

STATE OF NEW YORK

6260

2023-2024 Regular Sessions

IN SENATE

April 10, 2023

Introduced by Sen. KRUEGER -- (at request of the Governor) -- read twice
and ordered printed, and when printed to be committed to the Committee
on Rules

AN ACT making appropriations for the support of government and to amend
chapter 121 of the laws of 2023 relating to making appropriations for
the support of government, in relation thereto, and providing for the
repeal of such provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assem-
bly, 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 submit-
5 ted 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, 2023 are enacted.

8 § 2. Section 2 of chapter 121 of the laws of 2023, relating to making
9 appropriations for the support of government, is amended to read as
10 follows:

11 § 2. The amounts specified in this section, or so much thereof as
12 shall be sufficient to accomplish the purposes designated, is hereby
13 appropriated and authorized to be paid as hereinafter provided, to the
14 public officers and for the purpose specified, which amount shall be
15 available for the state fiscal year beginning April 1, 2023.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for
18 personal service, including liabilities
19 incurred prior to April 1, 2023, on the
20 payrolls scheduled to be paid during the

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

LBD12006-01-3

period April 1 through April ~~[10]~~ 17, 2023
to state officers and employees of the
executive branch, including the governor,
lieutenant governor, comptroller, and
attorney general, and to employees of the
legislature. This appropriation also
includes funding for payment of health
care and mental hygiene bonuses to eligi-
ble state employees, and payments for
services performed by mentally ill or
developmentally disabled persons who are
employed in state-operated special employ-
ment, work-for-pay or sheltered workshop
programs [~~215,500,000~~] 458,000,000

§ 3. Section 3 of chapter 121 of the laws of 2023, relating to making
appropriations for the support of government, is amended to read as
follows:

§ 3. The amount specified in this section, or so much thereof as shall
be sufficient to accomplish the purpose designated, is hereby appropri-
ated and authorized to be paid as hereinafter provided, to the public
officers and for the purpose specified, which amount shall be available
for the state fiscal year beginning April 1, 2023.

ALL STATE DEPARTMENTS AND AGENCIES

For the payment of state operations non
personal service liabilities to the execu-
tive branch, including the comptroller,
and the attorney general, and legislature,
incurred in the ordinary course of busi-
ness, during the period April 1 through
April ~~[10]~~ 17, 2023, pursuant to existing
state law and for purposes for which the
legislature authorized the expenditure of
moneys during the 2022-2023 state fiscal
year; provided, however, that nothing
contained herein shall be deemed to limit
or restrict the power or authority of
state departments or agencies to conduct
their activities or operations in accord-
ance with existing law, and further
provided that nothing contained herein
shall be deemed to supersede, nullify or
modify the provisions of section 40 of the
state finance law prescribing when appro-
priations made for the 2022-2023 state
fiscal year shall have ceased to have
force and effect [~~13,300,000~~] 22,000,000

§ 4. Section 4 of chapter 121 of the laws of 2023, relating to making
appropriations for the support of government, is amended to read as
follows:

§ 4. The amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purposes specified, which amount shall be available for the state fiscal year beginning April 1, 2023.

ALL STATE DEPARTMENTS AND AGENCIES

The sum of [~~twelve million eight hundred sixty thousand dollars (\$12,860,000)~~] thirty million dollars (\$30,000,000), or so much thereof as shall be sufficient to accomplish the purpose designated, is hereby appropriated for contracts and grants approved for purposes for which the legislature authorized the expenditures of money during the 2022-2023 fiscal year. An amount up to [~~twelve million eight hundred sixty thousand dollars (\$12,860,000)~~] thirty million dollars (\$30,000,000) shall be available for the payment of capital projects liabilities incurred during the period from April 1 through April ~~10~~ 17, 2023 for contracts and grants approved prior to April 1, 2023, provided, however, that nothing contained herein shall be deemed to limit or restrict the power or authority of state departments or agencies to conduct their activities or operations in accordance with existing law, and further provided that nothing contained herein shall be deemed to supersede, nullify, or modify the provisions of section 40 of the state finance law prescribing when appropriations made for the 2022-2023 fiscal year shall have ceased to have force and effect

.....	[12,860,000]	<u>30,000,000</u>

§ 5. Section 5 of chapter 121 of the laws of 2023, relating to making appropriations for the support of government, is amended to read as follows:

§ 5. 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, 2023.

