 of article 5 of  
36 the social services law, for state fiscal  
37 year 2010-11, shall be based initially on  
38 reported reconciled data from 2008-09, and  
39 further reconciled to actual reported data  
40 from such payment year. Notwithstanding  
41 any provision of law to the contrary, the  
42 state comptroller is hereby authorized to  
43 refund moneys from the department of  
44 health to the office of mental health,  
45 consisting of medicaid reimbursement for  
46 expenses previously incurred by the office  
47 of mental health in prior fiscal years to  
48 fund services provided by residential  
49 treatment facilities for children and  
50 youth. Such funds shall be credited to the  
51 local assistance account of the general  
52 fund for the purpose of reimbursing the  
53 2010-11 appropriation. For the period  
54 April 1, 2010 through March 31, 2011, the  
55 office of mental health is authorized to  
56 recover from community residences and

1 family-based treatment providers licensed  
2 by the office of mental health, consistent  
3 with contractual obligations of such  
4 providers and notwithstanding any other  
5 inconsistent provision of law to the  
6 contrary, for the January 1, 2003 through  
7 December 31, 2004 periods for programs  
8 located outside of the city of New York  
9 and July 1, 2003 through June 30, 2005  
10 periods for programs located in the city  
11 of New York, in an amount equal to 50  
12 percent of the income received by such  
13 providers which exceed the fixed amount of  
14 annual medicaid revenue limitations, as  
15 established by the commissioner of mental  
16 health ..... 137,285,000  
17 -----  
18 Program account subtotal ..... 157,658,000  
19 -----

20 Special Revenue Funds - Other / State Operations  
21 Miscellaneous Special Revenue Fund - 339  
22 Mental Hygiene Program Fund Account

23 Notwithstanding any other provision of law  
24 to the contrary, any of the amounts appro-  
25 priated herein may be increased or  
26 decreased by interchange or transfer with-  
27 out limit, with any appropriation of the  
28 office of mental health or by transfer or  
29 suballocation to any department, agency or  
30 public authority for expenditures incurred  
31 in the operation of such programs with the  
32 approval of the director of the budget who  
33 shall file such approval with the depart-  
34 ment of audit and control and copies ther-  
35 eof with the chairman of the senate  
36 finance committee and the chairman of the  
37 assembly ways and means committee.

38 Notwithstanding any other provision of law  
39 to the contrary, funds appropriated under  
40 this program shall not be used for the  
41 payment of tolls at the Robert F. Kennedy  
42 bridge, for vehicles driven by persons  
43 commuting to and from work who are  
44 employed at facilities located on Ward's  
45 island operated by the department of  
46 mental hygiene. The state comptroller is  
47 hereby authorized and directed to loan  
48 money in accordance with the provisions  
49 set forth in subdivision 5 of section 4 of  
50 the state finance law to the mental  
51 hygiene program fund account.

52 Notwithstanding any other provision of law,  
53 including sections 29.23 and 33.07 of the  
54 mental hygiene law, the director of a

1 mental hygiene facility, as defined by  
2 section 1.03 of the mental hygiene law,  
3 who is a representative payee for a person  
4 pursuant to designation by the social  
5 security administration shall be author-  
6 ized to apply federal benefits, including  
7 benefits for which there is a state share,  
8 to the cost of the person's care and  
9 treatment, provided the director acts in a  
10 manner consistent with applicable federal  
11 law and regulations.  
12 Notwithstanding any other provision of law  
13 to the contrary, the expiration dates of  
14 the exemption from licensure requirements  
15 as set forth in section 9 of chapter 420  
16 of the laws of 2002 and section 17-a of  
17 chapter 676 of the laws of 2002 are hereby  
18 extended until March 31, 2011.

19 PERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 20 | Personal service--regular .....             | 125,248,000 |
| 21 | Temporary service .....                     | 2,468,000   |
| 22 | Holiday/overtime compensation .....         | 9,602,000   |
| 23 |   | -----       |
| 24 | Amount available for personal service ..... | 137,318,000 |
| 25 |   | -----       |

26 NONPERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 27 | Supplies and materials .....                  | 13,038,000  |
| 28 | Travel .....                                  | 683,000     |
| 29 | Contractual services .....                    | 11,203,000  |
| 30 | Equipment .....                               | 868,000     |
| 31 | Fringe benefits .....                         | 61,240,000  |
| 32 | Indirect costs .....                          | 2,907,000   |
| 33 |   | -----       |
| 34 | Amount available for nonpersonal service .... | 89,939,000  |
| 35 |   | -----       |
| 36 | Program account subtotal .....                | 227,257,000 |
| 37 |   | -----       |

38 Special Revenue Funds - Other / Aid to Localities  
39 Miscellaneous Special Revenue Fund - 339  
40 Mental Hygiene Program Fund Account

41 The state comptroller is hereby authorized  
42 and directed to loan money in accordance  
43 with the provisions set forth in subdivi-  
44 sion 5 of section 4 of the state finance  
45 law to the mental hygiene program fund  
46 account.  
47 For services and expenses of various chil-  
48 dren and families community mental health  
49 services, including transfer to the  
50 department of health to reimburse the

1 department for the state share of medical  
2 assistance for various community mental  
3 health services. This appropriation antic-  
4 ipates the transfer of funds from the  
5 state education department to the office  
6 of mental health of tuition funds advanced  
7 in previous years and reimbursed by the  
8 child's school district of origin to the  
9 state of New York pursuant to chapter 810  
10 of the laws of 1986 and applicable  
11 provisions of the education law.

12 For payment of state financial assistance,  
13 net of disallowances, for community mental  
14 health programs pursuant to article 41 and  
15 other provisions of the mental hygiene  
16 law. The moneys hereby appropriated for  
17 allocation to local governments and volun-  
18 tary agencies for services are available  
19 to reimburse or advance funds to local  
20 governments and voluntary agencies for  
21 expenditures made or to be made during  
22 local program years commencing January 1,  
23 2010 or July 1, 2010 and for advances for  
24 the period beginning January 1, 2011 for  
25 local governments and voluntary agencies  
26 with program years beginning January 1.

27 Notwithstanding any other provision of law,  
28 and except for transfers to the department  
29 of health to reimburse the department for  
30 the state share of medical assistance  
31 payments and as modified below, this  
32 appropriation shall be available for obli-  
33 gations for the period commencing July 1,  
34 2010 and ending June 30, 2011 and shall be  
35 available for expenditure from July 1,  
36 2010 through September 15, 2011.

37 Notwithstanding any provision of law to the  
38 contrary, the commissioner of the office  
39 of mental health shall be authorized to  
40 continue contracts which were executed on  
41 or before March 31, 2010 with entities  
42 providing services to persons with mental  
43 illness, without any additional require-  
44 ments that such contracts be subject to  
45 competitive bidding, a request for  
46 proposals process or other administrative  
47 procedures.

48 No expenditures shall be made for such  
49 program prior to the approval of a method-  
50 ology for allocation in accordance with a  
51 plan approved by the commissioner and the  
52 director of the budget with copies to be  
53 filed with the chairpersons of the senate  
54 finance committee and assembly ways and  
55 means committee. Furthermore, no expendi-  
56 ture shall be made until a certificate of

1 allocation has been approved by the direc-  
2 tor of the budget with copies to be filed  
3 with the chairpersons of the senate  
4 finance committee and the assembly ways  
5 and means committee. The state comptroller  
6 is hereby authorized to receive funds from  
7 the office of mental health that were  
8 returned from providers in the current  
9 fiscal year in respect of a settlement of  
10 local assistance funds from prior fiscal  
11 years, and is authorized to refund such  
12 moneys to the credit of the mental hygiene  
13 program fund account for the purpose of  
14 reimbursing the 2010-11 appropriation.

15 Notwithstanding any inconsistent provision  
16 of law, including section 1 of part C of  
17 chapter 57 of the laws of 2006, as amended  
18 by section 2 of part I of chapter 58 of  
19 the laws of 2008 and part L of chapter 58  
20 of the laws of 2009, for the period  
21 commencing on April 1, 2009 and ending  
22 March 31, 2011 the commissioner shall not  
23 apply any cost of living adjustment for  
24 the purpose of establishing rates of  
25 payments, contracts or any other form of  
26 reimbursement.

