STATE OF NEW YORK

S. 9008--C A. 10008--C

SENATE - ASSEMBLY

January 21, 2026

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend part U1 of chapter 62 of the laws of 2003, amending the vehicle and traffic law and other laws relating to increasing certain motor vehicle transaction fees, in relation to the effectiveness thereof; and to amend part B of chapter 84 of the laws of 2002, amending the state finance law relating to the costs of the department of motor vehicles, in relation to the effectiveness thereof (Part A); to amend chapter 751 of the laws of 2005, amending the insurance law and the vehicle and traffic law relating to establishing the accident prevention course internet technology pilot program, in relation to the effectiveness thereof (Part B); intentionally omitted (Part C); to amend the vehicle and traffic law, the general business law and the public officers law, in relation to a demonstration program in the city of New York and the installation and operation of intelligent speed assistance devices; and providing for the repeal of certain provisions upon the expiration thereof (Part D); to amend part FF of chapter 55 of the laws of 2017, relating to motor vehicles equipped with autonomous vehicle technology, in relation to the effectiveness thereof (Part E); intentionally omitted (Part F); to amend the vehicle and traffic law, in relation to expanding the automated work zone speed enforcement program to include additional New York roadways

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

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(Part G); to amend part PP of chapter 54 of the laws of 2016, amending the public authorities law and the general municipal law relating to the New York transit authority and the metropolitan transportation authority, in relation to extending provisions of law relating to certain tax increment financing provisions (Part H); authorizing the Metropolitan Transportation Authority to conduct environmental reviews under the State Environmental Quality Review Act for the crosstown extension of the Second Avenue Subway project in two stages (Part I); to amend the agriculture and markets law, in relation to dairy promotion and marketing of agricultural products in New York state; and to repeal sections 16-x, 16-y and 16-z of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, in relation thereto (Part J); to amend the tax law, in relation to extending the refundability of the investment tax credit for farmers (Part K); intentionally omitted (Part L); to authorize the New York state energy research and development authority to finance a portion of its research, development and demonstration, policy and planning, and Fuel NY program from an assessment on gas and electric corporations (Part M); to amend the public service law, in relation to executive compensation disclosure by gas, electric, steam and water-works corporations and costs not to be included in rates (Part N); to amend the public service law, in relation to procedures for new rates or charges proposed by utilities (Part O); to amend the public service law, in relation to establishing an energy affordability index (Part P); intentionally omitted (Part Q); to amend the environmental conservation law, in relation to reforming the state environmental quality review act (Part R); to amend the environmental conservation law, in relation to increasing rebates for certain vehicle purchases by municipalities (Part S); to amend chapter 584 of the laws of 2011, amending the public authorities law relating to the powers and duties of the dormitory authority of the state of New York relative to the establishment of subsidiaries for certain purposes, in relation to the effectiveness thereof (Part T); in relation to authorizing the trustees of the state university of New York to lease and contract to make available certain land on the state university of New York at Farmingdale's campus (Subpart A); in relation to authorizing the trustees of the state university of New York to lease and contract to make available certain land on the state university of New York at Stony Brook's campus (Subpart B); in relation to authorizing the commissioner of transportation to transfer and convey certain state-owned real property in the town of Babylon, county of Suffolk (Subpart C); and in relation to authorizing the trustees of the state university of New York to lease and contract to make available grounds and facilities on the state university of New York College of Environmental Science and Forestry to the Abby Lane Housing Corporation (Subpart D) (Part U); to amend the New York state urban development corporation act, in relation to extending the authority of the New York state urban development corporation to administer the empire state economic development fund (Part V); to amend chapter 393 of the laws of 1994, amending the New York state urban development corporation act, relating to the powers of the New York state urban development corporation to make loans, in relation to extending loan powers (Part W); intentionally omitted (Part X); to amend the general business law, in relation to establishing the "Safe by Design Act" (Part Y); intentionally omitted (Part Z); intentionally omitted (Part AA); to amend the insurance law, in relation to requiring insurers to

provide explanations for certain premium changes (Part BB); intentionally omitted (Part CC); intentionally omitted (Part DD); to amend the insurance law and the civil practice law and rules, in relation to motor vehicle accident liability (Part EE); intentionally omitted (Part FF); to amend the insurance law, in relation to requiring annual reports on insurance for multi-family buildings (Part GG); to amend the insurance law, in relation to the annual consumer guide of health insurers (Subpart A); to amend the insurance law and the public health law, in relation to ongoing treatment by an out-of-network provider during pregnancy (Subpart B); to amend the insurance law, in relation to accessible formulary drug lists (Subpart C); and to amend the insurance law and the public health law, in relation to utilization reviews for treatment for a chronic health condition (Subpart D) (Part HH); intentionally omitted (Part II); intentionally omitted (Part JJ); to amend the insurance law, in relation to extending the policy period for excess profit refunds to motor vehicle policyholders (Part KK); to amend chapter 495 of the laws of 2004, amending the insurance law and the public health law relating to the New York state health insurance continuation assistance demonstration project, in relation to the effectiveness thereof (Part LL); intentionally omitted (Part MM); in relation to enacting the "Long Island MacArthur Airport terminal and rail integration project act" (Part NN); to amend part WW of chapter 56 of the laws of 2022 amending the public officers law relating to permitting videoconferencing and remote participation in public meetings under certain circumstances, in relation to extending the provisions thereof (Part OO); exempting certain major electric generating facilities that provide emergency back-up generation for manufacturing facilities that produce semiconductors from certain siting requirements; and providing for the repeal of such provisions upon expiration thereof (Part PP); to amend the penal law, in relation to criminal interference with access to a place of religious worship (Part QQ); to amend the Cleaner, Greener NY Act of 2013, in relation to the effectiveness of certain provisions thereof (Part RR); to amend the public service law, in relation to enacting the accelerate solar for affordable power (ASAP) act (Part SS); establishing the blue ribbon commission on residential affordability through energy savings; and providing for the repeal of such provisions upon expiration thereof (Part TT); to amend the vehicle and traffic law, in relation to authorizing the creation of a traffic camera violations bureau to adjudicate owner liability for failure of operator to stop for a school bus displaying a red visual signal and stop-arm (Part UU); to amend the environmental conservation law, in relation to climate change (Part VV); to amend chapter 18 of the laws of 2020 authorizing the commissioner of education to appoint a monitor to oversee the Wyandanch union free school district and establishing the powers and duties of such monitor, in relation to establishing a monitor team (Part WW); to amend the retirement and social security law and education law, in relation to certain retirement benefit enhancements (Part XX); to amend the administrative code of the city of New York, in relation to amortization and valuation methods used for contributions to the New York city employees' retirement system, the New York city teachers' retirement system, the police pension fund, subchapter two, the fire department pension fund, subchapter two and the board of education retirement system of such city (Part YY); to amend the retirement and social security law, in relation to service retirement of members of the New York city fire department pension fund (Part

ZZ); to amend the administrative code of the city of New York, in relation to first grade firefighters and promotions from the firefighter rank (Part AAA); to require certain pension systems to submit a self-report on their financial health to the superintendent of the department of financial services; to require the superintendent of the department of financial services to submit a report on such reports; and providing for the repeal of such provisions upon expiration thereof (Part BBB); to amend the retirement and social security law, in relation to allowing beneficiaries of certain deceased members to elect to receive death benefits in a lump sum (Part CCC); to amend the retirement and social security law, in relation to certain retirement benefit enhancements (Part DDD); to amend the retirement and social security law, in relation to the treatment of prior service with certain agencies by the New York city police pension fund (Part EEE); to amend the retirement and social security law, in relation to the restoration of 20 year service retirement for certain New York city corrections officers and sanitation workers (Part FFF); in relation to providing for the administration of certain funds and accounts related to the 2026--2027 budget, authorizing certain payments and transfers; to amend the state finance law, in relation to the school tax relief fund; to amend the private housing finance law, in relation to housing program bonds and notes; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of bonds and notes for the youth facilities improvement fund; to amend the public authorities law, in relation to the issuance of bonds and notes for city university facilities; to amend the public authorities law, in relation to the issuance of bonds for library construction projects; to amend the public authorities law, in relation to the issuance of bonds for state university educational facilities; to amend the public authorities law, in relation to the issuance of bonds and notes for locally sponsored community colleges; to amend chapter 392 of the laws of 1973 constituting the New York state medical care facilities finance agency act, in relation to the issuance of mental health services facilities improvement bonds and notes; to amend part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, in relation to the issuance of bonds and notes to finance capital costs related to homeland security; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to financing project costs for the office of information technology services and department of law; to amend chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway and bridge trust fund, in relation to the issuance of funds to the thruway authority; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds and notes to fund costs for statewide equipment; to amend the public authorities law, in relation to the issuance of bonds for purposes of financing environmental infrastructure projects; to amend part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, in relation to the issuance of bonds and notes for the youth facilities improvement fund; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing peace bridge projects and capital costs of state and local