ALL STATE DEPARTMENTS AND AGENCIES

The sum of [~~two million one hundred forty thousand dollars (\$2,140,000)~~] five million dollars (\$5,000,000), or so much thereof as shall be sufficient to accom-

1 plish the purpose designated, is hereby
 2 appropriated for contracts and grants
 3 approved for which the legislature author-
 4 ized the expenditures of money during the
 5 2022-2023 fiscal year. An amount up to
 6 [~~two million one hundred forty thousand~~
 7 ~~dollars (\$2,140,000)] five million dollars
 8 (\$5,000,000) shall be available for the
 9 payment of capital projects liabilities
 10 incurred during the period from April 1
 11 through April [~~10~~ 17, 2023 for contracts
 12 and grants approved after April 1, 2023,
 13 provided, however, that nothing contained
 14 herein shall be deemed to limit or
 15 restrict the power or authority of state
 16 departments or agencies to conduct their
 17 activities or operations in accordance
 18 with existing law, and further provided
 19 that nothing contained herein shall be
 20 deemed to supersede, nullify, or modify
 21 the provisions of section 40 of the state
 22 finance law prescribing when appropri-
 23 ations made for the 2022-2023 fiscal year
 24 shall have ceased to have force and effect
 25 [~~2,140,000~~] 5,000,000
 26 -----~~

27 § 6. Section 6 of chapter 121 of the laws of 2023, relating to making
 28 appropriations for the support of government, is amended to read as
 29 follows:

30 § 6. The amounts specified in this section, or so much thereof as
 31 shall be sufficient to accomplish the purposes designated, is hereby
 32 appropriated and authorized to be paid as hereinafter provided, to the
 33 public officers and for the purposes specified, which amount shall be
 34 available for the state fiscal year beginning April 1, 2023.

35 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

36 GENERAL STATE CHARGES

37 STATE OPERATIONS

38 GENERAL STATE CHARGES [~~43,330,000~~] 524,660,000
 39 -----

40 General Fund

41 State Purposes Account - 10050

42 For employee fringe benefits according to
 43 the following project schedule including
 44 those benefits which are related to
 45 employees paid from funds, accounts, or
 46 programs where the division of the budget
 47 has issued waivers [~~42,230,000~~] 522,460,000

Project Schedule		AMOUNT
PROJECT		

For the state's contribution to the social security contribution fund	42,000,000	
For the state's share of contributions to the voluntary defined contribution plan made on behalf of eligible employees pursuant to chapter 18 of the laws of 2012 who elect to participate in such plan and who are not otherwise eligible to participate in the SUNY optional retirement program	230,000	<u>460,000</u>
<u>For the state's contribution to the health insurance fund and deposit into the retiree health benefit trust fund pursuant to section 99-aa of the state finance law. The state's share of the health insurance program dividends shall be available to pay for the premiums in 2023-24 ..</u>	<u>400,000,000</u>	
<u>For payments to the state insurance fund for workers' compensation benefits and other related workers' compensation costs prior to or after they become incurred including but not limited to the benefits defined in chapters 302 and 303 of the laws of 1985</u>	<u>45,000,000</u>	
<u>For the state's contribution to employee benefit fund programs</u>	<u>35,000,000</u>	

Project schedule total ...	42,230,000	<u>522,460,000</u>

For the payment of the metropolitan commuter transportation mobility tax pursuant to article 23 of the tax law as added by chapter 25 of the laws of 2009 on behalf of the state employees employed in the metropolitan commuter transportation district	1,100,000	<u>2,200,000</u>

1 § 7. Section 7 of chapter 121 of the laws of 2023, relating to making
 2 appropriations for the support of government, is amended to read as
 3 follows:

4 § 7. 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, 2023.

