

# STATE OF NEW YORK

---

6081

2021-2022 Regular Sessions

## IN SENATE

April 6, 2021

---

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

AN ACT 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 by the governor pursuant to article VII of the state constitution  
5 for the support of government for the state fiscal year beginning April  
6 1, 2021 are enacted.

7  
8 § 2. The amount specified in this section, or so much thereof as shall  
9 be sufficient to accomplish the purpose designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public  
10 officers and for the purpose specified, which amount shall be available  
11 for the state fiscal year beginning April 1, 2021.  
12

13 ALL STATE DEPARTMENTS AND AGENCIES

14 For the purpose of making payments for  
15 personal service, including liabilities  
16 incurred prior to April 1, 2021, on the  
17 payrolls scheduled to be paid during the  
18 period April 1 through April 8, 2021 to  
19 state officers and employees of the executive branch, including the governor, lieutenant governor, comptroller and attorney  
20 general; to officers and employees of the  
21 judiciary; to officers and employees of  
22  
23

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

LBD12021-01-1

1 the legislature, including payments to the  
2 members of the senate and assembly under  
3 sections 5 and 5-a of the legislative law;  
4 and payments for services performed by  
5 mentally ill or developmentally disabled  
6 persons who are employed in state-operated  
7 special employment, work-for-pay or shel-  
8 tered workshop programs ..... 471,000,000  
9 -----

10 § 3. The amount specified in this section, or so much thereof as shall  
11 be sufficient to accomplish the purpose designated, is hereby appropri-  
12 ated and authorized to be paid as hereinafter provided, to the public  
13 officers and for the purpose specified, which amount shall be available  
14 for the state fiscal year beginning April 1, 2021.

15 ALL STATE DEPARTMENTS AND AGENCIES

16 For the purpose of state agencies making  
17 payments for fringe benefit and indirect  
18 cost assessments incurred against personal  
19 service liabilities prior to April 1,  
20 2021, and during the period April 1  
21 through April 8, 2021 ..... 65,000,000  
22 -----

23 § 4. The amount specified in this section, or so much thereof as shall  
24 be sufficient to accomplish the purpose designated, is hereby appropri-  
25 ated and authorized to be paid as hereinafter provided, to the public  
26 officers and for the purpose specified, which amount shall be available  
27 for the state fiscal year beginning April 1, 2021.

28 ALL STATE DEPARTMENTS AND AGENCIES

29 For the payment of state operations nonper-  
30 sonal service liabilities to the executive  
31 branch, including the comptroller, the  
32 attorney general, and the legislature,  
33 incurred in the ordinary course of busi-  
34 ness, during the period April 1 through  
35 April 8, 2021, pursuant to existing state  
36 law and for purposes for which the legis-  
37 lature authorized the expenditure of  
38 moneys during the 2020-2021 state fiscal  
39 year; provided, however, that nothing  
40 contained herein shall be deemed to limit  
41 or restrict the power or authority of  
42 state departments or agencies to conduct  
43 their activities or operations in accord-  
44 ance with existing law, and further  
45 provided that nothing contained herein  
46 shall be deemed to supersede, nullify or  
47 modify the provisions of section 40 of the  
48 state finance law prescribing when appro-  
49 priations made for the 2020-2021 state

1   fiscal year shall have ceased to have  
2   force and effect ..... 22,000,000  
3                                 -----

4     § 5. The amount specified in this section, or so much thereof as shall  
5     be sufficient to accomplish the purpose designated, is hereby appropri-  
6     ated and authorized to be paid as hereinafter provided, to the public  
7     officers and for the purpose specified, which amount shall be available  
8     for the state fiscal year beginning April 1, 2021.

9 ALL STATE DEPARTMENTS AND AGENCIES

10 The sum of thirty seven million dollars  
11 (\$37,000,000), or so much thereof as shall  
12 be sufficient to accomplish the purpose  
13 designated, is hereby appropriated for  
14 contracts approved in accordance with  
15 section 112 of the state finance law for  
16 purposes for which the legislature author-  
17 ized the expenditures of money during the  
18 2020-2021 fiscal year. An amount up to  
19 thirty seven million dollars (\$37,000,000)  
20 shall be available for the payment of  
21 capital projects liabilities incurred  
22 during the period from April 1 through  
23 April 8, 2021 for contracts approved prior  
24 to April 1, 2021, provided, however, that  
25 nothing contained herein shall be deemed  
26 to limit or restrict the power or authori-  
27 ty of state departments or agencies to  
28 conduct their activities or operations in  
29 accordance with existing law, and further  
30 provided that nothing contained herein  
31 shall be deemed to supersede, nullify, or  
32 modify the provisions of section 40 of the  
33 state finance law prescribing when appro-  
34 priations made for the 2020-2021 fiscal  
35 year shall have ceased to have force and  
36 effect ..... 37,000,000  
37 -----

38 § 6. The amount specified in this section, or so much thereof as shall  
39 be sufficient to accomplish the purpose designated, is hereby appropri-  
40 ated and authorized to be paid as hereinafter provided, to the public  
41 officers and for the purpose specified, which amount shall be available  
42 for the state fiscal year beginning April 1, 2021.

43 ALL STATE DEPARTMENTS AND AGENCIES

44 The sum of three million dollars  
45 (\$3,000,000), or so much thereof as shall  
46 be sufficient to accomplish the purpose  
47 designated, is hereby appropriated for  
48 contracts approved in accordance with  
49 section 112 of the state finance law for  
50 purposes for which the legislature author-

1 ized the expenditures of money during the  
2 2020-2021 fiscal year. An amount up to  
3 three million dollars (\$3,000,000) shall  
4 be available for the payment of capital  
5 projects liabilities incurred during the  
6 period from April 1 through April 8, 2021  
7 for contracts approved after April 1,  
8 2021, provided, however, that nothing  
9 contained herein shall be deemed to limit  
10 or restrict the power or authority of  
11 state departments or agencies to conduct  
12 their activities or operations in accord-  
13 ance with existing law, and further  
14 provided that nothing contained herein  
15 shall be deemed to supersede, nullify, or  
16 modify the provisions of section 40 of the  
17 state finance law prescribing when appro-  
18 priations made for the 2020-2021 fiscal  
19 year shall have ceased to have force and  
20 effect ..... 3,000,000  
21 -----

22 § 7. The amounts specified in this section, or so much thereof as  
23 shall be sufficient to accomplish the purposes designated, is hereby  
24 appropriated and authorized to be paid as hereinafter provided, to the  
25 public officers and for the purposes specified, which amount shall be  
26 available for the state fiscal year beginning April 1, 2021.

