S. 2602

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SENATE-ASSEMBLY

January 22, 2013

- IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance
- IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means
- AN ACT making appropriations for the legal requirements of the state debt service and lease purchase payments and other special contractual obligations

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

1 Section 1. The several sums specified in this section, or so much 2 thereof as may be sufficient to accomplish in full the purposes desig-3 nated by the appropriations, are hereby appropriated to be paid as here-4 in provided for the funds and purposes specified and are made available 5 for the fiscal year beginning April 1, 2013.

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DEBT SERVICE FUND--GENERAL DEBT SERVICE FUND

7 Maintenance undistributed

8 For the legal requirements of principal, interest, and 9 related expenses on general obligation bonds, special 10 contractual and revenue bond obligations, as issued 11 pursuant to articles 5-C and 5-F of the state finance 12 law and payments for interest rate exchange and similar 13 agreements, in accordance with the following schedule .. 4,990,260,000 14 =============

SCHEDULE

- 16 GENERAL OBLIGATION PAYMENTS
- 17 The sum of \$492,500,000, or so much thereof as may be
- 18 necessary, is hereby appropriated for payment by the

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

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state comptroller for general obligation bonds issued in connection with higher education construction, pure waters, environmental quality, transportation capital facilities, rail preservation, outdoor recreation devel-

4 5 opment, energy conservation through improved transporta-6 tion, parks and recreation land acquisition, rebuild New York through transportation infrastructure renewal and 7 8 accelerated capacity and transportation improvements of the nineties, clean water/clean air, and rebuild and 9 10 renew New York transportation purposes, in accordance with the following sub-schedule 492,500,000 11 12

sub-schedule

15	Debt service payments Related expenses	
16 17 18	 Total of sub-schedule	492,500,000

19 SPECIAL CONTRACTUAL OBLIGATION PAYMENTS

SCHEDULE

29 30 31 32 33	For payment to the Urban Development Corpo- ration pursuant to the provisions of an agreement or agreements entered between the State and the Urban Development Corpo- ration to pay for bonds, notes, or other
34	obligations issued or entered into for
35	correctional facilities
36	For payment to the Urban Development Corpo-
37	ration pursuant to the provisions of an
38	agreement or agreements of lease and
39	sublease entered into between, but not
40	limited to, the Urban Development Corpo-
41	ration, the Office of General Services and
42	the Department of Correctional Services
43	for the rental of correctional facilities 21,000,000
44	For payment according to the following sub-
45	schedule to the Urban Development Corpo-
46	ration for project revenue bonds, pursuant
47	to the provisions of certain agreements of
48	lease between the entities designated on
49	the following sub-schedule and the state
50	of New York and the assignment of rent

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thereof to the Urban Development Corpo-1 2 ration 11,300,000 3 sub-schedule 4 Syracuse University (Science and Technology Center) 2,800,000 5 6 Cornell University (Supercomputer Center) 700,000 7 8 Columbia University (Telecom-9 munications Center) 4,800,000 Clarkson University 1,100,000 10 University Grants 95 Refunding ... 1,900,000 11 _____ 12 13 Total of sub-schedule 11,300,000 14 15 For payment to the Dormitory Authority, for 16 payment of bonds issued to finance the 17 Department of Health's David Axelrod Institute for Public Health, pursuant to 18 19 the provisions of an agreement between the 20 Dormitory Authority and the Department of 21 Health 6,000,000 22 For payment to the Dormitory Authority, for 23 payment of bonds issued to finance State Department of Education facilities, pursu-24 25 ant to an agreement between the Dormitory 26 Authority and the State Education Department 5,500,000 27 28 For payment to the Housing Finance Agency 29 and the Urban Development Corporation for 30 payment of bonds issued to finance the 31 For payment to the Metropolitan Transporta-32 33 tion Authority, pursuant to state service 34 contracts authorized by section 16 of chapter 314 of the laws of 1981, section 35 36 42 of chapter 929 of the laws of 1986, as amended by chapter 13 of the laws of 1987, 37 and section 34 of part 0 of chapter 61 of 38 the laws of 2000 80,000,000 39 40 For payment to the State University 41 Construction Fund, for payment to the Dormitory Authority, pursuant to paragraph 42 (e) of subdivision 19 of section 1680 of 43 44 the public authorities law, to pay for 45 bonds or notes issued by such authority, pursuant to agreements between the State 46 47 University Construction Fund, State University of New York and the Dormitory 48 Authority, relating to State University 49 education facilities. Notwithstanding the 50 51 provisions of section 40 of the state finance law or any other provision of law 52 53 to the contrary, this appropriation shall