9 JUDICIARY

10 For the purpose of making payments for
 11 personal service, including liabilities
 12 incurred prior to April 1, 2023, on the
 13 payrolls scheduled to be paid during the
 14 period April 1 through April 17, 2023 to
 15 officers and employees of the judiciary 65,000,000

16 For the payment of state operations nonper-
 17 sonal service liabilities, the sum of
 18 [~~thirty-three million three hundred and~~
 19 ~~thirty thousand dollars (\$33,330,000)~~]
 20 fifty million dollars (\$50,000,000), or so
 21 much thereof as shall be sufficient to
 22 accomplish the purpose designated, is
 23 hereby appropriated to the judiciary out
 24 of any moneys in the general fund or other
 25 funds to the credit of the state purposes
 26 account not otherwise appropriated. The
 27 comptroller is hereby authorized and
 28 directed to utilize this appropriation for
 29 the purpose of making payments for non-
 30 personal service liabilities incurred by
 31 the judiciary from April 1 through April
 32 [~~10~~] 17, 2023 [~~33,330,000~~] 50,000,000

33 For the payment of aid to localities liabil-
 34 ities, the sum of [~~ten~~] fifteen million
 35 dollars [~~(\$10,000,000)~~] (\$15,000,000), or
 36 so much thereof as shall be sufficient to
 37 accomplish the purpose designated, is
 38 hereby appropriated to the judiciary out
 39 of any moneys in the general fund or other
 40 funds to the credit of the state purposes
 41 account not otherwise appropriated. The
 42 comptroller is hereby authorized and
 43 directed to utilize this appropriation for
 44 the purpose of making payments for aid to
 45 localities liabilities incurred by the
 46 judiciary from April 1 through April [~~10~~]
 47 17, 2023 [~~10,000,000~~] 15,000,000

48 For the payment of employee fringe benefit
 49 programs including, but not limited to,
 50 the judiciary's contributions to the
 51 health insurance fund, the employees'
 52 retirement system pension accumulation
 53 fund, the social security contribution
 54 fund, employee benefit fund programs, the

1 dental insurance plan, the vision care
 2 plan, the unemployment insurance fund, and
 3 for workers' compensation benefits, the
 4 sum of seventy-five million dollars
 5 (\$75,000,000), or so much thereof as shall
 6 be sufficient to accomplish the purpose
 7 designated, is hereby appropriated to the
 8 judiciary out of any moneys in the general
 9 fund or other funds to the credit of the
 10 state purposes account not otherwise
 11 appropriated. The comptroller is hereby
 12 authorized and directed to utilize this
 13 appropriation for the purpose of making
 14 payments for employee fringe benefit
 15 liabilities incurred by the judiciary from
 16 April 1 through April 10, 2023 75,000,000

17 § 8. The amount specified in this section, or so much thereof as shall
 18 be sufficient to accomplish the purpose designated, is hereby appropri-
 19 ated and authorized to be paid as hereinafter provided, to the public
 20 officers and for the purpose specified, which amount shall be available
 21 for the state fiscal year beginning April 1, 2023.

22 DEPARTMENT OF FAMILY ASSISTANCE
 23 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

24 AID TO LOCALITIES

25 EMPLOYMENT AND INCOME SUPPORT PROGRAM 235,416,000
 26 -----

27 General Fund
 28 Local Assistance Account - 10000

29 For state reimbursement of the safety net
 30 assistance program as established pursuant
 31 to chapter 436 of the laws of 1997.
 32 Notwithstanding section 153 of the social
 33 services law or any other inconsistent
 34 provision of law, funds appropriated here-
 35 in shall reimburse 29 percent of safety
 36 net assistance expenditures, including the
 37 cost of providing shelter supplements for
 38 safety net assistance households at local
 39 option, including eligible households
 40 containing a household member who has been
 41 released from prison, in order to prevent
 42 eviction and address homelessness in
 43 accordance with social services district
 44 plans approved by the office of temporary
 45 and disability assistance and the director
 46 of the budget, provided, however, that in
 47 social services districts with a popu-
 48 lation over five million no shelter
 49 supplements other than those to prevent
 50 eviction shall be reimbursed, and further