## 27 THE JUDICIARY

28 For the payment of state operations nonper-  
29 sonal service liabilities, the sum of  
30 thirty-five million (\$35,000,000), or so  
31 much thereof as shall be sufficient to  
32 accomplish the purpose designated, is  
33 hereby appropriated to the judiciary out  
34 of any moneys in the general fund or other  
35 funds to the credit of the state purposes  
36 account not otherwise appropriated. The  
37 comptroller is hereby authorized and  
38 directed to utilize this appropriation for  
39 the purpose of making payments for non-  
40 personal service liabilities incurred by  
41 the judiciary from April 1 through April  
42 8, 2021 ..... 35,000,000

For the payment of aid to localities liabilities, the sum of one hundred thousand dollars (\$100,000), or so much thereof as shall be sufficient to accomplish the purpose designated, is hereby appropriated to the judiciary out of any moneys in the general fund or other funds to the credit of the state purposes account not otherwise appropriated. The comptroller is hereby authorized and directed to utilize

1 this appropriation for the purpose of  
2 making payments for aid to localities  
3 liabilities incurred by the judiciary from  
4 April 1 through April 8, 2021 ..... 100,000  
5 For suballocation to the office of indigent  
6 legal services, at the direction of the  
7 chief administrator of the courts, for  
8 payment pursuant to law to New York city,  
9 pursuant to an agreement with such city,  
10 for services and expenses related to  
11 implementation of caseload standards for  
12 institutional providers representing indi-  
13 gent clients in criminal cases in such  
14 city. Notwithstanding any other provision  
15 of law, monies received by the office of  
16 indigent legal services pursuant to this  
17 suballocation may be distributed to New  
18 York city only to the extent necessary to  
19 enable compliance with section 127.7 of  
20 the rules of the chief administrator of  
21 the court (22 NYCRR § 127.7).  
22 Criminal Caseload Reduction program ..... 47,000,000  
23 For the payment of employee fringe benefit  
24 programs including, but not limited to,  
25 the judiciary's contributions to the  
26 health insurance fund, the employees'  
27 retirement system pension accumulation  
28 fund, the social security contribution  
29 fund, employee benefit fund programs, the  
30 dental insurance plan, the vision care  
31 plan, the unemployment insurance fund, and  
32 for workers' compensation benefits, the  
33 sum of five million dollars (\$5,000,000),  
34 or so much thereof as shall be sufficient  
35 to accomplish the purpose designated, is  
36 hereby appropriated to the judiciary out  
37 of any moneys in the general fund or other  
38 funds to the credit of the state purposes  
39 account not otherwise appropriated. The  
40 comptroller is hereby authorized and  
41 directed to utilize this appropriation for  
42 the purpose of making payments for employ-  
43 ee fringe benefit liabilities incurred by  
44 the judiciary from April 1 through April  
45 8, 2021 ..... 5,000,000  
46 -----

47 § 8. The amount specified in this section, or so much thereof as shall  
48 be sufficient to accomplish the purposes designated, is hereby appropri-  
49 ated and authorized to be paid as hereinafter provided, to the public  
50 officers and for the purposes specified, which amount shall be available  
51 for the state fiscal year beginning April 1, 2021.

52 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

53 GENERAL STATE CHARGES

## 1 STATE OPERATIONS

2 GENERAL STATE CHARGES ..... 600,350,000  
3 -----

4 General Fund  
5 State Purposes Account - 10050

6 For employee fringe benefits according to  
7 the following project schedule including  
8 those benefits which are related to  
9 employees paid from funds, accounts, or  
10 programs where the division of the budget  
11 has issued waivers ..... 570,300,000

## 12 PROJECT SCHEDULE

13 PROJECT AMOUNT  
14 -----

15 For the state's contribution  
16 to the health insurance  
17 fund. The state's share of  
18 the health insurance program  
19 dividends shall be available  
20 to pay for the premiums in  
21 2021-22 ..... 400,000,000

22 For the state's contribution  
23 to the social security  
24 contribution fund ..... 75,000,000

25 For payments to the state  
26 insurance fund for workers'  
27 compensation benefits and  
28 other related workers'  
29 compensation costs prior to  
30 or after they become  
31 incurred including but not  
32 limited to the benefits  
33 defined in chapters 302 and  
34 303 of the laws of 1985 ..... 50,500,000

35 For the state's contribution  
36 to employee benefit fund  
37 programs ..... 35,000,000

38 For the state's contribution  
39 to the dental insurance plan ... 6,000,000

40 For reimbursement to the unem-  
41 ployment insurance fund for  
42 payments made to claimants  
43 formerly employed by the  
44 state of New York ..... 2,000,000

45 For the state's contribution  
46 to the vision care plan ..... 1,000,000

47 For the state's share of  
48 contributions to the volun-  
49 tary defined contribution  
50 plan made on behalf of  
51 eligible employees pursuant  
52 to chapter 18 of the laws of

1 2012 who elect to partic-  
2 ipate in such plan and who  
3 are not otherwise eligible  
4 to participate in the SUNY  
5 optional retirement program ..... 500,000  
6 For payments for the income  
7 protection plans of current  
8 and prior years ..... 300,000  
9 -----  
10 Project schedule total ..... 570,300,000  
11 -----

12 For judgments against the state pursuant to  
13 section 20 of the court of claims act and  
14 for judgments pursuant to actions brought  
15 in the court of claims against public  
16 benefit corporations indemnified by the  
17 state, exclusive of the payment of any  
18 judgments arising out of actions or  
19 proceedings brought to obtain payment for  
20 wages, salaries or other employee bene-  
21 fits. The moneys hereby appropriated are  
22 available for payment of any liabilities  
23 or obligations incurred prior to April 1,  
24 2021 in addition to current liabilities ..... 25,000,000  
25 For the payment of the defense by private  
26 counsel and the indemnification or payment  
27 on behalf of state officers and employees  
28 in civil judicial proceedings in accord-  
29 ance with the provisions of section 17 of  
30 the public officers law; the payment on  
31 behalf of the state, exclusive of the  
32 payment for wages, salaries or other  
33 employee benefits, in civil judicial  
34 proceedings where a state officer or  
35 employee entitled to a defense in accord-  
36 ance with section 17 of the public offi-  
37 cers law was dismissed from the civil  
38 judicial proceeding; the payment on behalf  
39 of the state, exclusive of the payment for  
40 wages, salaries or other employment bene-  
41 fits, and in civil judicial proceedings  
42 brought pursuant to Title VI of the Civil  
43 Rights Act of 1964, 42 USC § 2000d et  
44 seq., Title VII of the Civil Rights Act of  
45 1964, 42 USC § 2000e et seq., Title IX of  
46 the Education Amendments of 1972, 20 USC §  
47 1681 et seq., Titles II, III, and/or V of  
48 the Americans With Disabilities Act of  
49 1990, 42 USC § 12101 et seq., of the Reha-  
50 bilitation Act of 1973, 29 USC § 791 et  
51 seq., the state human rights law and other  
52 employment related causes of action; and  
53 in criminal proceedings in accordance with  
54 the provisions of section 19 of the public  
55 officers law. The moneys hereby appropri-