$1\\2\\3\\4\\5\\6\\7\\8\\9\\0\\1\\1\\2\\3\\4\\5\\6\\7\\8\\9\\0\\1\\2\\2\\3\\4$	<pre>remain in full force and effect until April 30, 2014</pre>
25	sub-schedule
26 27 28 29 30 31 32	City University senior colleges 180,000,000 City University community colleges
33 34 35 36 39 41 43 445 467 490 512 53	<pre>For payment to the Dormitory Authority, pursuant to the provisions of a service contract or contracts, for payment of bonds or notes issued for the financing of projects at the Albany County Airport 4,000,000 For payment to the Dormitory Authority and the Urban Development Corporation for bonds issued for one or more facilities provided for the department of audit and control, the New York state and local employees' retirement system, and the New York state and local police and fire retirement system and on behalf of the departments or agencies having occupancy or use of other state facilities and park- ing facilities 1,200,000 For payment to the Thruway Authority, pursu- ant to section 380 of the public authori- ties law, to pay for Local Highway and Bridge Service Contract bonds or notes issued by such authority pursuant to an</pre>

$1 \\ 2 \\ 3 \\ 4 \\ 5 \\ 6 \\ 7 \\ 8 \\ 9 \\ 0 \\ 1 \\ 1 \\ 2 \\ 1 \\ 1 \\ 1 \\ 1 \\ 1 \\ 1 \\ 1$	agreement between the Thruway Authority and the state
30 31	sub-schedule
32 33 34 35 36 37	Urban Development Corporation 365,000,000 Dormitory Authority 112,000,000 Thruway Authority 10,000,000 Total of sub-schedule 487,000,000
38 39	Total of debt service schedule 1,428,160,000
40 41	For payment of related expenses in accord- ance with the following schedule.
42	SCHEDULE
43 44 45 46 47 48 49	Urban Development Corporation2,000,000Housing Finance Agency2,000,000Dormitory Authority7,500,000Dormitory Authority Capital Expenses6,000,000Environmental Facilities Corporation300,000Thruway Authority500,000

S. 2602 Total of related expenses schedule 18,300,000 1 2 3 Total of schedules 1,446,460,000 4 ================= 5 REVENUE BOND FINANCING AGREEMENT PAYMENTS The several sums, or so much thereof as may 6 7 be necessary, are hereby appropriated for 8 payment to the dormitory authority, the 9 environmental facilities corporation, the 10 finance agency, housing the thruway and the urban 11 authority, development corporation and are, subject to the issu-12 13 ance of certificates of approval of availability by the director of the budget, 14 available for the purpose of making 15 financing agreement payments related to 16 17 personal income tax revenue bond obligations, as authorized pursuant to article 18 19 5-C of the state finance law and in 20 accordance with the following schedule ... 2,998,300,000 21 22 SCHEDULE 23 Economic Development and Housing 305,000,000 24 Education 440,000,000 Environment 90,000,000 25 General Purpose 1,550,000,000 26 Healthcare 15,000,000 27 28 State Facilities and Equipment 165,000,000 29 30 -----Total of schedule 2,980,000,000 31 32 33 For payment of related expenses in accord-34 ance with the following schedule. 35 SCHEDULE 36 Urban Development Corporation 6,300,000 37 Housing Finance Agency 2,100,000 Dormitory Authority 8,000,000 38 39 40 41 42 Total of schedule 18,300,000 43 44 _____ Total of schedules 2,998,300,000 45 46 ================= 47 REVENUE BOND FINANCING AGREEMENT PAYMENTS