1 provided that such supplements shall not
2 be part of the standard of need pursuant
3 to section 131-a of the social services
4 law. Funds appropriated herein shall also
5 reimburse 29 percent of safety net assist-
6 ance expenditures, in social services
7 districts with a population over five
8 million, for emergency shelter, transpor-
9 tation, or nutrition payments which the
10 district determines are necessary to
11 establish or maintain independent living
12 arrangements among persons living with
13 medically diagnosed HIV infection as
14 defined by the AIDS institute of the state
15 department of health and who are homeless
16 or facing homelessness and for whom no
17 viable and less costly alternative to
18 housing is available; provided, however,
19 that funds appropriated herein may only be
20 used for such purposes if the cost of such
21 allowances are not eligible for reimburse-
22 ment under medical assistance or other
23 programs. Funds appropriated herein shall
24 reimburse 29 percent of safety net assist-
25 ance expenditures, in social services
26 districts with a population of five
27 million or fewer, for emergency shelter
28 payments promulgated by the office of
29 temporary and disability assistance which
30 the district determines are necessary to
31 establish or maintain independent living
32 arrangements among persons living with
33 medically diagnosed HIV infection as
34 defined by the AIDS institute of the state
35 department of health and who are homeless
36 or facing homelessness and for whom no
37 viable and less costly alternative to
38 housing is available; provided, however,
39 that funds appropriated herein may only be
40 used for such purposes if the cost of such
41 allowances are not eligible for reimburse-
42 ment under medical assistance or other
43 programs. Funds appropriated herein shall
44 reimburse 29 percent of safety net assist-
45 ance expenditures, in social services
46 districts with a population of five
47 million or fewer, for emergency shelter
48 payments in excess of those promulgated by
49 the office of temporary and disability
50 assistance but not exceeding an amount
51 reasonably approximate to 100 percent of
52 fair market rent, at local option which
53 the district determines are necessary to
54 establish or maintain independent living
55 arrangements among persons living with
56 medically diagnosed HIV infection as

defined by the AIDS institute of the State department of health and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs. Such emergency shelter payments shall only be made at local option and in accordance with a plan approved by the office of temporary and disability assistance and the director of the budget. Provided, however, notwithstanding section 153 of the social services law or any other inconsistent provision of law, if necessary funding, as determined by the director of the budget, is secured in a social services district from the medical assistance program by reducing the capitation rates paid to medicaid managed care organizations by the amount of savings resulting from stably housing individuals living with medically diagnosed HIV infection as defined by the AIDS institute of the state department of health, the social services district shall make such emergency shelter payments in excess of those promulgated by the office of temporary and disability assistance but not exceeding an amount reasonably approximate to 100 percent of fair market rent, and the savings shall be used to reimburse 100 percent of the cost of such excess emergency shelter payments for cases reimbursed under the safety net assistance or family assistance programs in social services districts with a population of five million or fewer, in accordance with a plan approved by the office of temporary and disability assistance and the director of the budget; provided further that reimbursement shall be provided to medicaid managed care organizations through adjustments to capitation rates should actual gross savings not be realized as determined by the director of the budget. For persons living with medically diagnosed HIV infection as defined by the AIDS institute of the state department of health living in social service districts with a population over five million who are receiving public assistance, funds appropriated herein shall be used to reimburse 29 percent of the additional rental