|    |                                              |             |
|----|----------------------------------------------|-------------|
| 1  | ated are available for payment of any        |             |
| 2  | liabilities or obligations incurred prior    |             |
| 3  | to April 1, 2021 in addition to current      |             |
| 4  | liabilities .....                            | 3,000,000   |
| 5  | For the payment of the metropolitan commuter |             |
| 6  | transportation mobility tax pursuant to      |             |
| 7  | article 23 of the tax law as added by        |             |
| 8  | chapter 25 of the laws of 2009 on behalf     |             |
| 9  | of the state employees employed in the       |             |
| 10 | metropolitan commuter transportation         |             |
| 11 | district .....                               | 1,300,000   |
| 12 | For assessments for local improvements. The  |             |
| 13 | moneys hereby appropriated are available     |             |
| 14 | for payment of any liabilities or obli-      |             |
| 15 | gations incurred prior to April 1, 2021 in   |             |
| 16 | addition to current liabilities .....        | 500,000     |
| 17 | For payment of claims for damage to personal |             |
| 18 | or real property or for bodily injuries or   |             |
| 19 | wrongful death caused by officers, employ-   |             |
| 20 | ees, or other authorized persons providing   |             |
| 21 | service to state government while provid-    |             |
| 22 | ing such service, and the state university   |             |
| 23 | construction fund while acting within the    |             |
| 24 | scope of their employment, and while oper-   |             |
| 25 | ating motor vehicles, and for any individ-   |             |
| 26 | uals operating motor vehicles which are      |             |
| 27 | assigned on a permanent basis with unre-     |             |
| 28 | stricted use to state officers and employ-   |             |
| 29 | ees when the person is permanently           |             |
| 30 | assigned the motor vehicle .....             | 250,000     |
| 31 |                                              | -----       |
| 32 | Total amount available .....                 | 600,350,000 |
| 33 |                                              | =====       |

34 § 9. The amounts specified in this section, or so much thereof as  
 35 shall be sufficient to accomplish the purposes designated, is hereby  
 36 appropriated and authorized to be paid as hereinafter provided, to the  
 37 public officers and for the purposes specified, which amount shall be  
 38 available for the state fiscal year beginning April 1, 2021.

39 DEPARTMENT OF FAMILY ASSISTANCE

40 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

41 AID TO LOCALITIES

|    |                                             |             |
|----|---------------------------------------------|-------------|
| 42 | EMPLOYMENT AND INCOME SUPPORT PROGRAM ..... | 212,916,000 |
| 43 |                                             | -----       |

44 General Fund

45 Local Assistance Account - 10000

46 For state reimbursement of the safety net  
 47 assistance program as established pursuant  
 48 to chapter 436 of the laws of 1997.

1 Notwithstanding section 153 of the social  
2 services law or any other inconsistent  
3 provision of law, funds appropriated here-  
4 in shall reimburse 29 percent of safety  
5 net assistance expenditures, including the  
6 cost of providing shelter supplements for  
7 safety net assistance households at local  
8 option, including eligible households  
9 containing a household member who has been  
10 released from prison, in order to prevent  
11 eviction and address homelessness in  
12 accordance with social services district  
13 plans approved by the office of temporary  
14 and disability assistance and the director  
15 of the budget, provided, however, that in  
16 social services districts with a popu-  
17 lation over five million no shelter  
18 supplements other than those to prevent  
19 eviction shall be reimbursed unless such  
20 social services district has agreed to  
21 offset claims for other eligible public  
22 assistance expenditures in an amount  
23 commensurate with the cost of any such  
24 supplements, and further provided that  
25 such supplements shall not be part of the  
26 standard of need pursuant to section 131-a  
27 of the social services law. Funds appro-  
28 priated herein shall also reimburse 29  
29 percent of safety net assistance expendi-  
30 tures, in social services districts with a  
31 population over five million, for emergen-  
32 cy shelter, transportation, or nutrition  
33 payments which the district determines are  
34 necessary to establish or maintain inde-  
35 pendent living arrangements among persons  
36 living with medically diagnosed HIV  
37 infection as defined by the AIDS institute  
38 of the state department of health and who  
39 are homeless or facing homelessness and  
40 for whom no viable and less costly alter-  
41 native to housing is available; provided,  
42 however, that funds appropriated herein  
43 may only be used for such purposes if the  
44 cost of such allowances are not eligible  
45 for reimbursement under medical assistance  
46 or other programs.

47 Funds appropriated herein shall reimburse 29  
48 percent of safety net assistance expendi-  
49 tures, in social services districts with a  
50 population of five million or fewer, for  
51 emergency shelter payments promulgated by  
52 the office of temporary and disability  
53 assistance which the district determines  
54 are necessary to establish or maintain  
55 independent living arrangements among  
56 persons living with medically diagnosed

1 HIV infection as defined by the AIDS  
2 institute of the state department of  
3 health and who are homeless or facing  
4 homelessness and for whom no viable and  
5 less costly alternative to housing is  
6 available; provided, however, that funds  
7 appropriated herein may only be used for  
8 such purposes if the cost of such allow-  
9 ances are not eligible for reimbursement  
10 under medical assistance or other  
11 programs.

12 Funds appropriated herein shall reimburse 29  
13 percent of safety net assistance expendi-  
14 tures, in social services districts with a  
15 population of five million or fewer, for  
16 emergency shelter payments in excess of  
17 those promulgated by the office of tempo-  
18 rary and disability assistance but not  
19 exceeding an amount reasonably approximate  
20 to 100 percent of fair market rent, at  
21 local option which the district determines  
22 are necessary to establish or maintain  
23 independent living arrangements among  
24 persons living with medically diagnosed  
25 HIV infection as defined by the AIDS  
26 institute of the State department of  
27 health and who are homeless or facing  
28 homelessness and for whom no viable and  
29 less costly alternative to housing is  
30 available; provided, however, that funds  
31 appropriated herein may only be used for  
32 such purposes if the cost of such allow-  
33 ances are not eligible for reimbursement  
34 under medical assistance or other  
35 programs. Such emergency shelter payments  
36 shall only be made at local option and in  
37 accordance with a plan approved by the  
38 office of temporary and disability assist-  
39 ance and the director of the budget.  
40 Provided, however, notwithstanding section  
41 153 of the social services law or any  
42 other inconsistent provision of law, if  
43 necessary funding, as determined by the  
44 director of the budget, is secured in a  
45 social services district from the medical  
46 assistance program by reducing the capita-  
47 tion rates paid to medicaid managed care  
48 organizations by the amount of savings  
49 resulting from stably housing individuals  
50 living with medically diagnosed HIV  
51 infection as defined by the AIDS institute  
52 of the state department of health, the  
53 social services district shall make such  
54 emergency shelter payments in excess of  
55 those promulgated by the office of tempo-  
56 rary and disability assistance but not

1 exceeding an amount reasonably approximate  
2 to 100 percent of fair market rent, and  
3 the savings shall be used to reimburse 100  
4 percent of the cost of such excess emer-  
5 gency shelter payments for cases reim-  
6 bursed under the safety net assistance or  
7 family assistance programs in social  
8 services districts with a population of  
9 five million or fewer, in accordance with  
10 a plan approved by the office of temporary  
11 and disability assistance and the director  
12 of the budget; provided further that  
13 reimbursement shall be provided to medi-  
14 caid managed care organizations through  
15 adjustments to capitation rates should  
16 actual gross savings not be realized as  
17 determined by the director of the budget.