highways; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to the issuance of bonds for economic development initiatives; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, in relation to the issuance of bonds and notes for the purpose of financing capital projects for the division of military and naval affairs; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to issuance of bonds for project costs undertaken by or on behalf of the state education department, special act school districts, state-supported schools for the blind and deaf, approved private special education schools, non-public schools, community centers, day care facilities, residential camps, day camps, Native American Indian Nation schools; to amend the public authorities law, in relation to the issuance of bonds and notes for the purpose of financing the construction of the New York state agriculture and markets food laboratory; to amend the public authorities law, in relation to authorization for the issuance of bonds for the capital restructuring financing program, the health care facility transformation programs, and the essential health care provider program; to amend part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, in relation to the issuance of bonds and notes for the purpose of financing capital projects for initiatives of the state police; to amend part D of chapter 63 of the laws of 2005, relating to the composition and responsibilities of the New York state higher education capital matching grant board, in relation to higher education capital matching grants; to amend the state finance law, in relation to moneys in the dedicated highway and bridge trust fund; to amend the public authorities law, in relation to increasing the cap on the amount of dormitory facility revenue bonds that can be issued; to amend chapter 174 of the laws of 1968 constituting the urban development corporation act, in relation to personal income tax revenue anticipation notes; to amend the state finance law, in relation to the calculation of total outstanding principal amount of debt; and providing for the repeal of certain provisions upon expiration thereof (Part GGG); to amend the New York city civil court act, in relation to additional judges in the civil court of the city of New York (Part HHH); to amend the public service law and the public authorities law, in relation to establishing the Excelsior power program (Part III); and to authorize certain work in connection with the District Galleria project in the city of White Plains; and providing for the repeal of such provisions upon expiration thereof (Part JJJ)

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. This act enacts into law major components of legislation necessary to implement the state transportation, economic development and environmental conservation budget for the 2026-2027 state fiscal year. Each component is wholly contained within a Part identified as Parts A through JJJ. The effective date for each particular provision contained within such Part is set forth in the last section of such Part. Any provision in any section contained within a Part, including

the effective date of the Part, which makes a reference to a section "of this act", when used in connection with that particular component, shall be deemed to mean and refer to the corresponding section of the Part in which it is found. Section three of this act sets forth the general effective date of this act.

PART A

Section 1. Section 13 of part U1 of chapter 62 of the laws of 2003, amending the vehicle and traffic law and other laws relating to increasing certain motor vehicle transaction fees, as amended by section 1 of part G of chapter 58 of the laws of 2024, is amended to read as follows:

§ 13. This act shall take effect immediately; provided however that sections one through seven of this act, the amendments to subdivision 2 of section 205 of the tax law made by section eight of this act, and section nine of this act shall expire and be deemed repealed on April 1, [~~2026~~] **2028**; provided further, however, that the provisions of section eleven of this act shall take effect April 1, 2004 and shall expire and be deemed repealed on April 1, [~~2026~~] **2028**.

§ 2. Section 2 of part B of chapter 84 of the laws of 2002, amending the state finance law relating to the costs of the department of motor vehicles, as amended by section 2 of part G of chapter 58 of the laws of 2024, is amended to read as follows:

§ 2. This act shall take effect April 1, 2002; provided, however, if this act shall become a law after such date it shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2002; provided further, however, that this act shall expire and be deemed repealed on April 1, [~~2026~~] **2028**.

§ 3. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026.

PART B

Section 1. Section 5 of chapter 751 of the laws of 2005, amending the insurance law and the vehicle and traffic law relating to establishing the accident prevention course internet technology pilot program, as amended by section 1 of part F of chapter 58 of the laws of 2024, is amended to read as follows:

§ 5. This act shall take effect on the one hundred eightieth day after it shall have become a law and shall expire and be deemed repealed April 1, [~~2026~~] **2028**; provided that any rules and regulations necessary to implement the provisions of this act on its effective date are authorized and directed to be completed on or before such date.

§ 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026.

PART C

Intentionally Omitted

PART D

Section 1. The vehicle and traffic law is amended by adding a new section 1642-b to read as follows:

§ 1642-b. Installation and operation of intelligent speed assistance devices; demonstration program in the city of New York. 1. Definitions. For the purposes of this section, the following terms shall have the following meanings:

a. "Administering agency" shall mean one or more agencies and/or administrative tribunals designated by the mayor of a city having a population in excess of one million to administer an intelligent speed assistance device demonstration program authorized pursuant to this section; provided, however, that a non-governmental entity shall not be designated as an administering agency;

b. "Installation period" shall mean the mandatory period of time that an owner is required to install and maintain an intelligent speed assistance device pursuant to a local law or ordinance adopted pursuant to this section;

c. "Intelligent speed assistance device" shall mean a device installed on a motor vehicle utilizing technology to restrict the speed of the motor vehicle based on the maximum speed limits established pursuant to this chapter where such motor vehicle is being operated. Such technology shall allow for the manual override of such restrictions past the speed limit, if necessary, based on traffic conditions; and

d. "Owner" shall have the same meaning as provided in section one hundred twenty-eight of this chapter.

2. Establishment. Notwithstanding any provision of law to the contrary, the city of New York is hereby authorized and empowered to adopt and amend a local law or ordinance establishing a demonstration program authorizing the imposition of a requirement on the owner of a particular motor vehicle who has been found liable for monetary penalties for violations, in a school speed zone within such city, of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such posted maximum speed limits through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter following entry of a final decision or decisions in response to sixteen notices of liability issued within a twelve month period to such owner with respect to such particular motor vehicle for failure of an operator thereof to comply with such posted maximum speed limits in a school speed zone within such city pursuant to such photo speed violation monitoring system demonstration program, to install and maintain an intelligent speed assistance device in accordance with the provisions of a local law or ordinance adopted pursuant to this section. Such local law or ordinance may provide for exemptions for certain categories of vehicles for which installation of an intelligent speed assistance device would not further the purposes of such demonstration program or which could otherwise impair public safety or general welfare. Provided, however, that the following shall be exempt from the demonstration program authorized pursuant to this section: (a) motor vehicles owned or leased by the state, a governmental entity, a public authority, a county, town, city, village or any other political subdivision of the state; (b) motor vehicles owned or leased by a business entity that are routinely operated by two or more of such entity's workers, provided, however, that if a business entity assigns a vehicle to a single worker, and during the period of such assignment the vehicle has been made subject to an order for installation of an intelligent speed assistance device as set forth in subdivision three of this section, such particular vehicle shall be subject to the provisions of

this section; (c) licensed vehicles as defined in section 19-502 of the administrative code of the city of New York, regulated by the New York city taxi and limousine commission; and (d) authorized emergency vehicles. For purposes of this subdivision, the term "business entity" shall mean an entity organized under the laws of the state, or authorized to do business in the state, including but not limited to, business corporations, limited liability companies, partnerships, or not-for-profit corporations, but shall not include such entities organized or authorized that do not perform a bona fide business purpose, nor entities owned by a single person or household, including but not limited to single-member limited liability companies or single shareholder corporations.

3. Determination and notification. a. Whenever the administering agency determines that an owner of a particular motor vehicle has been found liable for monetary penalties following entry of a final decision or decisions in response to sixteen notices of liability issued within a period of twelve months with respect to such particular motor vehicle for failure of an operator thereof to comply with posted maximum speed limits in a school speed zone within such city when a school speed limit is in effect as provided in paragraphs one and two of subdivision (c) of section eleven hundred eighty of this chapter or when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation-monitoring systems in accordance with article thirty of this chapter, such administering agency shall order the installation of an intelligent speed assistance device on such motor vehicle and, except as otherwise provided in paragraph (b) of subdivision two of this section, on each other motor vehicle owned by such owner during the relevant installation period. Such administering agency shall send such owner no fewer than two written notices that they are required to install and maintain a functioning intelligent speed assistance device, of a model and type as specified pursuant to a local law or ordinance adopted pursuant to this section, for the applicable installation period as provided in subdivision four of this section. Such notifications shall include: (i) a date certain by which an intelligent speed assistance device must be installed; (ii) a statement that the owner must provide the administering agency with proof of compliance within thirty days of the date the owner is ordered to install such device and instructions for how to submit such proof; (iii) a statement that the owner shall be responsible for the cost of installing, maintaining, and removing such device absent a finding of financial inability to pay, the approximate cost to the owner of installing, maintaining, and removing such device, and that such costs may be paid in installments; (iv) information advising the owner of the manner and the time in which they may contest the order to install an intelligent speed assistance device; and (v) prominent warnings that failure to install such device and failure to submit proof of such compliance could result in a violation, registration suspension, and an extension of the installation period unless the administering agency makes a finding of good cause for such failure. Such administering agency shall also offer an opportunity to each owner to formally contest an order to install an intelligent speed assistance device following the issuance of such order and prior to the date certain that such device must be installed pursuant to subdivision five of this section, and pursuant to published criteria to be considered in determining whether such order shall be upheld or withdrawn, which shall include whether such vehicles are exempt pursuant to

subdivision two of this section, provided that: (A) such opportunity shall not permit such owner to contest any notices of liability previously adjudicated to finality where such owner was found liable for monetary penalties issued pursuant to section eleven hundred eighty-b of this chapter; and (B) following a proper contestation submission, the relevant installation period shall not commence until such contestation process has fully completed and such order shall have been upheld or withdrawn.

b. Following the failure of an owner to install an intelligent speed assistance device by the date certain required to be provided to such owner pursuant to paragraph (a) of this subdivision, an additional written notification shall be sent to such owner to notify them of such failure and of the statements and warning set forth in subparagraphs (ii), (iii), (iv) and (v) of such paragraph.