1 costs determined based on limiting such
2 person's earned and/or unearned income
3 contribution to 30 percent. For persons
4 living with medically diagnosed HIV
5 infection as defined by the AIDS institute
6 of the state department of health living
7 in social services districts with a popu-
8 lation of five million or fewer who are
9 receiving public assistance, funds appro-
10 priated herein may be used to reimburse up
11 to 100 percent of the additional rental
12 costs determined based on limiting such
13 person's earned and/or unearned income
14 contribution to 30 percent. Such payments
15 of additional rental costs shall only be
16 made at local option and in accordance
17 with a plan approved by the office of
18 temporary and disability assistance and
19 the director of the budget. Provided,
20 however, notwithstanding section 153 of
21 the social services law or any other
22 inconsistent provision of law, if neces-
23 sary funding, as determined by the direc-
24 tor of the budget, is secured in a social
25 services district from the medical assist-
26 ance program by reducing the capitation
27 rates paid to medicaid managed care organ-
28 izations by the amount of savings result-
29 ing from stably housing individuals living
30 with medically diagnosed HIV infection as
31 defined by the AIDS institute of the state
32 department of health, the social services
33 district shall make such payments of addi-
34 tional rental costs, for cases reimbursed
35 under the safety net assistance and family
36 assistance program, and the savings shall
37 be used to reimburse 100 percent of the
38 cost of the additional rental costs deter-
39 mined based on limiting such person's
40 earned and/or unearned income contribution
41 to 30 percent in social services districts
42 with a population of five million or
43 fewer, in accordance with a plan approved
44 by the director of the budget. Amounts
45 appropriated herein may be used to enter
46 into contracts with persons or entities
47 authorized pursuant to subdivision (i) of
48 section 17 of the social services law
49 consistent with federal law and require-
50 ments. Such contracts will be consistent
51 with subdivision (i) of section 17 of the
52 social services law. Notwithstanding
53 section 153 of the social services law or
54 any other inconsistent provision of law,
55 the office may reduce reimbursement other-
56 wise payable to social services districts

1 to recover 29 percent of costs incurred by
2 the office for expenditures related to
3 subdivision (i) of section 17 of the
4 social services law. Such funds are to be
5 available for payment of aid heretofore
6 accrued or hereafter to accrue to munici-
7 palities. Subject to the approval of the
8 director of the budget, such funds shall
9 be available to the office of temporary
10 and disability assistance net of disallow-
11 ances, refunds, reimbursements, and cred-
12 its, including those related to title IV-E
13 of the social security act; and including,
14 but not limited to, additional federal
15 funds resulting from any changes in feder-
16 al cost allocation methodologies. Notwith-
17 standing any inconsistent provision of
18 law, the amount herein appropriated may be
19 increased or decreased by interchange with
20 any other appropriation within the office
21 of temporary and disability assistance
22 general fund - local assistance account
23 with the approval of the director of the
24 budget, who shall file such approval with
25 the department of audit and control and
26 copies thereof with the chairman of the
27 senate finance committee and the chairman
28 of the assembly ways and means committee.
29 Social services districts shall be
30 required to report to the office of tempo-
31 rary and disability assistance on an annu-
32 al basis, information, as determined and
33 requested by the office, related to
34 services and expenditures for which
35 reimbursement is sought for providing
36 temporary housing assistance to homeless
37 individuals and families. Such information
38 shall be submitted electronically to the
39 extent feasible as determined by the
40 office, and shall be used to evaluate
41 expenditures by such social services
42 districts for the provision of temporary
43 housing assistance for homeless individ-
44 uals and families. Notwithstanding section
45 153 of the social services law, or any
46 other inconsistent provision of law, the
47 office of temporary and disability assist-
48 ance may withhold or deny reimbursement,
49 in whole or in part, to any social
50 services district that fails to develop or
51 submit a homeless services plan subject to
52 the approval of the office of temporary
53 and disability assistance, fails to
54 provide homeless services and outreach in
55 accordance with its approved homeless
56 services plan, or fails to develop or