27 Notwithstanding any other provision of law  
28 to the contrary, any of the amounts appro-  
29 priated herein may be increased or  
30 decreased by interchange or transfer with-  
31 out limit, with any appropriation of the  
32 office of mental health or by transfer or  
33 suballocation to any department, agency or  
34 public authority for expenditures incurred  
35 in the operation of such programs with the  
36 approval of the director of the budget who  
37 shall file such approval with the depart-  
38 ment of audit and control and copies ther-  
39 eof with the chairman of the senate  
40 finance committee and the chairman of the  
41 assembly ways and means committee:

42 For services and expenses of various commu-  
43 nity mental health non-residential  
44 programs, pursuant to article 41 of the  
45 mental hygiene law, including but not  
46 limited to sections 41.13 and 41.18.

47 Payment limitations set forth in paragraph 2  
48 of subdivision 6 of section 1 of chapter  
49 119 of the laws of 1997 as amended by  
50 section 1 of part S2 of chapter 62 of the  
51 laws of 2003 related to costs incurred by  
52 general hospitals in providing services to  
53 uninsured patients and patients eligible  
54 for medical assistance pursuant to title  
55 11 of article 5 of the social services  
56 law, for state fiscal year 2010-11, shall



1 be based initially on reported reconciled  
2 data from 2008-09, and further reconciled  
3 to actual reported data from such payment  
4 year ..... 71,372,000  
5 For services and expenses of various commu-  
6 nity mental health emergency programs ..... 13,684,000  
7 For services and expenses of various commu-  
8 nity mental health residential programs,  
9 including but not limited to community  
10 residences pursuant to sections 41.44 and  
11 41.38 of the mental hygiene law ..... 2,097,000  
12 -----  
13 Program account subtotal ..... 87,153,000  
14 -----

15 COMMUNITY MENTAL HEALTH SUPPORT AND WORKFORCE REINVESTMENT  
16 PROGRAM ..... 7,766,000  
17 -----

18 Special Revenue Funds - Other / Aid to Localities  
19 Miscellaneous Special Revenue Fund - 339  
20 Mental Hygiene Program Fund Account

21 The state comptroller is hereby authorized  
22 and directed to loan money in accordance  
23 with the provisions set forth in subdivi-  
24 sion 5 of section 4 of the state finance  
25 law to the mental hygiene program fund  
26 account.  
27 For services and expenses of community  
28 mental health support and workforce rein-  
29 vestment services pursuant to chapter 62  
30 of the laws of 2003, including transfer to  
31 the department of health to reimburse the  
32 department for the state share of medical  
33 assistance for various community mental  
34 health services.  
35 Notwithstanding chapter 62 of the laws of  
36 2003 or any provision of law to the  
37 contrary, this special revenue appropri-  
38 ation shall represent the full and  
39 complete obligation of the state and the  
40 office of mental health community mental  
41 health support workforce reinvestment  
42 program in fiscal year 2010-11.  
43 For payment of state financial assistance,  
44 net of disallowances, for community mental  
45 health programs pursuant to article 41 and  
46 other provisions of the mental hygiene  
47 law. The moneys hereby appropriated for  
48 allocation to local governments and volun-  
49 tary agencies for services are available  
50 to reimburse or advance funds to local  
51 governments and voluntary agencies for  
52 expenditures made or to be made during  
53 local program years commencing January 1,

2010 or July 1, 2010 and for advances for the period beginning January 1, 2011 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2010 and ending June 30, 2011 and shall be available for expenditure from July 1, 2010 through September 15, 2011.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the mental hygiene program fund account for the purpose of reimbursing the 2010-11 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2009 and ending March 31, 2011 the commissioner shall not

1 apply any cost of living adjustment for  
2 the purpose of establishing rates of  
3 payments, contracts or any other form of  
4 reimbursement.

5 Notwithstanding any other provision of law  
6 to the contrary, any of the amounts appro-  
7 priated herein may be increased or  
8 decreased by interchange or transfer with-  
9 out limit, with any appropriation of the  
10 office of mental health or by transfer or  
11 suballocation to any department, agency or  
12 public authority for expenditures incurred  
13 in the operation of such programs with the  
14 approval of the director of the budget who  
15 shall file such approval with the depart-  
16 ment of audit and control and copies ther-  
17 eof with the chairman of the senate  
18 finance committee and the chairman of the  
19 assembly ways and means committee:

20 For services and expenses of various adult  
21 community mental health residential  
22 programs ..... 7,766,000  
23 -----

24 FORENSIC SERVICES PROGRAM ..... 251,915,000  
25 -----

26 Special Revenue Funds - Other / State Operations  
27 Miscellaneous Special Revenue Fund - 339  
28 Mental Hygiene Program Fund Account

29 Notwithstanding any other provision of law  
30 to the contrary, any of the amounts appro-  
31 priated herein may be increased or  
32 decreased by interchange or transfer with-  
33 out limit, with any appropriation of the  
34 office of mental health or by transfer or  
35 suballocation to any department, agency or  
36 public authority for expenditures incurred  
37 in the operation of such programs with the  
38 approval of the director of the budget who  
39 shall file such approval with the depart-  
40 ment of audit and control and copies ther-  
41 eof with the chairman of the senate  
42 finance committee and the chairman of the  
43 assembly ways and means committee.

44 Notwithstanding any other provision of law  
45 to the contrary, funds appropriated under  
46 this program shall not be used for the  
47 payment of tolls at the Robert F. Kennedy  
48 bridge, for vehicles driven by persons  
49 commuting to and from work who are  
50 employed at facilities located on Ward's  
51 island operated by the department of  
52 mental hygiene. The state comptroller is  
53 hereby authorized and directed to loan

1 money in accordance with the provisions  
2 set forth in subdivision 5 of section 4 of  
3 the state finance law to the mental  
4 hygiene program fund account.

5 Notwithstanding any other provision of law,  
6 including sections 29.23 and 33.07 of the  
7 mental hygiene law, the director of a  
8 mental hygiene facility, as defined by  
9 section 1.03 of the mental hygiene law,  
10 who is a representative payee for a person  
11 pursuant to designation by the social  
12 security administration shall be author-  
13 ized to apply federal benefits, including  
14 benefits for which there is a state share,  
15 to the cost of the person's care and  
16 treatment, provided the director acts in a  
17 manner consistent with applicable federal  
18 law and regulations.

19 Notwithstanding any other provision of law  
20 to the contrary, the expiration dates of  
21 the exemption from licensure requirements  
22 as set forth in section 9 of chapter 420  
23 of the laws of 2002 and section 17-a of  
24 chapter 676 of the laws of 2002 are hereby  
25 extended until March 31, 2011.

26 PERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 27 | Personal service--regular .....             | 133,001,000 |
| 28 | Temporary service .....                     | 2,484,000   |
| 29 | Holiday/overtime compensation .....         | 16,050,000  |
| 30 |   | -----       |
| 31 | Amount available for personal service ..... | 151,535,000 |
| 32 |   | -----       |

33 NONPERSONAL SERVICE

|    |  |             |
|----|--|-------------|
| 34 | Supplies and materials .....                 | 13,978,000  |
| 35 | Travel .....                                 | 943,000     |
| 36 | Contractual services .....                   | 6,320,000   |
| 37 | Equipment .....                              | 467,000     |
| 38 | Fringe benefits .....                        | 69,227,000  |
| 39 | Indirect costs .....                         | 9,445,000   |
| 40 |  | -----       |
| 41 | Amount available for nonpersonal service ... | 100,380,000 |
| 42 |  | -----       |

|    |  |            |
|----|--|------------|
| 43 | RESEARCH IN MENTAL ILLNESS PROGRAM ..... | 87,868,000 |
| 44 |  | -----      |

45 Special Revenue Funds - Other / State Operations  
46 Miscellaneous Special Revenue Fund - 339  
47 OMH-Research Recovery Account

48 For services and expenses to support central  
49 administration, research associates,

1 equipment provided through external  
2 grants, travel, conference expenses,  
3 including the annual research conference,  
4 contractual services, grant writers to  
5 increase income from non-state sources,  
6 and other research initiatives. Funding  
7 will be provided through research founda-  
8 tion for mental hygiene, inc. resources,  
9 including, but not limited to, indirect  
10 costs recoveries, direct grant reimburse-  
11 ment, interest earnings and operating  
12 balances.