4. Installation and removal. a. An owner required to install and maintain an intelligent speed assistance device pursuant to a local law or ordinance adopted pursuant to this section shall install and maintain a functioning intelligent speed assistance device in accordance with the provisions of such local law or ordinance: (i) for a period of twelve months for the first time an owner is ordered to install an intelligent speed assistance device under this subdivision; (ii) for a period of twenty-four months the second time such owner is mandated to install an intelligent speed assistance device under this subdivision within a period of ten years of completing the first term of installation; (iii) for a period of thirty-six months the third time such owner is mandated to install an intelligent speed assistance device under this subdivision within a period of fifteen years of completing the first term of installation; and (iv) for the fourth or subsequent time such owner is mandated to install an intelligent speed assistance device under this subdivision, a period of time not to conclude until such time as the administering agency approves such removal.

b. Upon the conclusion of the period in which an owner is required to install and maintain an intelligent speed assistance device, the administering agency of such city shall provide written notification authorizing the removal of such device to such owner and shall notify the commissioner in such manner and form as the commissioner may prescribe, and the commissioner shall remove any corresponding notation on each applicable registration record of such owner.

5. Monitoring of compliance and recording of condition. a. The owner of a motor vehicle required to install and maintain an intelligent speed assistance device pursuant to a local law or ordinance adopted pursuant to this section shall provide proof of installation to the administering agency of such city, in a manner provided by such local law or ordinance, within thirty days of the date certain that such device must be installed by such owner as ordered by the administering agency.

b. When the administering agency of such city imposes the condition specified in subdivision three of this section, it shall notify the commissioner in such manner and form as the commissioner may prescribe, and, if practicable, the commissioner shall note such condition on the owner's registration record of each motor vehicle subject to such condition.

c. A local law or ordinance adopted pursuant to this section shall provide for the monitoring of compliance of owners required to install and maintain an intelligent speed assistance device pursuant to a demonstration program established pursuant to this section.

6. Cost of installation and maintenance. a. The cost of installation, maintenance including repair and replacement, and removal of the intelligent speed assistance device shall be borne by the owner subject to such condition and such cost may be paid in installments at no charge to the owner. The administering agency shall offer such owners the opportunity to enter into an installment payment plan at any time. Provided, however, that when the administering agency determines such owner is financially unable to afford such cost, such cost shall be waived. An owner shall be presumptively deemed to be financially unable to afford such cost if the owner's household income is at or below two hundred percent of the federal poverty level as documented.

b. The service provider of the device shall be responsible for the installation, calibration, maintenance, and removal of such device. The service provider shall also be responsible for providing written user instructions and device guidelines to owners whose vehicles are equipped with such devices.

7. Privacy. a. A local law or ordinance adopted pursuant to this section shall include measures to protect the privacy of owners required to install and maintain intelligent speed assistance devices and to enforce such measures. Such measures shall include:

(i) encryption of information and data created, collected, recorded, or otherwise captured by intelligent speed assistance devices installed and maintained by owners including, but not limited to, personally identifiable information, geolocation data, and any data and information shared between administering agencies and the manufacturers and service providers of such devices;

(ii) de-identifying or aggregating of motor vehicle geolocation data;

(iii) restricting the information obtained by the administering agency from intelligent speed assistance devices to only that which is strictly necessary to monitor compliance by an owner required to install and maintain an intelligent speed assistance device;

(iv) creation of a framework in accordance with state law for data collection, storage, sharing, and destruction that adheres to the restrictions provided in this subdivision;

(v) methods to inform owners required to install and maintain intelligent speed assistance devices of what data is collected, how it is used, and with whom it may be shared;

(vi) oversight procedures to enforce compliance with the privacy protection measures under this subdivision and any local law or ordinance adopted pursuant to this section including but not limited to security audits to ensure consistent application and ongoing compliance of the administering agency, intelligent speed assistance device manufacturers and service providers; and

(vii) information security standards including identifying and assessing internal and external security risks, physical access controls, up-to-date anti-malware software, and documented incident response procedures.

b. Information and data created, collected, recorded, or otherwise captured by intelligent speed assistance devices shall be for the exclusive use of the city of New York for the sole purpose of monitoring compliance with the requirement of an owner to install and maintain an intelligent speed assistance device, and shall be destroyed by such city upon the completion of the term of such installation and maintenance. Notwithstanding the provisions of any other law, rule or regulation to the contrary, information and data from an intelligent speed assistance device shall not be open to the public, nor subject to civil or criminal

process or discovery, nor used by any court or administrative or adjudicatory body in any action or proceeding therein except that which is necessary for the monitoring of compliance pursuant to this section, and no public entity or employee, officer or agent thereof shall disclose such information, except that such information and data shall be available for inspection and copying and use by the motor vehicle owner for so long as such information and data are required to be maintained or are maintained by such public entity, employee, officer or agent.

c. No person, firm, association, partnership, limited liability company, corporation, manufacturer or service provider shall sell, share, transfer, publish, lease, release, or otherwise make available to any third party any personally identifiable information or any information and data created, collected, recorded, or otherwise captured by intelligent speed assistance devices installed and maintained by owners pursuant to a local law adopted pursuant to this section, and shall destroy such information and data upon the completion of the term of such installation and maintenance. For the purposes of this paragraph, "third party" shall not include an administering agency.

8. Certification and standards. a. The administering agency shall approve intelligent speed assistance devices and service providers of intelligent speed assistance devices pursuant to a local law or ordinance adopted pursuant to this section and shall publish a list of approved devices and service providers which shall be publicly available. Service providers approved by the administering agency shall be required to be qualified to install, calibrate, service, and remove approved intelligent speed assistance devices, and shall comply with the privacy requirements of subdivision seven of this section and any local law or ordinance adopted pursuant to this section.

b. After consultation with manufacturers of intelligent speed assistance devices, the administering agency shall promulgate regulations regarding standards for, and use of, intelligent speed assistance devices. Such standards shall include provisions for device calibration and shall also include, but not be limited to, requirements that the devices:

(i) have features that make circumventing or bypassing the device difficult and that do not interfere with the normal or safe operation of the motor vehicle, provided that the manual override referenced in paragraph c of subdivision one of this section shall not be considered a feature to circumvent or bypass the device;

(ii) work accurately and reliably in an unsupervised environment;

(iii) resist tampering and give evidence if tampering is attempted;

(iv) minimize inconvenience to users of the motor vehicle;

(v) operate reliably over the range of motor vehicle environments and motor vehicle manufacturing standards; and

(vi) are manufactured by a party covered by product liability insurance and liability insurance against installation and maintenance errors.