1 submit homeless services outcome reports,
 2 consistent with those requirements promul-
 3 gated by the office of temporary and disa-
 4 bility assistance. Notwithstanding section
 5 153 of the social services law, or any
 6 other inconsistent provision of law, such
 7 appropriation shall be available for
 8 reimbursement of eligible costs incurred
 9 on or after January 1, 2023 and before
 10 January 1, 2024, that are otherwise reim-
 11 bursable by the state on or after April 1,
 12 2023, that are claimed by March 1, 2024.
 13 Such reimbursement shall constitute total
 14 state reimbursement for activities funded
 15 herein in state fiscal year 2023-24
 16 (52203) 52,083,000
 17 For expenditures for additional state
 18 payments for eligible aged, blind, and
 19 disabled persons related to supplemental
 20 security income and for expenditures made
 21 pursuant to title 8 of article 5 of the
 22 social services law. Such funds are avail-
 23 able for payment of aid heretofore accrued
 24 or hereafter to accrue. Notwithstanding
 25 any inconsistent provision of law, the
 26 amount herein appropriated may be
 27 increased or decreased by interchange with
 28 any other appropriation within the office
 29 of temporary and disability assistance
 30 general fund - local assistance account
 31 with the approval of the director of the
 32 budget, who shall file such approval with
 33 the department of audit and control and
 34 copies thereof with the chairman of the
 35 senate finance committee and the chairman
 36 of the assembly ways and means committee
 37 (52311) 58,333,000
 38 Special Revenue Funds - Federal
 39 Federal Health and Human Services Fund
 40 Temporary Assistance for Needy Families Account - 25178

41 For reimbursement of the cost of the family
 42 assistance and the emergency assistance to
 43 families programs. Notwithstanding section
 44 153 of the social services law or any
 45 inconsistent provision of law, funds
 46 appropriated herein shall be provided
 47 without state or local participation
 48 except that for social services districts
 49 with a population of five million or more,
 50 reimbursement will be eighty-five percent.
 51 Funds appropriated herein shall also
 52 include the cost of providing shelter
 53 supplements for family assistance house-
 54 holds at local option, including eligible

1 households containing a household member
2 who has been released from prison, in
3 order to prevent eviction and address
4 homelessness in accordance with social
5 services district plans approved by the
6 office of temporary and disability assist-
7 ance and the director of the budget,
8 provided, however, that in social services
9 districts with a population over five
10 million no shelter supplements other than
11 those to prevent eviction shall be reim-
12 bursed, and further provided that such
13 supplements shall not be part of the stan-
14 dard of need pursuant to section 131-a of
15 the social services law. Funds appropri-
16 ated herein shall also reimburse for fami-
17 ly assistance expenditures for emergency
18 shelter, transportation, or nutrition
19 payments which the district determines are
20 necessary to establish or maintain inde-
21 pendent living arrangements among persons
22 living with medically diagnosed HIV
23 infection as defined by the AIDS institute
24 of the State department of health and who
25 are homeless or facing homelessness and
26 for whom no viable and less costly alter-
27 native to housing is available; provided,
28 however, that funds appropriated herein
29 may only be used for such purposes if the
30 cost of such allowances are not eligible
31 for reimbursement under medical assistance
32 or other programs. For persons living with
33 medically diagnosed HIV infection as
34 defined by the AIDS institute of the state
35 department of health who are receiving
36 public assistance funds appropriated here-
37 in shall not be used to reimburse the
38 additional rental costs determined based
39 on limiting such person's earned and/or
40 unearned income contribution to 30
41 percent. Amounts appropriated herein may
42 be used to enter into contracts with
43 persons or entities authorized pursuant to
44 subdivision (i) of section 17 of the
45 social services law consistent with feder-
46 al law and requirements. Such contracts
47 will be made consistent with subdivision
48 (i) of section 17 of the social services
49 law. Notwithstanding section 153 of the
50 social services law or any other incon-
51 sistent provision of law, the office may
52 reduce reimbursement otherwise payable to
53 social services districts to recover the
54 federal share of costs incurred by the
55 office for expenditures related to subdi-
56 vision (i) of section 17 of the social