13 Notwithstanding any other provision of law  
14 to the contrary, the expiration dates of  
15 the exemption from licensure requirements  
16 as set forth in section 9 of chapter 420  
17 of the laws of 2002 and section 17-a of  
18 chapter 676 of the laws of 2002 are hereby  
19 extended until March 31, 2011.

20 PERSONAL SERVICE

21 Personal service--regular ..... 1,915,000  
22 -----

23 NONPERSONAL SERVICE

24 Contractual services ..... 4,665,000  
25 Fringe benefits ..... 650,000  
26 -----  
27 Amount available for nonpersonal service ..... 5,315,000  
28 -----  
29 Program account subtotal ..... 7,230,000  
30 -----

31 Special Revenue Funds - Other / State Operations  
32 Miscellaneous Special Revenue Fund - 339  
33 Mental Hygiene Program Fund Account

34 Notwithstanding any other provision of law  
35 to the contrary, any of the amounts appro-  
36 priated herein may be increased or  
37 decreased by interchange or transfer with-  
38 out limit, with any appropriation of the  
39 office of mental health or by transfer or  
40 suballocation to any department, agency or  
41 public authority for expenditures incurred  
42 in the operation of such programs with the  
43 approval of the director of the budget who  
44 shall file such approval with the depart-  
45 ment of audit and control and copies ther-  
46 eof with the chairman of the senate  
47 finance committee and the chairman of the  
48 assembly ways and means committee.

49 Notwithstanding any other provision of law  
50 to the contrary, funds appropriated under

1 this program shall not be used for the  
2 payment of tolls at the Robert F. Kennedy  
3 bridge, for vehicles driven by persons  
4 commuting to and from work who are  
5 employed at facilities located on Ward's  
6 island operated by the department of  
7 mental hygiene. The state comptroller is  
8 hereby authorized and directed to loan  
9 money in accordance with the provisions  
10 set forth in subdivision 5 of section 4 of  
11 the state finance law to the mental  
12 hygiene program fund account.

13 Notwithstanding any other provision of law,  
14 including sections 29.23 and 33.07 of the  
15 mental hygiene law, the director of a  
16 mental hygiene facility, as defined by  
17 section 1.03 of the mental hygiene law,  
18 who is a representative payee for a person  
19 pursuant to designation by the social  
20 security administration shall be author-  
21 ized to apply federal benefits, including  
22 benefits for which there is a state share,  
23 to the cost of the person's care and  
24 treatment, provided the director acts in a  
25 manner consistent with applicable federal  
26 law and regulations.

27 Notwithstanding any other provision of law  
28 to the contrary, the expiration dates of  
29 the exemption from licensure requirements  
30 as set forth in section 9 of chapter 420  
31 of the laws of 2002 and section 17-a of  
32 chapter 676 of the laws of 2002 are hereby  
33 extended until March 31, 2011.

#### 34 PERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 35 | Personal service--regular .....             | 46,169,000 |
| 36 | Temporary service .....                     | 86,000     |
| 37 | Holiday/overtime compensation .....         | 968,000    |
| 38 |   | -----      |
| 39 | Amount available for personal service ..... | 47,223,000 |
| 40 |   | -----      |

#### 41 NONPERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 42 | Supplies and materials .....                  | 4,229,000  |
| 43 | Travel .....                                  | 114,000    |
| 44 | Contractual services .....                    | 4,743,000  |
| 45 | Equipment .....                               | 104,000    |
| 46 | Fringe benefits .....                         | 21,154,000 |
| 47 | Indirect costs .....                          | 3,071,000  |
| 48 |   | -----      |
| 49 | Amount available for nonpersonal service .... | 33,415,000 |
| 50 |   | -----      |
| 51 | Program account subtotal .....                | 80,638,000 |
| 52 |   | -----      |

S 19. The several amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be paid as hereinafter provided, to the respective public officers and for the several purposes specified, which amounts shall be available for the state fiscal year beginning April 1, 2010.

DEPARTMENT OF MENTAL HYGIENE  
OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES  
STATE OPERATIONS AND AID TO LOCALITIES 2010-11

CENTRAL COORDINATION AND SUPPORT PROGRAM ..... 121,491,000  
-----

Special Revenue Funds - Federal / State Operations  
Federal Operating Grants Fund - 290

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For services and expenses related to the administration of the federal senior companions program ..... 333,000

For services and expenses associated with housing counseling assistance and training programs ..... 418,000  
-----

Program fund subtotal ..... 751,000  
-----

Special Revenue Funds - Other / State Operations  
Miscellaneous Special Revenue Fund - 339  
Mental Hygiene Patient Income Account

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health, the office of medicaid inspector general, the office of mental health, and the office of alcoholism and substance abuse services with the approval of the director of the budget who shall file such approval with the depart-

1 ment of audit and control and copies ther-  
2 eof with the chairman of the senate  
3 finance committee and the chairman of the  
4 assembly ways and means committee. The  
5 state comptroller is hereby authorized and  
6 directed to loan money in accordance with  
7 the provisions set forth in subdivision 5  
8 of section 4 of the state finance law to  
9 the mental hygiene patient income account.  
10 Notwithstanding any other provision of law,  
11 including sections 29.23 and 33.07 of the  
12 mental hygiene law, the director of a  
13 mental hygiene facility, as defined by  
14 section 1.03 of the mental hygiene law,  
15 who is a representative payee for a person  
16 pursuant to designation by the social  
17 security administration shall be author-  
18 ized to apply federal benefits, including  
19 benefits for which there is a state share,  
20 to the cost of the person's care and  
21 treatment, provided the director acts in a  
22 manner consistent with applicable federal  
23 law and regulations.  
24 Notwithstanding any other provision of law  
25 to the contrary, the expiration dates of  
26 the exemption from licensure requirements  
27 as set forth in section 9 of chapter 420  
28 of the laws of 2002 and section 17-a of  
29 chapter 676 of the laws of 2002 are hereby  
30 extended until March 31, 2011.

## 31 PERSONAL SERVICE

|    |   |            |
|----|---|------------|
| 32 | Personal service--regular .....             | 61,750,000 |
| 33 | Temporary service .....                     | 572,000    |
| 34 | Holiday/overtime compensation .....         | 202,000    |
| 35 |   | -----      |
| 36 | Amount available for personal service ..... | 62,524,000 |
| 37 |   | -----      |

## 38 NONPERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 39 | Supplies and materials .....                  | 651,000     |
| 40 | Travel .....                                  | 2,206,000   |
| 41 | Contractual services .....                    | 19,487,000  |
| 42 | Equipment .....                               | 3,809,000   |
| 43 | Fringe benefits .....                         | 28,762,000  |
| 44 | Indirect costs .....                          | 1,951,000   |
| 45 |   | -----       |
| 46 | Amount available for nonpersonal service .... | 56,866,000  |
| 47 |   | -----       |
| 48 | Program account subtotal .....                | 119,390,000 |
| 49 |   | -----       |

50 Special Revenue Funds - Other / State Operations  
51 Miscellaneous Special Revenue Fund - 339



1 Mental Hygiene Program Fund Account

2 For services and expenses of the assets for  
3 independence program and other health and  
4 human services programs.

5 NONPERSONAL SERVICE

6 Contractual services ..... 1,000,000

7 -----

8 Program account subtotal ..... 1,000,000

9 -----

10 Internal Service Fund / State Operations  
11 Miscellaneous Internal Service Fund - 334  
12 OMRDD Copy Center Account

13 For services and expenses associated with  
14 the office of mental retardation and  
15 developmental disabilities copy center.