9. Circumvention of intelligent speed assistance device; installation. a. No person shall tamper with or circumvent an otherwise operable intelligent speed assistance device. A first violation of this paragraph shall be a traffic infraction punishable by a fine of not less than fifteen hundred dollars nor more than twenty-five hundred dollars and the commissioner shall suspend the registration of the motor vehicle subject to the tampered or circumvented device pursuant to paragraph (a) of subdivision four-i of section five hundred ten of this chapter for twelve months and the relevant installation period shall be extended by

six months. A subsequent violation of this paragraph shall be a traffic infraction punishable by a fine of not less than fifteen hundred dollars nor more than twenty-five hundred dollars and the commissioner shall suspend the registration of the motor vehicle subject to the tampered or circumvented device pursuant to paragraph (a) of subdivision four-i of section five hundred ten of this chapter for a period of twelve months and the relevant installation period shall be extended by twelve months.

b. No person required to install an intelligent speed assistance device pursuant to a local law or ordinance adopted pursuant to this section shall fail to install such device and provide proof of such installation to the administering agency within thirty days of the date certain that such device must be installed by such owner as ordered by the administering agency, absent a finding by the administering agency of good cause for that failure. A violation of this paragraph shall be a traffic infraction punishable by a fine of not less than fifteen hundred dollars nor more than twenty-five hundred dollars. Upon the failure by an owner to install such device and provide proof of such installation to the administering agency within forty-five days of the date certain that such device must be installed by such owner as ordered by the administering agency, absent a finding by the administering agency of good cause for that failure, the commissioner shall suspend the registration of the relevant motor vehicle pursuant to paragraph (b) of subdivision four-i of section five hundred ten of this chapter.

c. Notwithstanding the provisions of any other law, rule or regulation to the contrary, following entry of a final decision or decisions in response to three notices of liability issued to an owner of a particular motor vehicle for failure of an operator thereof to comply with posted maximum speed limits in a school speed zone within the city of New York pursuant to a photo speed violation monitoring system demonstration program in accordance with article thirty of this chapter after having failed to comply with an order to install an intelligent speed assistance device on such motor vehicle pursuant to a local law or ordinance adopted in accordance with this section by the date ordered shall constitute a traffic infraction punishable by a fine of not less than fifteen hundred dollars nor more than twenty-five hundred dollars; provided, however, that no traffic violation shall occur if any such notice of liability is issued following the expiration of the relevant installation period and authorization of the removal of the intelligent speed assistance device in accordance with subdivision four of this section. Following final adjudication of such traffic infraction the relevant installation period shall be extended by twelve months.

d. Following an order by the administering agency to a motor vehicle owner to install an intelligent speed assistance device with respect to such vehicle, the commissioner may, in their discretion, deny a registration or renewal application to any other person for the same vehicle and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the purposes of this section and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this section. Such denial shall only remain in effect until the administering agency has sent the owner written notification authorizing the removal of such intelligent speed assistance device.

10. Warning label. The local law or ordinance adopted pursuant to this section shall provide for the design of a warning label which the

manufacturer or service provider shall affix to each intelligent speed assistance device upon installation in the state. The label shall contain a warning that any person tampering or circumventing the device is guilty of a violation and may be subject to civil liability.

11. Reporting of program results. a. By July first, two thousand twenty-eight and every two years thereafter in which the demonstration program is operable, the administering agency shall submit a report to the governor, the temporary president of the senate, the speaker of the assembly, and the chairs of the senate and assembly transportation committees on the results of any demonstration program authorized by subdivision two of this section. Such report shall include at minimum and with respect to the preceding twenty-four months:

(i) the aggregate number of motor vehicle owners ordered to install an intelligent speed assistance device in accordance with subdivision three of this section, the aggregate number of such motor vehicles subject to such orders in total, and in the aggregate by county within New York state and within any other state;

(ii) the aggregate number of contestations elected by motor vehicle owners in accordance with paragraph a of subdivision three of this section and the percentage of such contestations resulting in (A) an upheld or (B) a withdrawn order;

(iii) in the aggregate, the number of motor vehicle owners authorized to remove such device, the number of motor vehicles to which such removal authorization applies, and the relevant installation period for each such device, pursuant to subdivision four of this section, which shall be anonymized;

(iv) in the aggregate, the number of motor vehicle owners for whom the cost of device installation was waived pursuant to subdivision six of this section;

(v) the list of service providers of intelligent speed assistance devices approved pursuant to subdivision eight hereof;

(vi) the aggregate number of violations for paragraphs a and b of subdivision nine of this section that were adjudicated and the results of such adjudications including breakdowns of dispositions made;

(vii) the number and amount of fines imposed, and the aggregate number of registrations suspended, for violations of paragraphs a and b of subdivision nine of this section; and

(viii) the effectiveness and adequacy of the demonstration program to determine the impact on speeding violations and prevention of crashes.

b. Such report shall also be made publicly available on the website of the New York city department of transportation.

§ 2. Paragraph 3 of subdivision (g) of section 1180-b of the vehicle and traffic law, as added by chapter 189 of the laws of 2013, is amended to read as follows:

3. The notice of liability shall contain information advising the person charged of the manner and the time in which [~~he or she~~] they may contest the liability alleged in the notice. Such notice of liability shall also contain a prominent warning to advise the person charged that failure to contest in the manner and time provided shall be deemed an admission of liability and that a default judgment may be entered thereon, and a prominent warning to advise the person charged that following entry of a final decision or decisions in response to sixteen notices of liability issued within a period of twelve months imposing monetary liability upon such person as an owner for failure of an operator thereof to comply with posted maximum speed limits in a school speed zone within such city when a school speed limit is in effect as provided in

paragraphs one and two of subdivision (c) of section eleven hundred eighty of this chapter or when other speed limits are in effect as provided in subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation-monitoring systems in accordance with article thirty of this chapter within such city, such person shall be required to install and maintain an intelligent speed assistance device on such motor vehicle owned by such person for the relevant installation period, and the approximate cost to the owner of installing, maintaining, and removing such device.

§ 3. Section 510 of the vehicle and traffic law is amended by adding a new subdivision 4-i to read as follows:

4-i. Suspension of registration for circumventing or tampering with an intelligent speed assistance device or failing to install such device. (a) Upon receipt of notification from an administering agency in the city of New York that an owner of a motor vehicle has been convicted of a subsequent violation of paragraph a of subdivision nine of section sixteen hundred forty-two-b of this chapter, the commissioner or the commissioner's agent shall suspend the registration of the motor vehicle involved in such violation for a period of twelve months. Such suspension shall take effect no less than thirty days from the date on which notice thereof is sent by the commissioner to the person whose registration or privilege is suspended.

(b) Upon receipt of certification from an administering agency in the city of New York that an owner of a motor vehicle has failed to install and provide proof of installation of an intelligent speed assistance device within forty-five days of the date by which such installation and proof are required as provided in paragraph b of subdivision nine of section sixteen hundred forty-two-b of this chapter, the commissioner or the commissioner's agent shall suspend the registration of each motor vehicle involved in such violation. Such suspension shall take effect no less than thirty days from the date on which notice thereof is sent by the commissioner to the person whose registration or privilege is suspended and shall remain in effect for a particular motor vehicle until the commissioner is notified by the administering agency as required herein that the owner has installed an intelligent speed assistance device on such particular motor vehicle and provided proof of such installation to such administering agency. Upon the compliance of such owner with an order to install an intelligent speed assistance device and to provide proof of compliance to the administering agency as required pursuant to paragraph (b) of subdivision nine of section sixteen hundred forty-two-b of this chapter, the administering agency shall forthwith certify that fact to the commissioner, in such manner and form as the commissioner may prescribe.

(c) For the purposes of this subdivision, the term "administering agency" shall have the same meaning as such term is defined in paragraph a of subdivision one of section sixteen hundred forty-two-b of this chapter.

§ 4. Subparagraphs (viii) and (ix) of paragraph 1 of subdivision (f) of section 380-j of the general business law, as amended by chapter 727 of the laws of 2023, are amended to read as follows:

(viii) information relating to a medical debt regardless of the date it was incurred; [~~or~~]

(ix) late payments of any fees or other costs associated with or related to the installation, maintenance including repair or replacement, and removal of an intelligent speed assistance device pursuant to

a local law or ordinance adopted in accordance with article thirty-nine of the vehicle and traffic law; or

(x) any other adverse information which antedates the report by more than seven years.

§ 5. Subdivision 2 of section 87 of the public officers law is amended by adding a new paragraph (w) to read as follows:

(w) is information or data, regardless of form, created, collected, recorded, or otherwise captured by an intelligent speed assistance device installed and maintained pursuant to the authority of section sixteen hundred forty-two-b of the vehicle and traffic law.

§ 6. The selection of approved service providers and the purchase or lease of any approved devices by an administering agency for a demonstration program established pursuant to section 1642-b of the vehicle and traffic law, as added by section one of this act, shall be subject to the provisions of section 103 of the general municipal law. For the purposes of this section, the term "administering agency" shall have the same meaning as such term is defined in paragraph a of subdivision one of section 1642-b of the vehicle and traffic law.

§ 7. This act shall take effect one year after it shall have become a law and shall apply to violations committed on and after such date; provided, however, that sections one, three, four, five and six of this act shall expire and be deemed repealed July 1, 2032; provided, further, that the amendments to paragraph 3 of subdivision (g) of section 1180-b of the vehicle and traffic law made by section two of this act shall not affect the expiration and repeal of such section and shall be deemed repealed therewith; provided, further, that any such local law as may be enacted pursuant to section one of this act shall remain in full force and effect only until July 1, 2032. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

PART E

Section 1. Section 3 of part FF of chapter 55 of the laws of 2017, relating to motor vehicles equipped with autonomous vehicle technology, as amended by section 1 of part J of chapter 58 of the laws of 2024, is amended to read as follows:

§ 3. This act shall take effect April 1, 2017; provided, however, that section one of this act shall expire and be deemed repealed April 1, [~~2026~~] **2028**.