1 services law. Such funds are to be avail-
2 able for payment of aid heretofore accrued
3 or hereafter to accrue to municipalities.
4 Subject to the approval of the director of
5 the budget, such funds shall be available
6 to the office of temporary and disability
7 assistance net of disallowances, refunds,
8 reimbursements, and credits including, but
9 not limited to, additional federal funds
10 resulting from any changes in federal cost
11 allocation methodologies. Notwithstanding
12 any inconsistent provision of law, the
13 amount herein appropriated may be
14 increased or decreased by interchange with
15 any other appropriation within the office
16 of temporary and disability assistance
17 federal fund - local assistance account
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 Social services districts shall be
25 required to report to the office of tempo-
26 rary and disability assistance on an annu-
27 al basis, information, as determined and
28 requested by the office, related to
29 services and expenditures for which
30 reimbursement is sought for providing
31 temporary housing assistance to homeless
32 individuals and families. Such information
33 shall be submitted electronically to the
34 extent feasible as determined by the
35 office, and shall be used to evaluate
36 expenditures by such social services
37 districts for the provision of temporary
38 housing assistance for homeless individ-
39 uals and families. Notwithstanding section
40 153 of the social services law, or any
41 other inconsistent provision of law, the
42 office of temporary and disability assist-
43 ance may withhold or deny reimbursement,
44 in whole or in part, to any social
45 services district that fails to develop or
46 submit a homeless services plan subject to
47 the approval of the office of temporary
48 and disability assistance, fails to
49 provide homeless services and outreach in
50 accordance with its approved homeless
51 services plan, or fails to develop or
52 submit homeless services outcome reports,
53 consistent with those requirements promul-
54 gated by the office of temporary and disa-
55 bility assistance. Notwithstanding section
56 153 of the social services law, or any

1 other inconsistent provision of law, such
 2 appropriation shall be available for
 3 reimbursement of eligible costs incurred
 4 on or after January 1, 2023 and before
 5 January 1, 2024, that are otherwise reim-
 6 bursable by the state on or after April 1,
 7 2023, that are claimed by March 1, 2024.
 8 Such reimbursement shall constitute total
 9 federal reimbursement for activities fund-
 10 ed herein in state fiscal year 2023-24
 11 (52203) 125,000,000

12 § 9. Section 8 of chapter 121 of the laws of 2023, relating to making
 13 appropriations for the support of government, is amended to read as
 14 follows:

15 § 8. The amounts specified in this section, or so much thereof as
 16 shall be sufficient to accomplish the purposes 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, 2023.

20 DEPARTMENT OF HEALTH

21 AID TO LOCALITIES

22 CENTER FOR COMMUNITY HEALTH PROGRAM [~~13,867,000~~] 19,200,000
 23 -----

24 General Fund
 25 Local Assistance Account - 10000

26 For services and expenses related to the
 27 Indian health program. The moneys hereby
 28 appropriated shall be for payment of
 29 financial assistance heretofore accrued or
 30 hereafter to accrue (26840) 3,200,000
 31 -----

32 Special Revenue Funds - Federal
 33 Federal USDA-Food and Nutrition Services Fund
 34 Federal Food and Nutrition Services Account - 25022

35 For various federal food and nutritional
 36 services. The moneys hereby appropriated
 37 shall be available for payment of finan-
 38 cial assistance heretofore accrued (26986)
 39 [~~10,667,000~~] 16,000,000
 40 -----

41 MEDICAL ASSISTANCE PROGRAM 9,000,000
 42 -----

43 General Fund
 44 Local Assistance Account - 10000

1 For transfer to health research incorporated
 2 (HRI) for the AIDS drug assistance
 3 program, including payments to Ryan White
 4 centers (29880) 9,000,000

5 § 10. The amounts specified in this section, or so much thereof as
 6 shall be sufficient to accomplish the purposes designated, is hereby
 7 appropriated and authorized to be paid as hereinafter provided, to the
 8 public officers and for the purposes specified, which amount shall be
 9 available for the state fiscal year beginning April 1, 2023.