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1 2 3 4 5 6 7 8 9 10 11 12 13 14	The several sums, or so much thereof as may be necessary, are hereby appropriated for payment to the dormitory authority, the thruway authority, and the urban develop- ment corporation and are, subject to the issuance of certificates of approval of availability by the director of the bud- get, available for the purpose of making financing agreement payments related to sales tax revenue bond obligationns, as authorized pursuant to article 5-F of the state finance law and in accordance with the following schedule
15	SCHEDULE
16 17	Debt Service Payments
18 19	Total of schedule
20 21	For payment of related expenses in accor- dance with the following schedule.
22	SCHEDULE
23 24 25 26	Urban Development Corporation
27 28	Total of schedule
29 30	Total of schedules
31 32	Total of schedule 4,990,260,000 =================================
33	DEBT SERVICE FUNDHOUSING DEBT FUND
34 35 36 37 38 39 40	GENERAL OBLIGATION PAYMENTS The sum of \$11,500,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of principal and interest on general obligation bonds issued in connection with state housing (low cost, middle income and urban renewal) 11,500,000
41	DEBT SERVICE FUNDHEALTH INCOME FUND
42 43 44	For debt service and related expenses in accordance with the following schedule

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SCHEDULE

2 3 4 5 6 7 8 9 10 11 12 14 15 16 17 19 19	The sum of \$29,000,000, or so much thereof as may be necessary of operating revenues received from department of health facilities other than the New York City Veter- ans' Home, is hereby appropriated for payment by the state comptroller of all obligations under the terms of agreements between the health department and the dormi- tory authority
20	DEBT SERVICE FUNDSTATE UNIVERSITY DORMITORY INCOME FUND
21 22 23 24 25 26 27 28	The sum of \$127,800,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations under the terms of agreements between the state university of New York and the dormitory authority and refunds to students for room rental and college fee overpayments, in accordance with the following schedule
29	SCHEDULE
30 31 32 33 34 35	Debt service payments
36	DEBT SERVICE FUNDMENTAL HEALTH SERVICES FUND
37 38 39 40 41 42 43 44 45	The sum of \$328,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations of the dormitory authority, as successor to the facilities development corporation and the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, under the terms of any lease, sublease, or other financing agreement with the department of mental hygiene, in accordance with the following schedule

SCHEDULE

	Debt service payments
4	
	Total of schedule
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DEBT SERVICE FUND--LOCAL GOVERNMENT ASSISTANCE TAX FUND

8 The sum of \$397,500,000, or so much thereof as may be necessary, is hereby appropriated for payment of all 9 obligations, including but not limited to reserve fund 10 credit facilities, to the local government assistance 11 12 corporation pursuant to a certificate or certificates filed by the chairman of the corporation with the state 13 comptroller and the governor, pursuant to subdivision 1 14 of section 3240 of the public authorities law, in 15 16 17 _____

SCHEDULE

19	Debt service payments 392,000,000
20	Related expenses 5,500,000
21	
22	Total of schedule
23	=======================================

TRUST AND AGENCY FUND--SCHOOL CAPITAL FACILITIES FINANCING RESERVE FUND

26	The sum of \$25,600,000, or so much thereof as may be	
27	necessary, is hereby appropriated for payment by the	
28	state comptroller to the dormitory authority for the	
29	purpose of meeting the terms of any contractual agree-	
30	ments between the dormitory authority and participating	
31	special act school districts listed in chapter 566 of	
32	the laws of 1967, as amended, state-supported schools	
33	for blind and deaf students and children with other	
34	handicapping conditions pursuant to article 85 of the	
35	education law, and private not-for-profit schools	
36	approved by the commissioner of education pursuant to	
37	article 89 of the education law, in accordance with the	
38	following schedule	. 25,600,000
39		