§ 2. This act shall take effect immediately.

PART F

Intentionally Omitted

PART G

Section 1. Paragraph 1 of subdivision (a) of section 1180-e of the vehicle and traffic law, as amended by section 1 of part Q of chapter 58 of the laws of 2025, is amended to read as follows:

1. Notwithstanding any other provision of law, the commissioner of transportation is hereby authorized to establish a demonstration program imposing monetary liability on the owner of a vehicle for failure of an

operator thereof to comply with posted maximum speed limits in a highway construction or maintenance work area located on a [~~controlled-access~~] highway (i) when highway construction or maintenance work is occurring and a work area speed limit is in effect as provided in paragraph two of subdivision (d) or subdivision (f) of section eleven hundred eighty of this article or (ii) when highway construction or maintenance work is occurring and other speed limits are in effect as provided in subdivision (b) or (g) or paragraph one of subdivision (d) of section eleven hundred eighty of this article. Such demonstration program shall empower the commissioner to install photo speed violation monitoring systems within no more than forty highway construction or maintenance work areas located on [~~controlled-access~~] highways and to operate such systems within such work areas (iii) when highway construction or maintenance work is occurring and a work area speed limit is in effect as provided in paragraph two of subdivision (d) or subdivision (f) of section eleven hundred eighty of this article or (iv) when highway construction or maintenance work is occurring and other speed limits are in effect as provided in subdivision (b) or (g) or paragraph one of subdivision (d) of section eleven hundred eighty of this article. The commissioner, in consultation with the superintendent of the division of state police, shall determine the location of the highway construction or maintenance work areas located on a [~~controlled-access~~] highway in which to install and operate photo speed violation monitoring systems. In selecting a highway construction or maintenance work area in which to install and operate a photo speed violation monitoring system, the commissioner shall consider criteria including, but not limited to, the speed data, crash history, and roadway geometry applicable to such highway construction or maintenance work area. A photo speed violation monitoring system shall not be installed or operated on a [~~controlled-access~~] highway exit ramp.

§ 2. Subdivision (b) of section 1180-e of the vehicle and traffic law, as amended by section 2 of part Q of chapter 58 of the laws of 2025, is amended to read as follows:

(b) If the commissioner or chair of the thruway authority, Triborough bridge and tunnel authority, or bridge authority establishes a demonstration program pursuant to subdivision (a) of this section, the owner of a vehicle shall be liable for a penalty imposed pursuant to this section if such vehicle was used or operated with the permission of the owner, express or implied, within a highway construction or maintenance work area located on a [~~controlled-access~~] highway, the thruway, Triborough bridge and tunnel authority facilities or bridge authority facilities, as applicable in violation of paragraph two of subdivision (d) or subdivision (f), or when other speed limits are in effect in violation of subdivision (b) or (g) or paragraph one of subdivision (d), of section eleven hundred eighty of this article, such vehicle was traveling at a speed of more than ten miles per hour above the posted speed limit in effect within such highway construction or maintenance work area, and such violation is evidenced by information obtained from a photo speed violation monitoring system; provided however that no owner of a vehicle shall be liable for a penalty imposed pursuant to this section where the operator of such vehicle has been convicted of the underlying violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article.

§ 3. Paragraphs 5 and 9 of subdivision (c) of section 1180-e of the vehicle and traffic law, as amended by section 2 of part Q of chapter 58 of the laws of 2025, are amended to read as follows:

5. [~~"controlled-access highway"~~] **"highway"** shall mean a [~~controlled-access~~] highway as defined by section one hundred [~~nine~~] **eighteen** of this chapter under the commissioner's jurisdiction [~~which has been functionally classified by the department of transportation as principal arterial - interstate or principal arterial - other freeway/expressway on official functional classification maps approved by the federal highway administration pursuant to part 470.105 of title 23 of the code of federal regulations, as amended from time to time~~];

9. "photo speed violation monitoring system" shall mean a vehicle sensor installed to work in conjunction with a speed measuring device which automatically produces two or more photographs, two or more microphotographs, a videotape or other recorded images of each vehicle at the time it is used or operated in a highway construction or maintenance work area located on a [~~controlled-access~~] highway, the thruway, Triborough bridge and tunnel authority facility or bridge authority facility in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this article in accordance with the provisions of this section;

§ 4. Paragraphs 2, 4, and 6 of subdivision (m) of section 1180-e of the vehicle and traffic law, as amended by section 2 of part Q of chapter 58 of the laws of 2025, are amended to read as follows:

2. the aggregate number, type and severity of crashes, fatalities, injuries and property damage reported within all highway construction or maintenance work areas on [~~controlled-access~~] highways, the thruway, Triborough bridge and tunnel authority facilities or bridge authority facilities, as applicable, to the extent the information is maintained by the commissioner, the chair of the thruway authority, Triborough bridge and tunnel authority, or bridge authority, or the department of motor vehicles of this state;

4. the number of violations recorded within all highway construction or maintenance work areas on [~~controlled-access~~] highways, the thruway, Triborough bridge and tunnel authority facilities or bridge authority facilities, in the aggregate on a daily, weekly and monthly basis to the extent the information is maintained by the commissioner, the chair of the thruway authority, Triborough bridge and tunnel authority, or bridge authority, or the department of motor vehicles of this state;

6. to the extent the information is maintained by the commissioner, the chair of the thruway authority, Triborough bridge and tunnel authority, or bridge authority, or the department of motor vehicles of this state, the number of violations recorded within all highway construction or maintenance work areas on [~~controlled-access~~] highways, the thruway, Triborough bridge and tunnel authority facilities or bridge authority facilities, that were:

(i) more than ten but not more than twenty miles per hour over the posted speed limit;

(ii) more than twenty but not more than thirty miles per hour over the posted speed limit;

(iii) more than thirty but not more than forty miles per hour over the posted speed limit; and

(iv) more than forty miles per hour over the posted speed limit;

§ 5. This act shall take effect immediately; provided, however, that the amendments to section 1180-e of the vehicle and traffic law made by sections one, two, three and four of this act shall not affect the repeal of such section and shall expire and be deemed repealed therewith.

PART H

Section 1. Section 3 of part PP of chapter 54 of the laws of 2016 amending the public authorities law and the general municipal law relating to the New York transit authority and the metropolitan transportation authority, as amended by section 1 of part I of chapter 58 of the laws of 2025, is amended to read as follows:

§ 3. This act shall take effect immediately; provided that the amendments to subdivision 1 of section 119-r of the general municipal law made by section two of this act shall expire and be deemed repealed April 1, [~~2026~~] 2027, and provided further that such repeal shall not affect the validity or duration of any contract entered into before that date pursuant to paragraph f of such subdivision.

§ 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026.

PART I

Section 1. Definitions. Whenever used in this act, the following terms shall have the following meanings:

1. "Authority" shall mean the metropolitan transportation authority created by section twelve hundred sixty-three of the public authorities law.

2. "125 Street Subway Extension project" shall mean a project within the metropolitan commuter transportation district to be undertaken by the Authority to extend subway service westward from the northern terminus of the Second Avenue Subway Phase Two Project to the west side of Manhattan. Such project includes construction of a subterranean tunnel running from 125 Street and Lenox Avenue west along 125 Street past Broadway, and the construction of additional stations, and any ancillary facilities, connecting with north and south subway lines.

3. "Subterranean Tunnel Component" shall mean the component of the 125 Street Subway Extension Project consisting of construction of a subterranean tunnel running from 125 Street and Lenox Avenue west along 125 Street past Broadway.

4. "Metropolitan commuter transportation district" shall mean the commuter transportation district created by section twelve hundred sixty-two of the public authorities law.

5. "Second Avenue Subway Phase Two Project" shall mean a project within the metropolitan commuter transportation district, commenced by the Authority as of the effective date of this chapter, to extend the Q line subway into Harlem through construction of two new stations on Second Avenue at 106 and 116 streets and extending Q line subway service to a third new station at 125 Street and Lexington Avenue that will connect to the 4, 5, and 6 subway lines and Metro-North railroad.

§ 2. The Authority shall conduct the applicable environmental review of the Subterranean Tunnel Component in accordance with the provisions of article eight of the environmental conservation law, provided that such environmental review shall not be required to be conducted concurrent with, or inclusive of, the environmental review specified in section three of this act.