18 For persons living with medically diagnosed  
19 HIV infection as defined by the AIDS  
20 institute of the state department of  
21 health living in social service districts  
22 with a population over five million who  
23 are receiving public assistance, funds  
24 appropriated herein shall be used to reim-  
25 burse 29 percent of the additional rental  
26 costs determined based on limiting such  
27 person's earned and/or unearned income  
28 contribution to 30 percent.

29 For persons living with medically diagnosed  
30 HIV infection as defined by the AIDS  
31 institute of the state department of  
32 health living in social services districts  
33 with a population of five million or fewer  
34 who are receiving public assistance, funds  
35 appropriated herein may be used to reim-  
36 burse up to 100 percent of the additional  
37 rental costs determined based on limiting  
38 such person's earned and/or unearned  
39 income contribution to 30 percent. Such  
40 payments of additional rental costs shall  
41 only be made at local option and in  
42 accordance with a plan approved by the  
43 office of temporary and disability assist-  
44 ance and the director of the budget.  
45 Provided, however, notwithstanding section  
46 153 of the social services law or any  
47 other inconsistent provision of law, if  
48 necessary funding, as determined by the  
49 director of the budget, is secured in a  
50 social services district from the medical  
51 assistance program by reducing the capita-  
52 tion rates paid to medicaid managed care  
53 organizations by the amount of savings  
54 resulting from stably housing individuals  
55 living with medically diagnosed HIV  
56 infection as defined by the AIDS institute

1 of the state department of health, the  
2 social services district shall make such  
3 payments of additional rental costs, for  
4 cases reimbursed under the safety net  
5 assistance and family assistance program,  
6 and the savings shall be used to reimburse  
7 100 percent of the cost of the additional  
8 rental costs determined based on limiting  
9 such person's earned and/or unearned  
10 income contribution to 30 percent in  
11 social services districts with a popu-  
12 lation of five million or fewer, in  
13 accordance with a plan approved by the  
14 office of temporary and disability assist-  
15 ance and the director of the budget;  
16 provided further that reimbursement shall  
17 be provided to medicaid managed care  
18 organizations through adjustments to capi-  
19 tation rates should actual gross savings  
20 not be realized as determined by the  
21 director of the budget.

22 Amounts appropriated herein may be used to  
23 enter into contracts with persons or enti-  
24 ties authorized pursuant to subdivision  
25 (i) of section 17 of the social services  
26 law consistent with federal law and  
27 requirements. Such contracts will be  
28 consistent with subdivision (i) of section  
29 17 of the social services law. Notwith-  
30 standing section 153 of the social  
31 services law or any other inconsistent  
32 provision of law, the office may reduce  
33 reimbursement otherwise payable to social  
34 services districts to recover 29 percent  
35 of costs incurred by the office for  
36 expenditures related to subdivision (i) of  
37 section 17 of the social services law.

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, including  
46 those related to title IV-E of the social  
47 security act; and including, but not  
48 limited to, additional federal funds  
49 resulting from any changes in federal cost  
50 allocation methodologies.

51 Notwithstanding any inconsistent provision  
52 of law, the amount herein appropriated may  
53 be increased or decreased by interchange  
54 with any other appropriation within the  
55 office of temporary and disability assist-  
56 ance general fund - local assistance

1 account with the approval of the director  
2 of the budget, who shall file such  
3 approval with the department of audit and  
4 control and copies thereof with the chair-  
5 man of the senate finance committee and  
6 the chairman of the assembly ways and  
7 means committee.

8 Social services districts shall be required  
9 to report to the office of temporary and  
10 disability assistance on an annual basis,  
11 information, as determined and requested  
12 by the office, related to services and  
13 expenditures for which reimbursement is  
14 sought for providing temporary housing  
15 assistance to homeless individuals and  
16 families. Such information shall be  
17 submitted electronically to the extent  
18 feasible as determined by the office, and  
19 shall be used to evaluate expenditures by  
20 such social services districts for the  
21 provision of temporary housing assistance  
22 for homeless individuals and families.

23 Notwithstanding section 153 of the social  
24 services law, or any other inconsistent  
25 provision of law, the office of temporary  
26 and disability assistance may withhold or  
27 deny reimbursement, in whole or in part,  
28 to any social services district that fails  
29 to develop or submit a homeless services  
30 plan subject to the approval of the office  
31 of temporary and disability assistance,  
32 fails to provide homeless services and  
33 outreach in accordance with its approved  
34 homeless services plan, or fails to devel-  
35 op or submit homeless services outcome  
36 reports, consistent with those require-  
37 ments promulgated by the office of tempo-  
38 rary and disability assistance.

39 Notwithstanding section 153 of the social  
40 services law, or any other inconsistent  
41 provision of law, such appropriation shall  
42 be available for reimbursement of eligible  
43 costs incurred on or after January 1, 2021  
44 and before January 1, 2022, that are  
45 otherwise reimbursable by the state on or  
46 after April 1, 2021, that are claimed by  
47 March 1, 2022. Such reimbursement shall  
48 constitute total state reimbursement for  
49 activities funded herein in state fiscal  
50 year 2021-22 (52203) ..... 46,250,000

51 For expenditures for additional state  
52 payments for eligible aged, blind, and  
53 disabled persons related to supplemental  
54 security income and for expenditures made  
55 pursuant to title 8 of article 5 of the  
56 social services law. Such funds are avail-

1 able for payment of aid heretofore accrued  
2 or hereafter to accrue. Notwithstanding  
3 any inconsistent provision of law, the  
4 amount herein appropriated may be  
5 increased or decreased by interchange with  
6 any other appropriation within the office  
7 of temporary and disability assistance  
8 general fund - local assistance account  
9 with the approval of the director of the  
10 budget, who shall file such approval with  
11 the department of audit and control and  
12 copies thereof with the chairman of the  
13 senate finance committee and the chairman  
14 of the assembly ways and means committee  
15 (52311) ..... 58,333,000  
16 -----  
17 Program account subtotal ..... 104,583,000  
18 -----