16 NONPERSONAL SERVICE

17 Contractual services ..... 350,000

18 -----

19 Program account subtotal ..... 350,000

20 -----

21 COMMUNITY SERVICES PROGRAM ..... 3,731,709,000

22 -----

23 General Fund / Aid to Localities  
24 Local Assistance Account - 001

25 For services and expenses of the community  
26 services program, net of disallowances,  
27 for community mental retardation and  
28 developmental disabilities programs pursu-  
29 ant to article 41 of the mental hygiene  
30 law, and/or chapter 620 of the laws of  
31 1974, chapter 660 of the laws of 1977,  
32 chapter 412 of the laws of 1981, chapter  
33 27 of the laws of 1987, chapter 729 of the  
34 laws of 1989, chapter 329 of the laws of  
35 1993 and other provisions of the mental  
36 hygiene law. Notwithstanding any incon-  
37 sistent provision of law, the following  
38 appropriation shall be net of refunds,  
39 rebates, reimbursements, and credits.

40 Notwithstanding any inconsistent provision  
41 of law, the director of the budget is  
42 authorized to make suballocations from  
43 this appropriation to the department of  
44 health medical assistance program.

45 Notwithstanding any other provision of law,  
46 advances and reimbursement made pursuant

1 to subdivision (d) of section 41.15 and  
2 section 41.18 of the mental hygiene law  
3 shall be allocated pursuant to a plan and  
4 in a manner prescribed by the agency head  
5 and approved by the director of the budg-  
6 et. No expenditure shall be made until a  
7 certificate of allocation has been  
8 approved by the director of the budget and  
9 copies thereof filed with the state comp-  
10 troller, and the chairs of the senate  
11 finance and assembly ways and means  
12 committees. The moneys hereby appropriated  
13 are available to reimburse or advance  
14 localities and voluntary non-profit agen-  
15 cies for expenditures made during local  
16 fiscal periods commencing January 1, 2010,  
17 April 1, 2010 or July 1, 2010, and for  
18 advances for the 3 month period beginning  
19 January 1, 2011.

20 Notwithstanding the provisions of article 41  
21 of the mental hygiene law or any other  
22 inconsistent provision of law, rule or  
23 regulation, the commissioner, pursuant to  
24 such contract and in the manner provided  
25 therein, may pay all or a portion of the  
26 expenses incurred by such voluntary agen-  
27 cies arising out of loans which are funded  
28 from the proceeds of bonds and notes  
29 issued by the dormitory authority of the  
30 state of New York.

31 Notwithstanding any other provision of law,  
32 the money hereby appropriated may be  
33 transferred to state operations and/or any  
34 appropriation of the office of mental  
35 retardation and developmental disabilities  
36 with the approval of the director of the  
37 budget who shall file such approval with  
38 the department of audit and control and  
39 copies thereof with the chairman of the  
40 senate finance committee and the chairman  
41 of the assembly ways and means committee.

42 Notwithstanding any inconsistent provision  
43 of law, moneys from this appropriation may  
44 be used for state aid of up to 100 percent  
45 of the net deficit costs of day training  
46 programs and family support services.

47 Notwithstanding any inconsistent provision  
48 of law, including section 1 of part C of  
49 chapter 57 of the laws of 2006, as amended  
50 by section 2 of part I of chapter 58 of  
51 the laws of 2008 and part L of chapter 58  
52 of the laws of 2009, for the period  
53 commencing on April 1, 2009 and ending  
54 March 31, 2011 the commissioner shall not  
55 apply any cost of living adjustment for  
56 the purpose of establishing rates of

1 payments, contracts or any other form of  
2 reimbursement.

3 Notwithstanding any inconsistent provision  
4 of law, moneys from this appropriation  
5 shall not be available for unified  
6 services after June 30, 2010.

7 Notwithstanding any inconsistent provision  
8 of law, and pursuant to criteria estab-  
9 lished by the commissioner of the office  
10 of mental retardation and developmental  
11 disabilities and approved by the director  
12 of the budget, expenditures may be made  
13 from this appropriation for residential  
14 facilities which are pending recertif-  
15 ication as intermediate care facilities  
16 for the developmentally disabled.

17 Notwithstanding the provisions of section  
18 41.36 of the mental hygiene law and any  
19 other inconsistent provision of law,  
20 moneys from this appropriation may be used  
21 for payment up to \$250 per year per  
22 client, at such times and in such manner  
23 as determined by the commissioner on the  
24 basis of financial need for the personal  
25 needs of each client residing in voluntar-  
26 y-operated community residences and volun-  
27 tary-operated community residential alter-  
28 natives, including individualized  
29 residential alternatives under the home  
30 and community based services waiver. The  
31 commissioner shall, subject to the  
32 approval of the director of the budget,  
33 alter existing advance payment schedules  
34 for voluntary-operated community resi-  
35 dences established pursuant to subdivision  
36 (h) of section 41.36 of the mental hygiene  
37 law.

38 Notwithstanding the provisions of section  
39 16.23 of the mental hygiene law and any  
40 other inconsistent provision of law, with  
41 relation to the operation of certified  
42 family care homes, including family care  
43 homes sponsored by voluntary not-for-pro-  
44 fit agencies, moneys from this appropri-  
45 ation may be used for payments to purchase  
46 general services including but not limited  
47 to respite providers, up to a maximum of  
48 14 days, at rates to be established by the  
49 commissioner and approved by the director  
50 of the budget in consideration of factors  
51 including, but not limited to, geographic  
52 area and number of clients cared for in  
53 the home and for payment at the rate of  
54 \$600 per year on the basis of financial  
55 need for the personal needs of each client  
56 residing in the family care home.

1 Notwithstanding the provisions of subdivi-  
2 sion 12 of section 8 of the state finance  
3 law and any other inconsistent provision  
4 of law, moneys from this appropriation may  
5 be used for expenses of family care homes  
6 including payments to operators of certi-  
7 fied family care homes for damages caused  
8 by clients to personal and real property  
9 in accordance with standards established  
10 by the commissioner and approved by the  
11 director of the budget.

12 Notwithstanding any inconsistent provision  
13 of law, moneys from this appropriation may  
14 be used for appropriate day program  
15 services and residential services includ-  
16 ing, but not limited to, direct housing  
17 subsidies to individuals, start-up  
18 expenses for family care providers, envi-  
19 ronmental modifications, adaptive technol-  
20 ogies, appraisals, property options,  
21 feasibility studies and preoperational  
22 expenses.

23 Notwithstanding any inconsistent provision  
24 of law, moneys from this appropriation may  
25 be used for the operation of clinics  
26 licensed pursuant to article 16 of the  
27 mental hygiene law including, but not  
28 limited to, supportive and habilitative  
29 services consistent with the home and  
30 community based services waiver.

31 Funds appropriated herein shall be available  
32 in accordance with the following:

33 For the state share of medical assistance  
34 services expenses incurred by the depart-  
35 ment of health for the provision of  
36 medical assistance services to the devel-  
37 opmentally disabled ..... 1,472,023,000

38 For services and expenses related to the  
39 provision of residential services to the  
40 developmentally disabled ..... 19,014,000

41 For services and expenses related to the  
42 provision of family support services to  
43 the developmentally disabled ..... 62,023,000

44 For services and expenses related to the  
45 provision of workshop, day training and  
46 employment services to the developmentally  
47 disabled ..... 46,229,000

48 For other services and expenses provided to  
49 the developmentally disabled including but  
50 not limited to hepatitis B, care at home  
51 waiver, epilepsy services, Special Olym-  
52 pics New York, Inc. and voluntary finger-  
53 printing ..... 2,533,000

54 -----

55 Program account subtotal ..... 1,601,822,000

56 -----

1 Special Revenue Funds - Other / State Operations  
2 Miscellaneous Special Revenue Fund - 339  
3 Mental Hygiene Patient Income Account

4 Notwithstanding any inconsistent provision  
5 of law, the state comptroller is hereby  
6 authorized and directed to loan money in  
7 accordance with the provisions set forth  
8 in subdivision 5 of section 4 of the state  
9 finance law to the mental hygiene patient  
10 income account.

11 Notwithstanding any other provision of law,  
12 the money hereby appropriated may be  
13 transferred to local assistance and/or any  
14 appropriation of the office of mental  
15 retardation and developmental disabili-  
16 ties, with the approval of the director of  
17 the budget who shall file such approval  
18 with the department of audit and control  
19 and copies thereof with the chairman of  
20 the senate finance committee and the  
21 chairman of the assembly ways and means  
22 committee.