§ 3. The Authority shall conduct the applicable environmental review of all other components of the 125 Street Subway Extension project, including construction of the stations and any ancillary facilities, in accordance with the provisions of article eight of the environmental conservation law; provided that such environmental review shall not be

required to be conducted concurrent with, or inclusive of, the environmental review specified in section two of this act.

§ 4. (1) The Authority shall not approve, permit, acquire real property pursuant to the eminent domain procedure law, or undertake any discretionary action required to construct the Subterranean Tunnel Component described in section two of this act, and no agency, as defined in section 8-0105 of the environmental conservation law, shall permit or authorize any activity relating to construction of the Subterranean Tunnel Component, until the Authority has completed the applicable environmental review required pursuant to section two of this act.

(2) The Authority shall not approve, permit, acquire real property pursuant to the eminent domain procedure law, or undertake any discretionary action required to construct the other components of the 125 Street Subway Extension project described in section three of this act, and no agency, as defined in section 8-0105 of the environmental conservation law, shall permit or authorize any activity relating to construction of the other components of the 125 Street Subway Extension project, until the Authority has completed the applicable environmental review required pursuant to section three of this act.

(3) The preparation of a design or designs shall not be deemed to have prejudiced any decision-making pursuant to article eight of the environmental conservation law.

§ 5. This act shall take effect immediately.

PART J

Section 1. Article 21-AA of the agriculture and markets law is amended by adding a new section 258-aa to read as follows:

§ 258-aa. Dairy promotion act. 1. Declaration of policy. It is hereby declared that the dairy industry is a paramount agricultural industry of this state, and is an industry affecting the health and welfare of the inhabitants of the state; that the continued existence of the dairy industry and the continued production of milk on the farms of this state is of vast economic importance to the state and to the health and welfare of the inhabitants thereof; that it is essential, in order to assure such continued production of milk and its handling and distribution, that prices to producers be such as to return reasonable costs of production, and at the same time assure an adequate supply of milk and dairy products to consumers at reasonable prices; and to these ends it is essential that consumers and others be adequately informed as to the dietary needs and advantages of milk and dairy products and as to the economies resulting from the use of milk and dairy products, and to command for milk and dairy products, consumer attention and demand consistent with their importance and value. It is further declared that continued decline in the consumption of fluid milk and some other dairy products will jeopardize the production of adequate supplies of milk and dairy products because of increasing surpluses necessarily returning less to producers; and that continued adequate supplies of milk and dairy products is a matter of vital concern as affecting the health and general welfare of the people of this state. It is therefore declared to be the legislative intent and policy of the state:

(a) To enable milk producers and others in the dairy industry, with the aid of the state, to more effectively promote the consumption of milk and dairy products;

(b) To provide methods and means for the development of new and improved dairy products, and to promote their use; and

(c) To this end, eliminate the possible impairment of the purchasing power of the milk producers of this state and to assure an adequate supply of milk for consumers at reasonable prices.

2. Definitions. As used in this section the following terms shall have the following meanings:

(a) "Dairy products" means milk and products derived therefrom, and products of which milk or a portion thereof is a significant part.

(b) "Producer" means any person in this state who is engaged in the production of milk or who causes milk to be produced for any market in this or any other state.

(c) "Advisory board" means the persons appointed by the commissioner from nominations from producers as herein defined to assist the commissioner in administering a dairy promotion order.

(d) "Milk dealer" means any person who purchases or handles or receives or sells milk, including individuals, partnerships, corporations, cooperative associations, and unincorporated cooperative associations.

(e) "Dairy promotion order" means an order issued by the commissioner, pursuant to the provisions of this section.

(f) "Cooperative" means an association or federation or cooperative of milk producers organized under the laws of New York state, or any other state, having agreements with their producer members to market, bargain for or sell the milk of such producers, and is actually performing one or more of these services in the marketing of the milk produced by their members, through the cooperative or through a federation of milk cooperatives in which the cooperative has membership.

3. Powers and duties of the commissioner. (a) The commissioner shall administer and enforce the provisions of this section and shall have and may exercise any or all the administrative powers conferred upon the head of a department. In order to effectuate the declared policy of this section the commissioner may, after due notice and hearing, make and issue a dairy promotion order, or orders.

(b) Such order or orders shall be issued and amended or terminated in accordance with the following procedures:

(i) Before any such order may become effective it shall be approved by fifty-one per centum of the producers of milk voting in the referendum for the area to be regulated by such order. Such referendum shall not constitute valid approval unless fifty-one per centum of all milk producers for the area to be regulated vote in the referendum.

(ii) Producers may vote by individual ballot or through their cooperatives in accordance with the following procedures:

(1) Cooperatives may submit written approval of such order within a period of one hundred twenty days after the commissioner has announced a referendum on a proposed order, for such producers who are listed and certified to the commissioner as members of such cooperative, provided, however, that any cooperative before submitting such written approval shall give at least sixty days prior written notice to each producer who is its member, of the intention of the cooperative to approve such proposed order, and further provide that if such cooperative does not intend to approve such proposed order, it shall likewise give written notice of at least sixty days to each such producer who is its member, of its intention not to approve of such proposed order.

(2) Any producer may obtain a ballot from the commissioner so that they may register their own approval or disapproval of the proposed order.

(3) A producer who is a member of a cooperative which has notified such producer of its intent to approve or not to approve of a proposed order, and who obtains a ballot and with such ballot expresses the producer's approval or disapproval of the proposed order, shall notify the commissioner as to the name of the cooperative of which the producer is a member, and the commissioner shall remove such producer's name from the list certified by such cooperative.

(4) In order to ensure that all milk producers are informed regarding a proposed order, the commissioner shall notify all milk producers that an order is being considered, and that each producer may register the producer's approval or disapproval with the commissioner either directly or through the producer's cooperative.

(5) The commissioner may appoint a referendum advisory committee to assist and advise the commissioner in the conduct of the referendum. Such committee shall review referendum procedures and the tabulation of results and shall advise the commissioner of its findings. The final certification of the referendum results shall be made by the commissioner. The committee shall consist of not less than three members, none of whom shall be persons directly affected by the promotion order being voted upon. Two members shall be representatives of general farm organizations which are not directly affected by the order being voted upon. The members of the committee shall not receive a salary but shall be entitled to actual and reasonable expenses incurred in the performance of their duties.

(6) The commissioner may, and upon written petition of not less than ten per centum of the producers in the area, either as individuals or through cooperative representation shall, call a hearing to amend or terminate such order, and any such amendment or termination shall be effective only upon approval of fifty-one per centum of the producers of milk for the area regulated participating in a referendum vote as provided pursuant to this paragraph.

(c) The commissioner shall administer and enforce any such dairy promotion order while it is in effect, for the purpose of:

(i) Encouraging the consumption of milk and dairy products by acquainting consumers and others with the advantages and economy of using more of such products.

(ii) Protecting the health and welfare of consumers by assuring an adequate supply of milk and dairy products.

(iii) Providing for research programs designed to develop new and improved dairy products.

(iv) Providing for research programs designed to acquaint consumers and the public generally with the effects of the use of milk and dairy products on the health of such consumers.

(d) Carrying out, in other ways, the declared policy and intent of this section.

4. Provisions of dairy promotion orders. Any dairy promotion order or orders may contain, among others, any or all of the following:

(a) Provision for levying an assessment against all producers subject to the regulation for the purpose of carrying out the provisions of such order and to pay the cost of administering and enforcing such order. In order to collect any such assessments, provision shall be made for each milk dealer who receives milk from producers to deduct the amount of assessment from moneys otherwise due to producers for the milk so delivered. The rate of such assessment shall not exceed two per cent per hundredweight of the gross value of the producer's milk, and there may be credited against any such assessment the amounts per hundredweight

otherwise paid by any producer covered by the order by voluntary contribution or otherwise pursuant to any other federal or state milk market order for any similar research promotion or program. Notwithstanding the provisions of paragraph (b) of subdivision three of this section, the commissioner, upon written petition of no less than twenty-five per cent of producers in the area, either as individuals or through cooperative representation, may call a hearing for the sole purpose of establishing a new rate of assessment hereunder and may submit a proposed change in the rate of assessment to the producers for acceptance or rejection without otherwise affecting the order. The producers in the area may vote on the proposed rate either as individuals or through cooperative representation. Notwithstanding the foregoing provisions of this paragraph and of paragraph (b) of subdivision three of this section, or the provisions of any order promulgated pursuant to this section, the rate of assessment, for any period during which a dairy products promotion and research order established pursuant to the federal dairy and tobacco adjustment act of 1983 is in effect, shall not be less than an amount equal to the maximum credit which producers participating in this state's dairy products promotion or nutrition education programs may receive pursuant to subdivision (g) of section 113 of such federal act.