19 Special Revenue Funds - Federal  
20 Federal Health and Human Services Fund  
21 Temporary Assistance for Needy Families Account - 25178

22 For reimbursement of the cost of the family  
23 assistance and the emergency assistance to  
24 families programs. Notwithstanding section  
25 153 of the social services law or any  
26 inconsistent provision of law, funds  
27 appropriated herein shall be provided  
28 without state or local participation  
29 except that for social services districts  
30 with a population of five million or more,  
31 reimbursement will be eighty-five percent.  
32 Funds appropriated herein shall also  
33 include the cost of providing shelter  
34 supplements for family assistance house-  
35 holds at local option, including eligible  
36 households containing a household member  
37 who has been released from prison, in  
38 order to prevent eviction and address  
39 homelessness in accordance with social  
40 services district plans approved by the  
41 office of temporary and disability assist-  
42 ance and the director of the budget,  
43 provided, however, that in social services  
44 districts with a population over five  
45 million no shelter supplements other than  
46 those to prevent eviction shall be reim-  
47 bursed unless such social services  
48 district has agreed to offset claims for  
49 other eligible public assistance expendi-  
50 tures in an amount commensurate with the  
51 cost of any such supplement, and further  
52 provided that such supplements shall not  
53 be part of the standard of need pursuant

1 to section 131-a of the social services  
2 law.  
3 Funds appropriated herein shall also reim-  
4 burse for family assistance expenditures  
5 for emergency shelter, transportation, or  
6 nutrition payments which the district  
7 determines are necessary to establish or  
8 maintain independent living arrangements  
9 among persons living with medically diag-  
10 nosed HIV infection as defined by the AIDS  
11 institute of the State department of  
12 health and who are homeless or facing  
13 homelessness and for whom no viable and  
14 less costly alternative to housing is  
15 available; provided, however, that funds  
16 appropriated herein may only be used for  
17 such purposes if the cost of such allow-  
18 ances are not eligible for reimbursement  
19 under medical assistance or other  
20 programs.  
21 For persons living with medically diagnosed  
22 HIV infection as defined by the AIDS  
23 institute of the state department of  
24 health who are receiving public assistance  
25 funds appropriated herein shall not be  
26 used to reimburse the additional rental  
27 costs determined based on limiting such  
28 person's earned and/or unearned income  
29 contribution to 30 percent.  
30 Amounts appropriated herein may be used to  
31 enter into contracts with persons or enti-  
32 ties authorized pursuant to subdivision  
33 (i) of section 17 of the social services  
34 law consistent with federal law and  
35 requirements. Such contracts will be made  
36 consistent with subdivision (i) of section  
37 17 of the social services law. Notwith-  
38 standing section 153 of the social  
39 services law or any other inconsistent  
40 provision of law, the office may reduce  
41 reimbursement otherwise payable to social  
42 services districts to recover the federal  
43 share of costs incurred by the office for  
44 expenditures related to subdivision (i) of  
45 section 17 of the social services law.  
46 Such funds are to be available for payment  
47 of aid heretofore accrued or hereafter to  
48 accrue to municipalities. Subject to the  
49 approval of the director of the budget,  
50 such funds shall be available to the  
51 office of temporary and disability assist-  
52 ance net of disallowances, refunds,  
53 reimbursements, and credits including, but  
54 not limited to, additional federal funds  
55 resulting from any changes in federal cost  
56 allocation methodologies.

1 Notwithstanding any inconsistent provision  
2 of law, the amount herein appropriated may  
3 be increased or decreased by interchange  
4 with any other appropriation within the  
5 office of temporary and disability assist-  
6 ance federal fund - local assistance  
7 account with the approval of the director  
8 of the budget, who shall file such  
9 approval with the department of audit and  
10 control and copies thereof with the chair-  
11 man of the senate finance committee and  
12 the chairman of the assembly ways and  
13 means committee.

14 Social services districts shall be required  
15 to report to the office of temporary and  
16 disability assistance on an annual basis,  
17 information, as determined and requested  
18 by the office, related to services and  
19 expenditures for which reimbursement is  
20 sought for providing temporary housing  
21 assistance to homeless individuals and  
22 families. Such information shall be  
23 submitted electronically to the extent  
24 feasible as determined by the office, and  
25 shall be used to evaluate expenditures by  
26 such social services districts for the  
27 provision of temporary housing assistance  
28 for homeless individuals and families.

29 Notwithstanding section 153 of the social  
30 services law, or any other inconsistent  
31 provision of law, the office of temporary  
32 and disability assistance may withhold or  
33 deny reimbursement, in whole or in part,  
34 to any social services district that fails  
35 to develop or submit a homeless services  
36 plan subject to the approval of the office  
37 of temporary and disability assistance,  
38 fails to provide homeless services and  
39 outreach in accordance with its approved  
40 homeless services plan, or fails to devel-  
41 op or submit homeless services outcome  
42 reports, consistent with those require-  
43 ments promulgated by the office of tempo-  
44 rary and disability assistance.

45 Notwithstanding section 153 of the social  
46 services law, or any other inconsistent  
47 provision of law, such appropriation shall  
48 be available for reimbursement of eligible  
49 costs incurred on or after January 1, 2021  
50 and before January 1, 2022, that are  
51 otherwise reimbursable by the state on or  
52 after April 1, 2021, that are claimed by  
53 March 1, 2022. Such reimbursement shall  
54 constitute total federal reimbursement for  
55 activities funded herein in state fiscal  
56 year 2021-22 (52203) .....

108,333,000

1 -----  
2 Program account subtotal ..... 108,333,000  
3 -----

4 § 10. The amounts specified in this section, or so much thereof as  
5 shall be sufficient to accomplish the purposes designated, is hereby  
6 appropriated and authorized to be paid as hereinafter provided, to the  
7 public officers and for the purposes specified, which amount shall be  
8 available for the state fiscal year beginning April 1, 2021.

9 DEPARTMENT OF HEALTH

10 AID TO LOCALITIES

11 CENTER FOR COMMUNITY HEALTH PROGRAM ..... 19,200,000  
12 -----

13 General Fund

14 Local Assistance Account - 10000

15 For services and expenses related to the  
16 Indian health program. The moneys hereby  
17 appropriated shall be for payment of  
18 financial assistance heretofore accrued or  
19 hereafter to accrue (26840) ..... 3,200,000  
20 -----

21 Program account subtotal ..... 3,200,000  
22 -----

23 Special Revenue Funds - Federal

24 Federal USDA-Food and Nutrition Services Fund

25 Federal Food and Nutrition Services Account - 25022

26 For various federal food and nutritional  
27 services. The moneys hereby appropriated  
28 shall be available for payment of finan-  
29 cial assistance heretofore accrued (26986) .. 16,000,000  
30 -----

31 Program account subtotal ..... 16,000,000  
32 -----

33 § 11. The amount specified in this section, or so much thereof as  
34 shall be sufficient to accomplish the purpose designated, is hereby  
35 appropriated and authorized to be paid as hereinafter provided, to the  
36 public officers and for the purpose specified, which amount shall be  
37 available for the state fiscal year beginning April 1, 2021.