10 DEPARTMENT OF LABOR

11 AID TO LOCALITIES

12 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM 400,000,000
 13 -----

14 Enterprise Funds
 15 Unemployment Insurance Benefit Fund
 16 Unemployment Insurance Benefit Account - 50650

17 For payment of unemployment insurance bene-
 18 fits pursuant to article 18 of the labor
 19 law or as authorized by the federal
 20 government through the disaster unemploy-
 21 ment assistance program, the emergency
 22 unemployment compensation program, the
 23 extended benefit program, the federal
 24 additional compensation program or any
 25 other federally funded unemployment bene-
 26 fit program (34787) 400,000,000

27 § 11. The amounts specified in this section, or so much thereof as
 28 shall be sufficient to accomplish the purposes designated, is hereby
 29 appropriated and authorized to be paid as hereinafter provided, to the
 30 public officers and for the purposes specified, which amount shall be
 31 available for the state fiscal year beginning April 1, 2023.

32 DEPARTMENT OF TRANSPORTATION

33 AID TO LOCALITIES

34 DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM 71,400,000
 35 -----

36 Special Revenue Funds - Other
 37 Dedicated Mass Transportation Trust Fund
 38 Railroad Account - 20852

39 To the metropolitan transportation authority
 40 for deposit in the metropolitan transpor-
 41 tation authority dedicated tax fund for
 42 the expenses of the New York city transit
 43 authority, the Manhattan and Bronx surface

transit operating authority, and the Staten Island rapid transit operating authority, the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements.

No expenditure shall be made hereunder until a certificate of approval has been issued by the director of the budget and a copy of such certificate filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee. Moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget in accordance with the following:

To the metropolitan transportation authority for the operating expenses of the Long Island rail road company and the Metro-North commuter railroad company which include operating expenses for the New York state portion of Harlem, Hudson, Port Jervis, Pascack, and New Haven commuter railroad services regardless of whether such services are provided directly or pursuant to joint service agreements
(54282) 10,800,000

Special Revenue Funds - Other
Dedicated Mass Transportation Trust Fund
Transit Authorities Account - 20851

To the metropolitan transportation authority for deposit in the metropolitan transportation authority dedicated tax fund for the expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority, the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements.

No expenditure shall be made hereunder until a certificate of approval has been issued by the director of the budget and a copy of such certificate filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee.

Moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget in accordance with the following:

To the metropolitan transportation authority for the operating expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority (53173) 60,600,000

§ 12. The amount specified in this section, or so much thereof as shall be sufficient to accomplish the purpose designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purpose specified, which amount shall be available for the state fiscal year beginning April 1, 2023.

DEPARTMENT OF VETERANS' SERVICES

AID TO LOCALITIES

BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000

General Fund

Local Assistance Account - 10000

For payment of annuities to blind veterans and eligible surviving spouses. Up to \$15,000 of this appropriation may be transferred to state operations for administrative costs associated with this program (54606) 385,000

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

§ 14. All expenditures and disbursements made against the appropriations in this act shall, upon final action by the legislature on appropriation bills submitted by the governor pursuant to article VII of the

1 state constitution for the support of government for the state fiscal
2 year beginning April 1, 2023, be transferred by the comptroller as
3 expenditures and disbursements to such appropriations for all state
4 departments and agencies, as applicable, in amounts equal to the amounts
5 charged against the appropriations in this act for each such department,
6 agency, and the legislature and the judiciary.

7 § 15. Severability clause. If any clause, sentence, paragraph, subdi-
8 vision, section or part of this act shall be adjudged by any court of
9 competent jurisdiction to be invalid, such judgment shall not affect,
10 impair, or invalidate the remainder thereof, but shall be confined in
11 its operation to the clause, sentence, paragraph, subdivision, section
12 or part thereof directly involved in the controversy in which such judg-
13 ment shall have been rendered. It is hereby declared to be the intent of
14 the legislature that this act would have been enacted even if such
15 invalid provisions had not been included herein.

16 § 16. This act shall take effect immediately and shall be deemed to
17 have been in full force and effect on and after April 1, 2023; provided,
18 however, that upon the transfer of expenditures and disbursements by the
19 comptroller as provided in section fourteen of this act, the appropri-
20 ations made by this act and subject to such section shall be deemed
21 repealed.