(b) Provision for payments to organizations engaged in campaigns by advertisements or otherwise, including participation in similar regional or national plans or campaigns to promote the increased consumption of milk and dairy products, to acquaint the public with the dietary advantages of milk and dairy products and with the economy of their inclusion in the diet and to command, for milk and dairy products, consumer attention consistent with their importance and value.

(c) Provision for payments to institutions or organizations engaged in research leading to the development of new or improved dairy products or research with respect to the value of milk and dairy products in the human diet.

(d) Provision for requiring records to be kept and reports to be filed by milk dealers with respect to milk received from producers and with respect to assessments on the milk of such producers.

(e) Provision for the auditing of the records of such milk dealers for the purpose of verifying payment of producer assessments.

(f) Provision for an advisory board as hereinafter indicated.

(g) Such other provisions as may be necessary to effectuate the declared policies of this section.

5. Matters to be considered. In carrying out the provisions of this section and particularly in determining whether or not a dairy promotion order shall be issued, the commissioner shall take into consideration, among others, facts available to them with respect to the following:

(a) The total production of milk in the area and the proportion of such milk being utilized in fluid form and in other products;

(b) The prices being received for milk by producers in the area;

(c) The level of consumption per capita for fluid milk and of other dairy products;

(d) The purchasing power of consumers; and

(e) Other products which compete with milk and dairy products and prices of such products.

6. Interstate orders for compacts. The commissioner is authorized to confer and cooperate with the legally constituted authorities of other states and of the United States with respect to the issuance and operation of joint and concurrent dairy promotion orders or other activities

tending to carry out the declared intent of this section. The commissioner may join with such other authorities in conducting joint investigations, holding joint hearings, and issuing joint or concurrent order or orders complementary to those of the federal government and shall have the authority to employ or designate a joint agent or joint agencies to carry out and enforce such joint, concurrent, or supplementary orders.

7. Prior assessments. Prior to the effective date of any dairy promotion order as provided in this section, the commissioner may require that cooperatives which have petitioned for such an order and who have approved of the issuance of such an order, to deposit with the commissioner such amounts as the commissioner may deem necessary to defray the expense of administering and enforcing such order until such time as the assessments as herein before provided are adequate for that purpose. Such funds shall be received, deposited, and disbursed by the commissioner in the same manner as other funds received pursuant to this section and the commissioner shall reimburse those who paid these prior assessments from other funds received pursuant to this section.

8. Status of funds. Any moneys collected under any market order issued pursuant to this section shall not be deemed to be state funds and shall be deposited in a bank or other depository in this state, approved by the commissioner and the state comptroller, allocated to each dairy promotion order under which they were collected, and shall be disbursed by the commissioner only for the necessary expenses incurred by the commissioner with respect to each separate order, all in accordance with the rules and regulations of the commissioner. All such expenses shall be audited by the state comptroller at least annually and within thirty days after the completion thereof the state comptroller shall give a copy thereof to the commissioner. Any moneys remaining in such fund allocable to a particular order, after the termination of such order and not required by the commissioner to defray the expenses of operating such order, may in the discretion of the commissioner be refunded on a pro-rata basis to all persons from whom assessments therefor were collected; provided, however, that if the commissioner finds that the amounts so refundable are so small as to make impracticable the computation and refunding of such moneys, the commissioner may use such moneys to defray the expenses incurred by them in the promulgation, issuance, administration or enforcement of any other similar dairy promotion order or in the absence of any other such dairy promotion order, the commissioner may pay such moneys to any organization or institution as provided in paragraph (b) or (c) of subdivision four of this section.

9. Budget. The commissioner shall prepare a budget for the administration and operating costs and expenses including advertising and sales promotion when required in any dairy promotion order executed hereunder and to provide for the collection of such necessary fees or assessments to defray costs and expenses, in no case to exceed two percent per hundredweight of the gross value of milk marketed by producers in the area covered by the order.

10. Advisory board. (a) Any dairy promotion order issued pursuant to this section shall provide for the establishment of an advisory board to advise and assist the commissioner in the administration of such order. This board shall consist of not less than five members and shall be appointed by the commissioner from nominations submitted by producers marketing milk in the area to which the order applies. Nominating procedure, qualification, representation, and size of the advisory board shall be prescribed in the order for which such board was appointed.

(b) No member of an advisory board shall receive a salary but shall be entitled to reimbursement of the member's actual and reasonable expenses incurred while performing such member's duties as authorized herein.

(c) The duties and responsibilities of the advisory board shall be prescribed by the commissioner, and the commissioner may specifically delegate to the advisory board, by inclusion in the dairy promotion order, all or any of the following duties and responsibilities:

(i) The recommendation to the commissioner of administrative rules and regulations relating to the order.

(ii) Recommending to the commissioner such amendments to the order as seems advisable.

(iii) The preparation and submission to the commissioner of an estimated budget required for the proper operation of the order.

(iv) Recommending to the commissioner methods for assessing producers and methods for collecting the necessary funds.

(v) Assisting the commissioner in the collection and assembly of information and data necessary for the proper administration of the order.

(vi) The performance of such other duties in connection with the order as the commissioner shall designate.

11. Rules and regulations enforcement. (a) The commissioner may, with the advice and assistance of the advisory board, make and issue such rules and regulations as may be necessary to effectuate the provisions and intent of this section and to enforce the provisions of any dairy promotion order, all of which shall have the force and effect of law.

(b) The commissioner may institute such action at law or in equity as may appear necessary to enforce compliance with any provision of this section, or any rule or regulation, or dairy promotion order committed to the commissioner's administration, and in addition to any other remedy under article three of this chapter or otherwise, may apply for relief by injunction if necessary to protect the public interest without being compelled to allege or prove that an adequate remedy at law does not exist. Such application shall be made to the supreme court in any district or county provided in the civil practice law or rules, or to the supreme court in the third judicial district.

§ 2. The agriculture and markets law is amended by adding a new article 25 to read as follows:

ARTICLE 25

MARKETING OF AGRICULTURAL PRODUCTS

Section 291. Legislative declaration.

292. Definitions.

293. Powers and duties of the commissioner.

294. Rules and regulations; enforcement.

§ 291. Legislative declaration. It is hereby declared that the marketing of agricultural commodities and aquatic products in this state, in excess of reasonable and normal market demands therefor; disorderly marketing of such commodities; improper preparation for market and lack of uniform grading and classification of agricultural commodities and aquatic products; unfair methods of competition in the marketing of such commodities and the inability of individual producers to develop new and larger markets for agricultural commodities and aquatic products, result in an unreasonable and unnecessary economic waste of the agricultural wealth of this state. Such conditions and the accompanying waste jeopardize the future continued production of adequate food supplies for the people of this and other states. These conditions vitally concern the

health, safety, and general welfare of the people of this state. It is therefore declared the legislative purpose and the policy of this state:

1. To enable agricultural producers and aquatic producers of this state, with the aid of the state, more effectively to correlate the marketing of their agricultural commodities and aquatic products with market demands therefor.

2. To establish orderly, efficient, and equitable marketing of agricultural commodities and aquatic products.

3. To provide for uniform grading and proper preparation of agricultural commodities and aquatic products for market.

4. To provide methods and means for the development of new and larger markets for agricultural commodities and aquatic products produced in New York.

5. To eliminate or reduce the economic waste in the marketing of agricultural commodities and aquatic products.

6. To eliminate unjust impairment of the purchasing power of aquatic producers and the agricultural producers of this state.

7. To aid agricultural and aquatic producers in maintaining an income at an adequate and equitable level.

§ 292. Definitions. For the purposes of this article, the following terms shall have the following meanings:

1. "Agricultural commodity" means any and all agricultural, horticultural, vineyard products, corn for grain, oats, soybeans, barley, wheat, poultry or poultry products, bees, maple sap and pure maple products produced therefrom, Christmas trees, livestock, including swine, and honey, sold in the state either in their natural state or as processed by the producer thereof but does not include milk, timber or timber products, other than Christmas trees, all hay, rye and legumes except for soybeans.

2. "Aquaculture" means the culture, cultivation and harvest of aquatic plants and animals.

3. "Aquatic products" means any food or fiber products obtained through the practice of aquaculture, including mariculture; or by harvest from the sea when such products are cultured or landed in New York state. Such products include but are not limited to fish, shellfish, seaweed, or other water-based plant life.

4. "Producer" means any person engaged within this state in the business of producing, or causing to be produced for any market, any agricultural commodity or aquatic product.

5. "Handler" means any person engaged in the operation of packing, grading, selling, offering for sale, or marketing any marketable agricultural commodities or aquatic products, who as owner, agent or otherwise ships or causes an agricultural commodity to be shipped.