23 Notwithstanding any other provision of law,  
24 including sections 29.23 and 33.07 of the  
25 mental hygiene law, the director of a  
26 mental hygiene facility, as defined by  
27 section 1.03 of the mental hygiene law,  
28 who is a representative payee for a person  
29 pursuant to designation by the social  
30 security administration shall be author-  
31 ized to apply federal benefits, including  
32 benefits for which there is a state share,  
33 to the cost of the person's care and  
34 treatment, provided the director acts in a  
35 manner consistent with applicable federal  
36 law and regulations.

37 Notwithstanding any other provision of law  
38 to the contrary, the expiration dates of  
39 the exemption from licensure requirements  
40 as set forth in section 9 of chapter 420  
41 of the laws of 2002 and section 17-a of  
42 chapter 676 of the laws of 2002 are hereby  
43 extended until March 31, 2011.

44 PERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 45 | Personal service--regular .....             | 516,092,000 |
| 46 | Temporary service .....                     | 1,251,000   |
| 47 | Holiday/overtime compensation .....         | 42,238,000  |
| 48 |   | -----       |
| 49 | Amount available for personal service ..... | 559,581,000 |
| 50 |   | -----       |

## 1 NONPERSONAL SERVICE

2 Nonpersonal service, including moneys for  
3 the community services program, net of  
4 refunds, rebates, reimbursements and cred-  
5 its.

|    |  |             |
|----|--|-------------|
| 6  | Supplies and materials .....                 | 42,364,000  |
| 7  | Travel .....                                 | 4,464,000   |
| 8  | Contractual services .....                   | 68,072,000  |
| 9  | Equipment .....                              | 21,205,000  |
| 10 | Fringe benefits .....                        | 257,419,000 |
| 11 | Indirect costs .....                         | 17,462,000  |
| 12 |  | -----       |
| 13 | Amount available for nonpersonal service ... | 410,986,000 |
| 14 |  | -----       |

## 15 MAINTENANCE UNDISTRIBUTED

|    |  |             |
|----|--|-------------|
| 16 | For expenses related to the payment of a |             |
| 17 | provider of services assessment for the  |             |
| 18 | period April 1, 2010 through March 31,   |             |
| 19 | 2011 pursuant to section 43.04 of the    |             |
| 20 | mental hygiene law .....                 | 10,116,000  |
| 21 |  | -----       |
| 22 | Program account subtotal .....           | 980,683,000 |
| 23 |  | -----       |

24 Special Revenue Funds - Other / Aid to Localities  
25 Miscellaneous Special Revenue Fund - 339  
26 Mental Hygiene Patient Income Account

27 Notwithstanding any inconsistent provision  
28 of law, moneys for this appropriation may  
29 be used for any purpose associated with an  
30 aid to localities appropriation provided,  
31 however, that these moneys may not be used  
32 for payment of the state share of medical  
33 assistance programs for which federal  
34 reimbursement will be claimed.

35 Notwithstanding any other provisions of law,  
36 the money hereby appropriated may be  
37 transferred to state operations and/or any  
38 appropriation of the office of mental  
39 retardation and developmental disabili-  
40 ties, with the approval of the director of  
41 the budget who shall file such approval  
42 with the department of audit and control  
43 and copies thereof with the chairman of  
44 the senate finance committee and the  
45 chairman of the assembly ways and means  
46 committee.

47 Notwithstanding any inconsistent provision  
48 of law, the following appropriation  
49 amounts shall be net of refunds, rebates,  
50 reimbursements, and credits. The state

1 comptroller is hereby authorized and  
2 directed to loan money in accordance with  
3 the provisions set forth in subdivision 5  
4 of section 4 of the state finance law to  
5 the mental hygiene patient income account.  
6 Notwithstanding any inconsistent provision  
7 of law, including section 1 of part C of  
8 chapter 57 of the laws of 2006, as amended  
9 by section 2 of part I of chapter 58 of  
10 the laws of 2008 and part L of chapter 58  
11 of the laws of 2009, for the period  
12 commencing on April 1, 2009 and ending  
13 March 31, 2011 the commissioner shall not  
14 apply any cost of living adjustment for  
15 the purpose of establishing rates of  
16 payments, contracts or any other form of  
17 reimbursement.

18 Funds appropriated herein shall be available  
19 in accordance with the following:

20 For services and expenses related to the  
21 provision of residential services to the  
22 developmentally disabled ..... 193,416,000  
23 For services and expenses related to the  
24 provision of day program services to the  
25 developmentally disabled ..... 112,567,000  
26 For services and expenses related to the  
27 provision of family support services to  
28 the developmentally disabled ..... 16,916,000  
29 For other services and expenses provided to  
30 the developmentally disabled including but  
31 not limited to hepatitis B, care at home  
32 waiver, epilepsy services, Special Olym-  
33 pics New York, Inc. and voluntary finger-  
34 printing ..... 3,825,000  
35 -----  
36 Program account subtotal ..... 326,724,000  
37 -----

38 Special Revenue Funds - Other / State Operations  
39 Miscellaneous Special Revenue Fund - 339  
40 Mental Hygiene Program Fund Account

41 Notwithstanding any inconsistent provision  
42 of law, the state comptroller is hereby  
43 authorized and directed to loan money in  
44 accordance with the provisions set forth  
45 in subdivision 5 of section 4 of the state  
46 finance law to the mental hygiene program  
47 fund account.

48 Notwithstanding any other provision of law,  
49 the money hereby appropriated may be  
50 transferred to local assistance and/or any  
51 appropriation of the office of mental  
52 retardation and developmental disabili-  
53 ties, with the approval of the director of  
54 the budget who shall file such approval

with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, including sections 29.23 and 33.07 of the mental hygiene law, the director of a mental hygiene facility, as defined by section 1.03 of the mental hygiene law, who is a representative payee for a person pursuant to designation by the social security administration shall be authorized to apply federal benefits, including benefits for which there is a state share, to the cost of the person's care and treatment, provided the director acts in a manner consistent with applicable federal law and regulations.

Notwithstanding any other provision of law to the contrary, the expiration dates of the exemption from licensure requirements as set forth in section 9 of chapter 420 of the laws of 2002 and section 17-a of chapter 676 of the laws of 2002 are hereby extended until March 31, 2011.

#### PERSONAL SERVICE

|                                     |             |
|-------------------------------------|-------------|
| Personal service--regular .....     | 229,568,000 |
| Temporary service .....             | 640,000     |
| Holiday/overtime compensation ..... | 19,032,000  |

|   |             |
|---|-------------|
| Amount available for personal service ..... | 249,240,000 |
|---|-------------|

#### NONPERSONAL SERVICE

Nonpersonal service, including moneys for the community services program, net of refunds, rebates, reimbursements and credits.

|                              |             |
|------------------------------|-------------|
| Supplies and materials ..... | 2,654,000   |
| Travel .....                 | 918,000     |
| Contractual services .....   | 9,083,000   |
| Equipment .....              | 2,964,000   |
| Fringe benefits .....        | 114,823,000 |
| Indirect costs .....         | 7,798,000   |

|  |             |
|--|-------------|
| Amount available for nonpersonal service ... | 138,240,000 |
|--|-------------|

|                                |             |
|--------------------------------|-------------|
| Program account subtotal ..... | 387,480,000 |
|--------------------------------|-------------|



1 Special Revenue Funds - Other / Aid to Localities  
2 Miscellaneous Special Revenue Fund - 339  
3 OMRDD - Provider of Service Account

4 For services and expenses related to mental  
5 retardation and developmental disabilities  
6 services associated with the New York  
7 state options for people through services  
8 initiative, in accordance with a program-  
9 matic and fiscal plan to be approved by  
10 the director of the budget.  
11 Notwithstanding any provision of law to the  
12 contrary, the director of the budget is  
13 authorized to make suballocations from  
14 this appropriation to the department of  
15 health medical assistance program.  
16 Notwithstanding any provision of law to the  
17 contrary, the moneys hereby appropriated,  
18 or so much thereof as may be necessary,  
19 are to be available for the purposes here-  
20 in specified for obligations heretofore  
21 accrued or hereafter to accrue ..... 337,000,000  
22 -----  
23 Program account subtotal ..... 337,000,000  
24 -----

25 Special Revenue Funds - Other / Aid to Localities  
26 Miscellaneous Special Revenue Fund - 339  
27 OMRDD - Day Services Account