38 JUSTICE CENTER FOR THE PROTECTION  
39 OF PEOPLE WITH SPECIAL NEEDS

40 AID TO LOCALITIES

41 COMMUNITY SUPPORT PROGRAMS ..... 105,000  
42 -----

43 Special Revenue Funds - Other

1 Miscellaneous Special Revenue Fund  
 2 Federal Salary Sharing Account - 22056

3 Notwithstanding any other provision of law,  
 4 the money hereby appropriated may be  
 5 increased or decreased by interchange,  
 6 with any appropriation of the justice  
 7 center for the protection of people with  
 8 special needs, and may be increased or  
 9 decreased by transfer or suballocation  
 10 between these appropriated amounts and  
 11 appropriations of the commission on quali-  
 12 ty of care and advocacy for persons with  
 13 disabilities, office of mental health,  
 14 office for people with developmental disa-  
 15 bilities, office of addiction services and  
 16 supports, department of health, and the  
 17 office of children and family services  
 18 with the approval of the director of the  
 19 budget who shall file such approval with  
 20 the department of audit and control and  
 21 copies thereof with the chairman of the  
 22 senate finance committee and the chairman  
 23 of the assembly ways and means committee.  
 24 For surrogate decision-making committee  
 25 program contracts with local service  
 26 providers (48926) ..... 105,000  
 27 -----

28 § 12. The amount specified in this section, or so much thereof as  
 29 shall be sufficient to accomplish the purpose designated, is hereby  
 30 appropriated and authorized to be paid as hereinafter provided, to the  
 31 public officers and for the purpose specified, which amount shall be  
 32 available for the state fiscal year beginning April 1, 2021.

33 DEPARTMENT OF LABOR

34 AID TO LOCALITIES

35 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... 5,000,000,000  
 36 -----

37 Enterprise Funds  
 38 Unemployment Insurance Benefit Fund  
 39 Unemployment Insurance Benefit Account - 50650

40 For payment of unemployment insurance bene-  
 41 fits pursuant to article 18 of the labor  
 42 law or as authorized by the federal  
 43 government through the disaster unemploy-  
 44 ment assistance program, the emergency  
 45 unemployment compensation program, the  
 46 extended benefit program, the federal  
 47 additional compensation program or any  
 48 other federally funded unemployment bene-  
 49 fit program (34787) ..... 5,000,000,000

1

-----

2 § 13. The amounts specified in this section, or so much thereof as  
3 shall be sufficient to accomplish the purposes designated, is hereby  
4 appropriated and authorized to be paid as hereinafter provided, to the  
5 public officers and for the purposes specified, which amount shall be  
6 available for the state fiscal year beginning April 1, 2021.

7

## DEPARTMENT OF MENTAL HYGIENE

8

## OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

9

## AID TO LOCALITIES

10 COMMUNITY SERVICES PROGRAM ..... 98,034,000  
11 -----

12 General Fund

13 Local Assistance Account - 10000

14 For services and expenses of the community  
15 services program, net of disallowances,  
16 for community programs for people with  
17 developmental disabilities pursuant to  
18 article 41 of the mental hygiene law,  
19 and/or chapter 620 of the laws of 1974,  
20 chapter 660 of the laws of 1977, chapter  
21 412 of the laws of 1981, chapter 27 of the  
22 laws of 1987, chapter 729 of the laws of  
23 1989, chapter 329 of the laws of 1993 and  
24 other provisions of the mental hygiene  
25 law. Notwithstanding any inconsistent  
26 provision of law, the following appropri-  
27 ation shall be net of prior and/or current  
28 year refunds, rebates, reimbursements, and  
29 credits.

30 Notwithstanding any other provision of law,  
31 advances and reimbursement made pursuant  
32 to subdivision (d) of section 41.15 and  
33 section 41.18 of the mental hygiene law  
34 shall be allocated pursuant to a plan and  
35 in a manner prescribed by the agency head  
36 and approved by the director of the budg-  
37 et. The moneys hereby appropriated are  
38 available to reimburse or advance locali-  
39 ties and voluntary non-profit agencies for  
40 expenditures made during local fiscal  
41 periods commencing January 1, 2020, April  
42 1, 2020 or July 1, 2020, and for advances  
43 for the 3 month period beginning January  
44 1, 2021.

45 Notwithstanding the provisions of article 41  
46 of the mental hygiene law or any other  
47 inconsistent provision of law, rule or  
48 regulation, the commissioner, pursuant to  
49 such contract and in the manner provided

1     therein, may pay all or a portion of the  
2     expenses incurred by such voluntary agen-  
3     cies arising out of loans which are funded  
4     from the proceeds of bonds and notes  
5     issued by the dormitory authority of the  
6     state of New York.

7     Notwithstanding any other provision of law,  
8     the money hereby appropriated may be  
9     transferred to state operations and/or any  
10    appropriation of the office for people  
11    with developmental disabilities with the  
12    approval of the director of the budget.

13    Notwithstanding any inconsistent provision  
14    of law, moneys from this appropriation may  
15    be used for state aid of up to 100 percent  
16    of the net deficit costs of day training  
17    programs and family support services.

18    Notwithstanding the provisions of section  
19    16.23 of the mental hygiene law and any  
20    other inconsistent provision of law, with  
21    relation to the operation of certified  
22    family care homes, including family care  
23    homes sponsored by voluntary not-for-pro-  
24    fit agencies, moneys from this appropri-  
25    ation may be used for payments to purchase  
26    general services including but not limited  
27    to respite providers, up to a maximum of 7  
28    days, at rates to be established by the  
29    commissioner and approved by the director  
30    of the budget in consideration of factors  
31    including, but not limited to, geographic  
32    area and number of clients cared for in  
33    the home and for payment in an amount  
34    determined by the commissioner for the  
35    personal needs of each client residing in  
36    the family care home.

37    Notwithstanding the provisions of subdivi-  
38    sion 12 of section 8 of the state finance  
39    law and any other inconsistent provision  
40    of law, moneys from this appropriation may  
41    be used for expenses of family care homes  
42    including payments to operators of certi-  
43    fied family care homes for damages caused  
44    by clients to personal and real property  
45    in accordance with standards established  
46    by the commissioner and approved by the  
47    director of the budget.