SCHEDULE

41	Debt service payments 25,000,000
42	Related expenses 300,000
43	Capital expenses 300,000
44	
45	Total of schedule 25,600,000
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1 2	DEDICATED HIGHWAY AND BRIDGE TRUST FUNDSPECIAL OBLIGATION RESERVE AND PAYMENT ACCOUNT
3 4 5 6 7 8 9	The sum of \$980,300,000 or so much thereof as may be necessary, is hereby appropriated to pay for bonds or notes as required under dedicated highway and bridge trust fund cooperative agreements under section 10-e of the highway law, in accordance with the following sched- ule
10	SCHEDULE
11 12 13	Debt service payments
14 15	Total of schedule
16	DEBT REDUCTION RESERVE FUND
17 18 19 20 21 22 23 24 25 26 27 28 29 30	The sum of \$1,000,000,000, or so much thereof as may be necessary, is hereby appropriated from the debt reduction reserve fund for the purposes of principal, interest, and related expenses, for retiring or defeas- ing bonds previously issued, including any accrued interest or other expenses related thereto, for any state-related bonding program or programs and for trans- fer, upon request of the director of the budget, to various capital projects funds as designated by the director of the budget for the funding of capital projects, equipment acquisitions, or similar expenses which have been authorized by law to be financed through the issuance of bonds, notes, or other obligations 1,000,000,000
31	CONTINGENT AND OTHER APPROPRIATIONS
32 33 34 35 36	S 2. The several sums specified in this section, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated to be paid as herein provided for the funds and purposes specified and are made available for the fiscal year beginning April 1, 2013.
37	GENERAL FUNDSTATE PURPOSES ACCOUNT
38 39 40 41 42 43 44 45 46	The sum of \$20,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of making payments of rebates to the federal government to maintain the exemption from federal income taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law

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1 2 3 4 5 6 7 8 9 10 11 12	The sum of \$225,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of redeeming general obligation bonds issued by the state of New York, provided, however, that the amount to be expended from this appropriation shall be limited to the amount, as determined by the comptroller, to be necessary to maintain the exemption from federal taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law
13	ALL FUNDS
14 15 16 17 18 19 20	For payment of principal and interest, including but not limited to reserve fund credit facilities on variable rate obligations and interest rate exchange and similar agreements, for state-supported debt or for transfer to any other appropriation, in accordance with the follow- ing schedule 1,500,000,000
21	SCHEDULE
22 23 24 25	Debt service payments
26 27	Total of schedule 1,500,000,000
28	DEBT SERVICE FUNDGENERAL DEBT SERVICE FUND
29 30 31 32 33 34 35 36 37 38 39 40 41 42	SPECIAL CONTRACTUAL OBLIGATION PAYMENTS For payment to the dormitory authority, as successor to the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, for payment of principal interest, and related expenses on bonds or notes issued pursuant to the provisions of section 7-a of the New York state medical care facilities finance agency act, as amended, which provide that the service contract payments will be made to meet the debt service payments due if the funds and accounts established under the bond resolution, the secured hospital debt service reserve fund, and the secured hospital capital reserve fund are inadequate, in accordance with the following schedule 81,000,000
43	SCHEDULE
44 45 46	Debt service payments
40 47 48	Total of schedule

1 2 3 4 5 6 7 8 9 10	For payment to the tobacco settlement financing corpo- ration, for payment of bonds or notes issued pursuant to the provisions of part D3 of chapter 62 of the laws of 2003 which provides that contingency contract payments will be made to meet the debt service payments due if the funds and accounts established under the bond inden- tures, the debt service accounts, the debt service reserve accounts and the supplemental accounts are inad- equate, in accordance with the following schedule 254,000,000
11	SCHEDULE
12 13 14	Debt service payments
14 15 16	Total of schedule