28 For services and expenses related to the  
29 provision of HCBS waiver day services to  
30 individuals residing in intermediate care  
31 facilities.  
32 Notwithstanding any other provision of law,  
33 the money hereby appropriated may be  
34 transferred to state operations and/or any  
35 appropriation of the office of mental  
36 retardation and developmental disabili-  
37 ties, with the approval of the director of  
38 the budget who shall file such approval  
39 with the department of audit and control  
40 and copies thereof with the chairman of  
41 the senate finance committee and the  
42 chairman of the assembly ways and means  
43 committee ..... 98,000,000  
44 -----  
45 Program account subtotal ..... 98,000,000  
46 -----

47 INSTITUTIONAL SERVICES PROGRAM ..... 742,913,000  
48 -----

49 Special Revenue Funds - Other / State Operations  
50 Mental Hygiene Gifts and Donations Fund - 019

Office of Mental Retardation and Developmental Disabilities  
Gifts and Donations Account

For expenditures on behalf of individuals from donated funds. Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

NONPERSONAL SERVICE

|                                |         |
|--------------------------------|---------|
| Supplies and materials .....   | 500,000 |
|                                | -----   |
| Program account subtotal ..... | 500,000 |
|                                | -----   |

Special Revenue Funds - Other / State Operations  
Combined Nonexpendable Trust Fund - 332  
OMRDD Nonexpendable Trust Account

For expenditures on behalf of individuals from donated funds. Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

NONPERSONAL SERVICE

|                                |       |
|--------------------------------|-------|
| Supplies and materials .....   | 4,000 |
|                                | ----- |
| Program account subtotal ..... | 4,000 |
|                                | ----- |

Special Revenue Funds - Other / State Operations  
Miscellaneous Special Revenue Fund - 339  
Mental Hygiene Patient Income Account

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any

1 appropriation of the office of mental  
2 retardation and developmental disabili-  
3 ties, and may be increased or decreased by  
4 transfer or suballocation between these  
5 appropriated amounts and appropriations of  
6 the department of health, the office of  
7 medicaid inspector general, the office of  
8 mental health, and the office of alcohol-  
9 ism and substance abuse services with the  
10 approval of the director of the budget who  
11 shall file such approval with the depart-  
12 ment of audit and control and copies ther-  
13 eof with the chairman of the senate  
14 finance committee and the chairman of the  
15 assembly ways and means committee. The  
16 state comptroller is hereby authorized and  
17 directed to loan money in accordance with  
18 the provisions set forth in subdivision 5  
19 of section 4 of the state finance law to  
20 the mental hygiene patient income account.

21 Notwithstanding any other provision of law,  
22 including sections 29.23 and 33.07 of the  
23 mental hygiene law, the director of a  
24 mental hygiene facility, as defined by  
25 section 1.03 of the mental hygiene law,  
26 who is a representative payee for a person  
27 pursuant to designation by the social  
28 security administration shall be author-  
29 ized to apply federal benefits, including  
30 benefits for which there is a state share,  
31 to the cost of the person's care and  
32 treatment, provided the director acts in a  
33 manner consistent with applicable federal  
34 law and regulations.

35 Notwithstanding any other provision of law  
36 to the contrary, the expiration dates of  
37 the exemption from licensure requirements  
38 as set forth in section 9 of chapter 420  
39 of the laws of 2002 and section 17-a of  
40 chapter 676 of the laws of 2002 are hereby  
41 extended until March 31, 2011.

42 PERSONAL SERVICE

|    |   |             |
|----|---|-------------|
| 43 | Personal service--regular .....             | 229,033,000 |
| 44 | Temporary service .....                     | 426,000     |
| 45 | Holiday/overtime compensation .....         | 18,444,000  |
| 46 |   | -----       |
| 47 | Amount available for personal service ..... | 247,903,000 |
| 48 |   | -----       |

## NONPERSONAL SERVICE

|  |             |
|--|-------------|
| Supplies and materials .....                 | 36,691,000  |
| Travel .....                                 | 1,379,000   |
| Contractual services .....                   | 34,753,000  |
| Equipment .....                              | 10,366,000  |
| Fringe benefits .....                        | 117,048,000 |
| Indirect costs .....                         | 7,041,000   |
|  | -----       |
| Amount available for nonpersonal service ... | 207,278,000 |
|  | -----       |

## MAINTENANCE UNDISTRIBUTED

|  |             |
|--|-------------|
| For expenses related to the payment of a<br>provider of services assessment for the<br>period April 1, 2010 through March 31,<br>2011 pursuant to section 43.04 of the<br>mental hygiene law ..... | 135,130,000 |
|  | -----       |
| Program account subtotal .....   | 590,311,000 |
|  | -----       |

Special Revenue Funds - Other / State Operations  
Miscellaneous Special Revenue Fund - 339  
Mental Hygiene Program Fund Account

Notwithstanding any inconsistent provision of law, the state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to local assistance and/or any appropriation of the office of mental retardation and developmental disabilities, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, including sections 29.23 and 33.07 of the mental hygiene law, the director of a mental hygiene facility, as defined by section 1.03 of the mental hygiene law, who is a representative payee for a person pursuant to designation by the social security administration shall be authorized to apply federal benefits, including benefits for which there is a state share,

1 to the cost of the person's care and  
2 treatment, provided the director acts in a  
3 manner consistent with applicable federal  
4 law and regulations.  
5 Notwithstanding any other provision of law  
6 to the contrary, the expiration dates of  
7 the exemption from licensure requirements  
8 as set forth in section 9 of chapter 420  
9 of the laws of 2002 and section 17-a of  
10 chapter 676 of the laws of 2002 are hereby  
11 extended until March 31, 2011.

12 PERSONAL SERVICE

13 Personal service--regular ..... 82,933,000  
14 Temporary service ..... 154,000  
15 Holiday/overtime compensation ..... 6,701,000  
16 -----  
17 Amount available for personal service ..... 89,788,000  
18 -----

19 NONPERSONAL SERVICE

20 Nonpersonal service, including moneys for  
21 the community services program, net of  
22 refunds, rebates, reimbursements and cred-  
23 its.  
24 Supplies and materials ..... 7,826,000  
25 Travel ..... 294,000  
26 Contractual services ..... 7,413,000  
27 Equipment ..... 2,211,000  
28 Fringe benefits ..... 38,391,000  
29 Indirect costs ..... 3,507,000  
30 -----  
31 Amount available for nonpersonal service .... 59,642,000  
32 -----  
33 Program account subtotal ..... 149,430,000  
34 -----

35 Enterprise Funds / State Operations  
36 Mental Retardation Sheltered Workshop Account - 352  
37 Sheltered Workshop Fund OMRDD Account

38 For services and expenses including sala-  
39 ries, supplies and materials of sheltered  
40 workshops and vocational rehabilitation  
41 work activities.  
42 Notwithstanding any other provision of law,  
43 the money hereby appropriated may be  
44 transferred to local assistance and/or any  
45 appropriation of the office of mental  
46 retardation and developmental disabili-  
47 ties, with the approval of the director of  
48 the budget who shall file such approval  
49 with the department of audit and control

1 and copies thereof with the chairman of  
2 the senate finance committee and the  
3 chairman of the assembly ways and means  
4 committee.

5 NONPERSONAL SERVICE

|    |                                |           |
|----|--------------------------------|-----------|
| 6  | Supplies and materials .....   | 700,000   |
| 7  | Travel .....                   | 10,000    |
| 8  | Contractual services .....     | 800,000   |
| 9  | Equipment .....                | 40,000    |
| 10 |                                | -----     |
| 11 | Program account subtotal ..... | 1,550,000 |
| 12 |                                | -----     |

13 Enterprise Funds / State Operations  
14 Mental Hygiene Community Stores Account - 353  
15 MR Community Stores Fund Account

16 For services and expenses of community  
17 stores located at various developmental  
18 centers.

19 Notwithstanding any other provision of law,  
20 the money hereby appropriated may be  
21 transferred to local assistance and/or any  
22 appropriation of the office of mental  
23 retardation and developmental disabili-  
24 ties, with the approval of the director of  
25 the budget who shall file such approval  
26 with the department of audit and control  
27 and copies thereof with the chairman of  
28 the senate finance committee and the  
29 chairman of the assembly ways and means  
30 committee.