48    Notwithstanding any inconsistent provision  
49    of law, moneys from this appropriation may  
50    be used for appropriate day program  
51    services and residential services includ-  
52    ing, but not limited to, direct housing  
53    subsidies to individuals, start-up  
54    expenses for family care providers, envi-  
55    ronmental modifications, adaptive technol-  
56    ogies, appraisals, property options,

1 feasibility studies and preoperational  
2 expenses.

3 Notwithstanding any inconsistent provision  
4 of law, for the period commencing on April  
5 1, 2020 and ending March 31, 2021 the  
6 commissioner shall not apply any cost of  
7 living adjustment for the purpose of  
8 establishing rates of payments, contracts  
9 or any other form of reimbursement.

10 Notwithstanding section 6908 of the educa-  
11 tion law and any other provision of law,  
12 rule or regulation to the contrary, direct  
13 support staff in programs certified or  
14 approved by the office for people with  
15 developmental disabilities, including the  
16 home and community based services waiver  
17 programs that the office for people with  
18 developmental disabilities is authorized  
19 to administer with federal approval pursu-  
20 ant to subdivision (c) of section 1915 of  
21 the federal social security act, are  
22 authorized to provide such tasks as OPWDD  
23 may specify when performed under the  
24 supervision, training and periodic  
25 inspection of a registered professional  
26 nurse and in accordance with an authorized  
27 practitioner's ordered care.

28 Funds appropriated herein shall be available  
29 in accordance with the following:

30 Notwithstanding any inconsistent provision  
31 of law, the director of the budget is  
32 authorized to make suballocations from  
33 this appropriation to the department of  
34 health medical assistance program.

35 Notwithstanding any inconsistent provision  
36 of law, and pursuant to criteria estab-  
37 lished by the commissioner of the office  
38 for people with developmental disabilities  
39 and approved by the director of the budg-  
40 et, expenditures may be made from this  
41 appropriation for residential facilities  
42 which are pending recertification as  
43 intermediate care facilities for people  
44 with developmental disabilities.

45 Notwithstanding the provisions of section  
46 41.36 of the mental hygiene law and any  
47 other inconsistent provision of law,  
48 moneys from this appropriation may be used  
49 for payment up to \$250 per year per  
50 client, at such times and in such manner  
51 as determined by the commissioner on the  
52 basis of financial need for the personal  
53 needs of each client residing in volun-  
54 tary-operated community residences and volun-  
55 tary-operated community residential alter-  
56 natives, including individualized

1 residential alternatives under the home  
2 and community based services waiver. The  
3 commissioner shall, subject to the  
4 approval of the director of the budget,  
5 alter existing advance payment schedules  
6 for voluntary-operated community resi-  
7 dences established pursuant to section  
8 41.36 of the mental hygiene law.

9 Notwithstanding any inconsistent provision  
10 of law, moneys from this appropriation may  
11 be used for the operation of clinics  
12 licensed pursuant to article 16 of the  
13 mental hygiene law including, but not  
14 limited to, supportive and habilitative  
15 services consistent with the home and  
16 community based services waiver.

17 For the state share of medical assistance  
18 services expenses incurred by the depart-  
19 ment of health for the provision of  
20 medical assistance services to people with  
21 developmental disabilities (37835) ..... 77,480,000

22 For services and expenses of the community  
23 services program, net of disallowances,  
24 for community programs for people with  
25 developmental disabilities pursuant to  
26 article 41 of the mental hygiene law,  
27 and/or chapter 620 of the laws of 1974,  
28 chapter 660 of the laws of 1977, chapter  
29 412 of the laws of 1981, chapter 27 of the  
30 laws of 1987, chapter 729 of the laws of  
31 1989, chapter 329 of the laws of 1993 and  
32 other provisions of the mental hygiene  
33 law. Notwithstanding any inconsistent  
34 provision of law, the following appropri-  
35 ation shall be net of prior and/or current  
36 year refunds, rebates, reimbursements, and  
37 credits.

38 Notwithstanding any other provision of law,  
39 advances and reimbursement made pursuant  
40 to subdivision (d) of section 41.15 and  
41 section 41.18 of the mental hygiene law  
42 shall be allocated pursuant to a plan and  
43 in a manner prescribed by the agency head  
44 and approved by the director of the budg-  
45 et. The moneys hereby appropriated are  
46 available to reimburse or advance locali-  
47 ties and voluntary non-profit agencies for  
48 expenditures made during local fiscal  
49 periods commencing January 1, 2020, April  
50 1, 2020 or July 1, 2020, and for advances  
51 for the 3 month period beginning January  
52 1, 2021.

53 Notwithstanding the provisions of article 41  
54 of the mental hygiene law or any other  
55 inconsistent provision of law, rule or  
56 regulation, the commissioner, pursuant to

1 such contract and in the manner provided  
2 therein, may pay all or a portion of the  
3 expenses incurred by such voluntary agen-  
4 cies arising out of loans which are funded  
5 from the proceeds of bonds and notes  
6 issued by the dormitory authority of the  
7 state of New York.

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 for people  
12 with developmental disabilities with the  
13 approval of the director of the budget.

14 Notwithstanding any inconsistent provision  
15 of law, moneys from this appropriation may  
16 be used for state aid of up to 100 percent  
17 of the net deficit costs of day training  
18 programs and family support services.

19 Notwithstanding the provisions of section  
20 16.23 of the mental hygiene law and any  
21 other inconsistent provision of law, with  
22 relation to the operation of certified  
23 family care homes, including family care  
24 homes sponsored by voluntary not-for-pro-  
25 fit agencies, moneys from this appropri-  
26 ation may be used for payments to purchase  
27 general services including but not limited  
28 to respite providers, up to a maximum of 7  
29 days, at rates to be established by the  
30 commissioner and approved by the director  
31 of the budget in consideration of factors  
32 including, but not limited to, geographic  
33 area and number of clients cared for in  
34 the home and for payment in an amount  
35 determined by the commissioner for the  
36 personal needs of each client residing in  
37 the family care home.

38 Notwithstanding the provisions of subdivi-  
39 sion 12 of section 8 of the state finance  
40 law and any other inconsistent provision  
41 of law, moneys from this appropriation may  
42 be used for expenses of family care homes  
43 including payments to operators of certi-  
44 fied family care homes for damages caused  
45 by clients to personal and real property  
46 in accordance with standards established  
47 by the commissioner and approved by the  
48 director of the budget.

49 Notwithstanding any inconsistent provision  
50 of law, moneys from this appropriation may  
51 be used for appropriate day program  
52 services and residential services includ-  
53 ing, but not limited to, direct housing  
54 subsidies to individuals, start-up  
55 expenses for family care providers, envi-  
56 ronmental modifications, adaptive technol-

ogies, appraisals, property options, feasibility studies and preoperational expenses.