31 Notwithstanding any other provision of law  
32 to the contrary, the expiration dates of  
33 the exemption from licensure requirements  
34 as set forth in section 9 of chapter 420  
35 of the laws of 2002 and section 17-a of  
36 chapter 676 of the laws of 2002 are hereby  
37 extended until March 31, 2011.

38 PERSONAL SERVICE

|    |                                 |         |
|----|---------------------------------|---------|
| 39 | Personal service--regular ..... | 290,000 |
| 40 |                                 | -----   |

41 NONPERSONAL SERVICE

|    |  |         |
|----|--|---------|
| 42 | Supplies and materials .....                   | 722,000 |
| 43 | Fringe benefits .....                          | 94,000  |
| 44 | Indirect costs .....                           | 12,000  |
| 45 |  | -----   |
| 46 | Amount available for nonpersonal service ..... | 828,000 |
| 47 |  | -----   |



1 directed to loan money in accordance with  
2 the provisions set forth in subdivision 5  
3 of section 4 of the state finance law to  
4 the mental hygiene patient income account.  
5 Notwithstanding any other provision of law,  
6 including sections 29.23 and 33.07 of the  
7 mental hygiene law, the director of a  
8 mental hygiene facility, as defined by  
9 section 1.03 of the mental hygiene law,  
10 who is a representative payee for a person  
11 pursuant to designation by the social  
12 security administration shall be author-  
13 ized to apply federal benefits, including  
14 benefits for which there is a state share,  
15 to the cost of the person's care and  
16 treatment, provided the director acts in a  
17 manner consistent with applicable federal  
18 law and regulations.  
19 Notwithstanding any other provision of law  
20 to the contrary, the expiration dates of  
21 the exemption from licensure requirements  
22 as set forth in section 9 of chapter 420  
23 of the laws of 2002 and section 17-a of  
24 chapter 676 of the laws of 2002 are hereby  
25 extended until March 31, 2011.

26 PERSONAL SERVICE

27 Personal service--regular ..... 16,150,000  
28 Holiday/overtime compensation ..... 353,000  
29 -----  
30 Amount available for personal service ..... 16,503,000  
31 -----

32 NONPERSONAL SERVICE

33 Supplies and materials ..... 836,000  
34 Travel ..... 7,000  
35 Contractual services ..... 1,129,000  
36 Equipment ..... 157,000  
37 Fringe benefits ..... 7,597,000  
38 Indirect costs ..... 515,000  
39 -----  
40 Amount available for nonpersonal service .... 10,241,000  
41 -----  
42 Program account subtotal ..... 26,744,000  
43 -----

44 S 20. The several amounts specified in this section, or so much there-  
45 of as shall be sufficient to accomplish the purposes designated, are  
46 hereby appropriated and authorized to be paid as hereinafter provided,  
47 to the respective public officers and for the several purposes speci-  
48 fied, which amounts shall be available for the state fiscal year begin-  
49 ning April 1, 2010.



COMMISSION ON QUALITY OF CARE AND ADVOCACY  
FOR PERSONS WITH DISABILITIES

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

SCHEDULE

ADMINISTRATION PROGRAM ..... 9,996,000  
-----

General Fund / State Operations  
State Purposes Account - 003

For services and expenses of the commission  
pursuant to chapter 58 of the laws of  
2005.

PERSONAL SERVICE

Personal service--regular ..... 4,133,000  
Holiday/overtime compensation ..... 17,000  
-----  
Amount available for personal service ..... 4,150,000  
-----

NONPERSONAL SERVICE

Supplies and materials ..... 44,000  
Travel ..... 196,000  
Contractual services ..... 932,000  
Equipment ..... 144,000  
-----  
Amount available for nonpersonal service ..... 1,316,000  
-----  
Program account subtotal ..... 5,466,000  
-----

Special Revenue Funds - Federal / State Operations  
Federal Health and Human Services Fund - 265

For services and expenses associated with  
federal grant awards yet to be allocated.  
Notwithstanding any inconsistent provision  
of law, the director of the budget is  
hereby authorized to transfer appropri-  
ation authority contained herein to any  
other federal fund or program within the  
commission on quality of care and advocacy  
for persons with disabilities ..... 300,000  
-----  
Program fund subtotal ..... 300,000  
-----

Special Revenue Funds - Other / State Operations  
Combined Gifts, Grants and Bequests Fund - 020  
Disability and Technical Assistance Account

1 For services and expenses related to disa-  
2 bility consultant services pursuant to  
3 chapter 58 of the laws of 2005.

4 PERSONAL SERVICE

|   |   |        |
|---|---|--------|
| 5 | Personal service--regular .....             | 57,000 |
| 6 | Holiday/overtime compensation .....         | 1,000  |
| 7 |   | -----  |
| 8 | Amount available for personal service ..... | 58,000 |
| 9 |   | -----  |

10 NONPERSONAL SERVICE

|    |  |         |
|----|--|---------|
| 11 | Supplies and materials .....                   | 3,000   |
| 12 | Travel .....                                   | 9,000   |
| 13 | Contractual services .....                     | 56,000  |
| 14 | Equipment .....                                | 1,000   |
| 15 | Fringe benefits .....                          | 28,000  |
| 16 | Indirect costs .....                           | 2,000   |
| 17 |  | -----   |
| 18 | Amount available for nonpersonal service ..... | 99,000  |
| 19 |  | -----   |
| 20 | Program account subtotal .....                 | 157,000 |
| 21 |  | -----   |

22 Special Revenue Funds - Other / State Operations  
23 Miscellaneous Special Revenue Fund - 339  
24 Conference Fee Account

25 For services and expenses of the commission  
26 pursuant to chapter 58 of the laws of  
27 2005.

28 NONPERSONAL SERVICE

|    |                                |        |
|----|--------------------------------|--------|
| 29 | Supplies and materials .....   | 15,000 |
| 30 | Travel .....                   | 20,000 |
| 31 | Contractual services .....     | 36,000 |
| 32 |                                | -----  |
| 33 | Program account subtotal ..... | 71,000 |
| 34 |                                | -----  |

35 Special Revenue Funds - Other / State Operations  
36 Miscellaneous Special Revenue Fund - 339  
37 Federal Salary Sharing Account

38 PERSONAL SERVICE

|    |   |           |
|----|---|-----------|
| 39 | Personal service--regular .....             | 2,381,000 |
| 40 | Holiday/overtime compensation .....         | 14,000    |
| 41 |   | -----     |
| 42 | Amount available for personal service ..... | 2,395,000 |
| 43 |   | -----     |

|    |  |           |
|----|--|-----------|
| 1  | NONPERSONAL SERVICE                            |           |
| 2  | Supplies and materials .....                   | 2,000     |
| 3  | Travel .....                                   | 146,000   |
| 4  | Contractual services .....                     | 164,000   |
| 5  | Equipment .....                                | 15,000    |
| 6  | Fringe benefits .....                          | 1,160,000 |
| 7  | Indirect costs .....                           | 75,000    |
| 8  |  | -----     |
| 9  | Amount available for nonpersonal service ..... | 1,562,000 |
| 10 |  | -----     |
| 11 | Program account subtotal .....                 | 3,957,000 |
| 12 |  | -----     |
| 13 | Enterprise Funds / State Operations            |           |
| 14 | Miscellaneous Enterprise Fund - 331            |           |
| 15 | Publications Account                           |           |
| 16 | NONPERSONAL SERVICE                            |           |
| 17 | Supplies and materials .....                   | 5,000     |
| 18 | Contractual services .....                     | 15,000    |
| 19 |  | -----     |
| 20 | Program account subtotal .....                 | 20,000    |
| 21 |  | -----     |
| 22 | Enterprise Funds / State Operations            |           |
| 23 | Miscellaneous Enterprise Fund - 331            |           |
| 24 | TRAID Services Account                         |           |
| 25 | For services and expenses related to TRAID     |           |
| 26 | project activities including the provision     |           |
| 27 | of educational, outreach, training and         |           |
| 28 | support services pursuant to chapter 58 of     |           |
| 29 | the laws of 2005.                              |           |
| 30 | NONPERSONAL SERVICE                            |           |
| 31 | Supplies and materials .....                   | 5,000     |
| 32 | Travel .....                                   | 10,000    |
| 33 | Contractual services .....                     | 10,000    |
| 34 |  | -----     |
| 35 | Program account subtotal .....                 | 25,000    |
| 36 |  | -----     |
| 37 | ADULT HOMES PROGRAM .....                      | 170,000   |
| 38 |  | -----     |
| 39 | General Fund / Aid to Localities               |           |
| 40 | Local Assistance Account - 001                 |           |
| 41 | For services and expenses related to the       |           |
| 42 | adult homes advocacy program .....             | 170,000   |
| 43 |  | -----     |
| 44 | Program account subtotal .....                 | 170,000   |
| 45 |  | -----     |

|    |  |           |
|----|--|-----------|
| 1  | CLIENT ASSISTANCE PROGRAM .....                                | 721,000   |
| 2  |  | -----     |
| 3  | Special Revenue Funds - Federal / State Operations             |           |
| 4  | Federal Department of Education Fund - 267                     |           |
| 5  | Personal service .....   | 82,000    |
| 6  | Nonpersonal service .....                                      | 598,000   |
| 7  | Fringe benefits .....  | 39,000    |
| 8  | Indirect costs .....   | 2,000     |
| 9  |  | -----     |
| 10 | PROTECTION AND ADVOCACY FOR ASSISTIVE TECHNOLOGY PROGRAM ..... | 252,000   |
| 11 |  | -----     |
| 12 | Special Revenue Funds - Federal / State Operations             |           |
| 13 | Federal Department of Education Fund - 267                     |           |
| 14 | For services and expenses related to assist-                   |           |
| 15 | ing individuals with obtaining assistive                       |           |
| 16 | technology services and devices consistent                     |           |
| 17 | with federal grant requirements.                               |           |
| 18 | Personal service .....   | 52,000    |
| 19 | Nonpersonal service .....                                      | 174,000   |
| 20 | Fringe benefits .....  | 25,000    |
| 21 | Indirect costs .....   | 1,000     |
| 22 |  | -----     |
| 23 | PROTECTION AND ADVOCACY FOR BENEFICIARIES OF SOCIAL SECU-      |           |
| 24 | RITY PROGRAM .....   | 335,000   |
| 25 |  | -----     |
| 26 | Special Revenue Funds - Federal / State Operations             |           |
| 27 | Federal Operating Grants Fund - 290                            |           |
| 28 | Personal service .....   | 61,000    |
| 29 | Nonpersonal service .....                                      | 243,000   |
| 30 | Fringe benefits .....  | 29,000    |
| 31 | Indirect costs .....   | 2,000     |
| 32 |  | -----     |
| 33 | PROTECTION AND ADVOCACY FOR DEVELOPMENTALLY DISABLED           |           |
| 34 | PROGRAM .....  | 2,397,000 |
| 35 |  | -----     |
| 36 | Special Revenue Funds - Federal / State Operations             |           |
| 37 | Federal Health and Human Services Fund - 265                   |           |
| 38 | Personal service .....   | 484,000   |
| 39 | Nonpersonal service .....                                      | 1,676,000 |
| 40 | Fringe benefits .....  | 228,000   |
| 41 | Indirect costs .....   | 9,000     |
| 42 |  | -----     |

|    |   |           |
|----|---|-----------|
| 1  | PROTECTION AND ADVOCACY FOR INDIVIDUALS WITH MENTAL         |           |
| 2  | ILLNESS PROGRAM .....                                       | 2,036,000 |
| 3  |   | -----     |
| 4  | Special Revenue Funds - Federal / State Operations          |           |
| 5  | Federal Health and Human Services Fund - 265                |           |
| 6  | Personal service .....                                      | 577,000   |
| 7  | Nonpersonal service .....                                   | 1,176,000 |
| 8  | Fringe benefits .....                                       | 272,000   |
| 9  | Indirect costs .....  | 11,000    |
| 10 |   | -----     |
| 11 | PROTECTION AND ADVOCACY FOR PERSONS WITH TRAUMATIC BRAIN    |           |
| 12 | INJURY PROGRAM .....  | 123,000   |
| 13 |   | -----     |
| 14 | Special Revenue Funds - Federal / State Operations          |           |
| 15 | Federal Health and Human Services Fund - 265                |           |
| 16 | Nonpersonal service .....                                   | 123,000   |
| 17 |   | -----     |
| 18 | PROTECTION AND ADVOCACY HELP AMERICA VOTE ACT PROGRAM ..... | 215,000   |
| 19 |   | -----     |
| 20 | Special Revenue Funds - Federal / State Operations          |           |
| 21 | Federal Health and Human Services Fund - 265                |           |
| 22 | Nonpersonal service .....                                   | 215,000   |
| 23 |   | -----     |
| 24 | PROTECTION AND ADVOCACY OF INDIVIDUAL RIGHTS PROGRAM .....  | 1,154,000 |
| 25 |   | -----     |
| 26 | Special Revenue Funds - Federal / State Operations          |           |
| 27 | Federal Department of Education Fund - 267                  |           |
| 28 | Personal service .....                                      | 136,000   |
| 29 | Nonpersonal service .....                                   | 951,000   |
| 30 | Fringe benefits .....                                       | 64,000    |
| 31 | Indirect costs .....  | 3,000     |
| 32 |   | -----     |
| 33 | TECHNOLOGY RELATED ASSISTANCE FOR INDIVIDUALS WITH DISA-    |           |
| 34 | BILITIES .....  | 812,000   |
| 35 |   | -----     |
| 36 | Special Revenue Funds - Federal / State Operations          |           |
| 37 | Federal Department of Education Fund - 267                  |           |
| 38 | 1031-OT-Education Account                                   |           |
| 39 | For services and expenses related to TRAIID                 |           |
| 40 | including for contract for the delivery of                  |           |
| 41 | direct services to persons utilizing                        |           |
| 42 | regional technology centers or other enti-                  |           |

1 ties funded through the TRAIID project  
2 pursuant to chapter 58 of the laws of  
3 2005.

|   |                           |         |
|---|---------------------------|---------|
| 4 | Personal service .....    | 184,000 |
| 5 | Nonpersonal service ..... | 537,000 |
| 6 | Fringe benefits .....     | 87,000  |
| 7 | Indirect costs .....      | 4,000   |
| 8 |                           | -----   |

9 S 21. No expenditure may be made from any appropriation in this act,  
10 until a certificate of approval has been issued by the director of the  
11 budget and a copy of such certificate shall have been filed with the  
12 state comptroller, the chairman of the senate finance committee and the  
13 chairman of the assembly ways and means committee provided, however,  
14 that any expenditures from any appropriation in this act made by the  
15 legislature or judiciary shall not require such certificate.

16 S 22. All expenditures and disbursements made against the appropri-  
17 ations in this act shall, upon final action by the legislature on appro-  
18 priation bills submitted by the governor pursuant to article VII of the  
19 state constitution for the support of government for the state fiscal  
20 year beginning April 1, 2010, be transferred by the comptroller as  
21 expenditures and disbursements to such appropriations for all state  
22 departments, agencies, the legislature and the judiciary, as applicable,  
23 in amounts equal to the amounts charged against the appropriations in  
24 this act for each such department, agency, the legislature and the judi-  
25 ciary.

26 S 23. Severability clause. If any clause, sentence, paragraph, subdi-  
27 vision, section or part of this act shall be adjudged by any court of  
28 competent jurisdiction to be invalid, such judgment shall not affect,  
29 impair, or invalidate the remainder thereof, but shall be confined in  
30 its operation to the clause, sentence, paragraph, subdivision, section  
31 or part thereof directly involved in the controversy in which such judg-  
32 ment shall have been rendered. It is hereby declared to be the intent of  
33 the legislature that this act would have been enacted even if such  
34 invalid provisions had not been included herein.

35 S 24. This act shall take effect immediately and shall be deemed to  
36 have been in full force and effect on and after April 1, 2010; provided,  
37 however, that upon the transfer of expenditures and disbursements by the  
38 comptroller as provided in section twenty-two of this act, the appropri-  
39 ations made by this act and subject to such section shall be deemed  
40 repealed.