Notwithstanding any inconsistent provision of law, for the period commencing on April 1, 2020 and ending March 31, 2021 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.

Notwithstanding section 6908 of the education law and any other provision of law, rule or regulation to the contrary, direct support staff in programs certified or approved by the office for people with developmental disabilities, including the home and community based services waiver programs that the office for people with developmental disabilities is authorized to administer with federal approval pursuant to subdivision (c) of section 1915 of the federal social security act, are authorized to provide such tasks as OPWDD may specify when performed under the supervision, training and periodic inspection of a registered professional nurse and in accordance with an authorized practitioner's ordered care.

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

Notwithstanding any other provision of law to the contrary, funds appropriated herein are available to reimburse in- and out-of-state private residential schools, pursuant to subdivision (c) of section 13.37-a and subdivision (g) of section 13.38 of the mental hygiene law, for costs of supporting the residential and day program services available to individuals who are over the age of 21 years of age, provided that the amount paid for residential services and/or maintenance costs is net of any supplemental security income benefit to which the individual receiving services is eligible, and provided further that funding for nonresidential services will be in an amount not to exceed the maximum reimbursement for appropriate day services delivered by the office for people with developmental disabilities certified or approved providers other than in- and out-of-state private residential schools, unless otherwise authorized by the director of the budget.

Notwithstanding section 163 of the state finance law, section 142 of the economic

1 development law, and article 41 of the  
 2 mental hygiene law, the commissioner of  
 3 the office for people with developmental  
 4 disabilities may make the funds appropri-  
 5 ated herein available as state aid, a loan  
 6 or a grant, pursuant to terms and condi-  
 7 tions established by the commissioner of  
 8 the office for people with developmental  
 9 disabilities, to cover a portion of the  
 10 development costs of private, public  
 11 and/or non-profit organizations, including  
 12 corporations and partnerships established  
 13 pursuant to the private housing finance  
 14 law and/or any other statutory provisions,  
 15 for supportive housing units that have  
 16 been set aside for individuals with intel-  
 17 lectual and developmental disabilities.  
 18 Further, the office for people with devel-  
 19 opmental disabilities shall have a lien on  
 20 the real property developed with such  
 21 state aid, loans or grants, which shall be  
 22 in the amount of the loan or grant, for a  
 23 maximum term of 30 years, or other longer  
 24 term consistent with the requirements of  
 25 another regulatory agency.

|                                                |            |
|------------------------------------------------|------------|
| 26 For services and expenses related to the    |            |
| 27 provision of residential services to        |            |
| 28 people with developmental disabilities      |            |
| 29 (37802) .....                               | 11,659,000 |
| 30 For services and expenses related to the    |            |
| 31 provision of day program services to        |            |
| 32 people with developmental disabilities      |            |
| 33 (37803) .....                               | 2,674,000  |
| 34 For services and expenses related to the    |            |
| 35 provision of family support services to     |            |
| 36 people with developmental disabilities      |            |
| 37 (37804) .....                               | 3,732,000  |
| 38 For services and expenses related to the    |            |
| 39 provision of workshop, day training and     |            |
| 40 employment services to people with devel-   |            |
| 41 opmental disabilities. Notwithstanding any  |            |
| 42 other provision of law, up to \$800,000 of  |            |
| 43 this appropriation may be transferred to    |            |
| 44 the New York State Education Departments'   |            |
| 45 Adult Career and Continuing Education       |            |
| 46 Services - Vocational Rehabilitation        |            |
| 47 (ACCES-VR) program to support the Long-     |            |
| 48 Term Sheltered Employment program operated  |            |
| 49 by FEDCAP Rehabilitation Services, Inc.     |            |
| 50 (37805) .....                               | 2,154,000  |
| 51 For other services and expenses provided to |            |
| 52 people with developmental disabilities      |            |
| 53 including but not limited to hepatitis B,   |            |
| 54 care at home waiver, epilepsy services,     |            |
| 55 Special Olympics New York, Inc. and volun-  |            |
| 56 tary fingerprinting (37806) .....           | 335,000    |

1

-----

2 § 14. The amount specified in this section, or so much thereof as  
3 shall be sufficient to accomplish the purpose designated, is hereby  
4 appropriated and authorized to be paid as hereinafter provided, to the  
5 public officers and for the purpose specified, which amount shall be  
6 available for the state fiscal year beginning April 1, 2021.

7

## DIVISION OF VETERANS' SERVICES

8

## AID TO LOCALITIES

9 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM ..... 407,000  
10 -----

11 General Fund

12 Local Assistance Account - 10000

13 For payment of annuities to blind veterans  
14 and eligible surviving spouses. Up to  
15 \$15,000 of this appropriation may be  
16 transferred to state operations for admin-  
17 istrative costs associated with this  
18 program (54606) ..... 407,000  
19 -----

20 § 15. No expenditure may be made from any appropriation in this act,  
21 until a certificate of approval has been issued by the director of the  
22 budget and a copy of such certificate shall have been filed with the  
23 state comptroller, the chairman of the senate finance committee and the  
24 chairman of the assembly ways and means committee provided, however,  
25 that any expenditures from any appropriation in this act made by the  
26 legislature or judiciary shall not require such certificate.

27 § 16. All expenditures and disbursements made against the appropri-  
28 ations in this act shall, upon final action by the legislature on appro-  
29 priation bills submitted by the governor pursuant to article VII of the  
30 state constitution for the support of government for the state fiscal  
31 year beginning April 1, 2021, be transferred by the comptroller as  
32 expenditures and disbursements to such appropriations for all state  
33 departments and agencies, the legislature and the judiciary, as applica-  
34 ble, in amounts equal to the amounts charged against the appropriations  
35 in this act for each such department and agency, the legislature and the  
36 judiciary.

37 § 17. Severability clause. If any clause, sentence, paragraph, subdivi-  
38 sion, section or part of this act shall be adjudged by any court of  
39 competent jurisdiction to be invalid, such judgment shall not affect,  
40 impair, or invalidate the remainder thereof, but shall be confined in  
41 its operation to the clause, sentence, paragraph, subdivision, section  
42 or part thereof directly involved in the controversy in which such judg-  
43 ment shall have been rendered. It is hereby declared to be the intent of  
44 the legislature that this act would have been enacted even if such  
45 invalid provisions had not been included herein.

1     § 18. This act shall take effect immediately and shall be deemed to  
2 have been in full force and effect on and after April 1, 2021; provided,  
3 however, that upon the transfer of expenditures and disbursements by the  
4 comptroller as provided in section sixteen of this act, the appropri-  
5 ations made by this act and subject to such section shall be deemed  
6 repealed.