6. "Processor" means any person engaged within this state in processing, or in the operation of receiving, grading, packing, canning, freezing, dehydrating, fermenting, distilling, extracting, preserving, grinding, crushing, or in any other way preserving or changing the form of an agricultural product or aquatic product for the purpose of marketing such commodity but shall not include a person engaged in manufacturing from an agricultural commodity or aquatic product another and different product.

7. "Distributor" means any person engaged within this state, in selling, offering for sale, marketing or distributing an agricultural commodity or aquatic product which they have purchased or acquired from a producer or other person or which they are marketing on behalf of a producer or other person, whether as owner, agent, employee, broker or

otherwise, but shall not include a retailer, except such retailer who purchases or acquires from, or handles on behalf of any producer or other person, an agricultural commodity or aquatic product subject to regulation by the marketing agreement or order covering such commodity.

8. "Marketing agreement" means an agreement entered into, with the approval of the commissioner, by producers with distributors, processors and handlers regulating the preparation, sale and handling of agricultural commodities or aquatic products.

9. "Marketing order" means an order issued by the commissioner pursuant to this article, prescribing rules and regulations governing the marketing for processing, the distributing, the sale of, or the handling in any manner of any agricultural commodity or aquatic product sold in this state during any specified period or periods.

§ 293. Powers and duties of the commissioner. 1. In order to effectuate the declared policy of this article, the commissioner may, after due notice and opportunity for hearing, approve marketing agreements, which marketing agreements shall thereupon be binding upon the signatories thereto exclusively.

2. The commissioner may make and issue marketing orders, after due notice and opportunity for hearing, subject to:

(a) Approval of not less than sixty-six and two-thirds per centum of the producers participating in a referendum in the area affected, or

(b) Approval of not less than sixty-five per centum of the producers participating in a referendum vote, in the area affected, and having marketed not less than fifty-one per centum of the total quantity of the commodity which was marketed in the next preceding marketing season by all producers that voted in the referendum, or

(c) Approval of not less than fifty-one per centum of the producers participating in a referendum vote, in the area affected, and having marketed not less than sixty-five per centum of the total quantity of the commodity which was marketed in the next preceding marketing season by all producers that voted in the referendum.

3. The commissioner may and upon written petition duly signed by twenty-five per centum of the producers in the area shall, amend or terminate such order after due notice and opportunity for hearing, but subject to the approval of not less than fifty per centum of such producers participating in a referendum vote.

4. The commissioner shall administer and enforce any marketing order, while it is in effect, to:

(a) Encourage and maintain stable prices received by producers for such agricultural commodity and aquatic product at a level which is consistent with the provisions and aims of this article.

(b) Prevent the unreasonable or unnecessary waste of land or water-based wealth.

(c) Protect the interests of consumers of such commodity, by exercising the powers of this article to such extent as is necessary to effectuate the purposes of this article.

(d) Prepare a budget for the administration and operating costs and expenses including advertising and sales promotion when required in any marketing agreement or order executed hereunder and to provide for the collection of such necessary fees to defray such costs and expenses, in no case to exceed five percent of the gross dollar volume of sales or dollar volume of purchases or amounts handled, to be collected from each person engaged in the production, processing, distributing or the handling of any marketable agricultural commodity and aquatic product

produced or landed in this state and directly affected by any marketing order issued pursuant to this article for such commodity.

(e) Confer and cooperate with the legally constituted authorities of other states and the United States.

5. Any marketing agreement or order issued by the commissioner pursuant to this article may contain any or all of the following:

(a) Provisions for determining the existence and extent of the surplus of any agricultural commodity, or of any grade, size, or quality thereof, and providing for the regulation and disposition of such surplus.

(b) Provisions for limiting the total quantity of any agricultural product, or of any grade or grades, size or sizes, or quality or portions or combinations thereof, which may be marketed during any specified period or periods. Such total quantity of any such commodity so regulated shall not be less than the quantity which the commissioner shall find is reasonably necessary to supply the market demand of consumers for such commodity.

(c) Provisions regulating the period, or periods, during which any agricultural commodity, or any grade or grades, size or sizes or quality or portions or combinations of such commodity, may be marketed.

(d) Provisions for the establishment of uniform grading, standards, and inspection of any agricultural commodity delivered by producers or other persons to handlers, processors, distributors or others engaging in the handling thereof, and for the establishment of grading or standards of quality, condition, size, maturity or pack for any agricultural commodity, and the inspection and grading of such commodity in accordance with such grading or standards so established; and for provisions that no producer, handler, processor or distributor of any agricultural commodity for which grading or standards are so established may, except as otherwise provided in such marketing agreement or order, sell, offer for sale, process, distribute or otherwise handle any such commodity whether produced within or without this state, not meeting and complying with such established grading or standards. For the purposes of this article, the federal-state inspection service shall perform all inspections made necessary by such provisions.

(e) Provisions for the establishment of research programs designed to benefit a specified commodity or New York agriculture in general.

(f) Such other provisions as may be necessary to effectuate the declared policies of this article.

(g) Provisions to establish marketing promotion and research programs for aquatic products which may include paragraphs (a) through (f) of this subdivision.

6. The commissioner may temporarily suspend the operation of an effective marketing order for a continuing period of no longer than one growing and marketing season, if the purposes of this article are deemed unnecessary during such season.

7. In carrying out the purposes of this article, the commissioner shall take into consideration any and all facts available to them with respect to the following economic factors:

(a) The quantity of such agricultural commodity available for distribution.

(b) The quantity of such agricultural commodity normally required by consumers.

(c) The cost of producing such agricultural commodity.

(d) The purchasing power of consumers.

(e) The level of prices of commodities, services, and articles which the farmers commonly buy.

(f) The level of prices of other commodities which compete with or are utilized as substitutes for such agricultural commodity.

8. The execution of such marketing agreements shall in no manner affect the issuance, administration or enforcement of any marketing order provided for in this article. The commissioner may issue such marketing order without executing a marketing agreement or may execute a marketing agreement without issuing a marketing order covering the same commodity. The commissioner, in their discretion, may hold a concurrent hearing upon a proposed marketing agreement and a proposed marketing order in the manner provided for giving due notice and opportunity for hearing for a marketing order as provided in this article.

9. Prior to the issuance, amendment or termination of any marketing order, the commissioner may require the applicants for such issuance, amendment, or termination to deposit with them such amount as they may deem necessary to defray the expenses of preparing and making effective amending or terminating a marketing order. Such funds shall be received, deposited, and disbursed by the commissioner in the same manner as other fees received by the commissioner under this article and, in the event the application for adoption, amendment or termination of a marketing order is approved in a referendum, the commissioner shall reimburse any such applicant in the amount of any such deposit from any unexpended monies collected under the marketing order affected by such referendum.

10. Any moneys collected by the commissioner pursuant to this article shall not be deemed state funds and shall be deposited in a bank or other depository in this state, approved by the commissioner, allocated to each marketing order under which they are collected, and shall be disbursed by the commissioner only for the necessary expenses incurred by the commissioner with respect to each such separate marketing order, all in accordance with the rules and regulations of the commissioner. All such expenditures shall be audited by the state comptroller at least annually and within thirty days after the completion thereof the state comptroller shall give a copy thereof to the commissioner. Any moneys remaining in such fund allocable to any particular commodity affected by a marketing order may, in the discretion of the commissioner, be refunded at the close of any marketing season upon a pro-rata basis to all persons from whom assessments therefor were collected or, whenever the commissioner finds that such moneys may be necessary to defray the cost of operating such marketing order in a succeeding marketing season, they may carry over all or any portion of such moneys into the next such succeeding season. Upon the termination by the commissioner of any marketing order, all moneys remaining and not required by the commissioner to defray the expenses of operating such marketing order, shall be refunded by the commissioner upon a pro-rata basis to all persons from whom assessments therefor were collected; provided, however, that if the commissioner finds that the amounts so refundable are so small as to make impracticable the computation and refunding of such refunds, the commissioner may use such moneys to defray the expenses incurred by the commissioner in the formulation, issuance, administration or enforcement of any subsequent marketing order for such commodity.

11. Advisory board. (a) Any marketing order issued pursuant to this article shall provide for the establishment of an advisory board, to consist of not less than five members nor more than nine members, to advise the commissioner in the administration of such marketing order in accordance with its terms and provisions. The members of such board shall be appointed by the commissioner from nominations received from the commodity group for which the marketing order is established. Nomi-

nating procedure, qualification, representation, and size of the advisory board shall be prescribed in each marketing order for which such board is appointed. Each advisory board shall be composed of such producers and handlers or processors as are directly affected by the marketing order in such proportion of representation as the order shall prescribe. The commissioner may appoint one person who is neither a producer nor processor nor other handler to represent the department of agriculture and markets or the public generally.

(b) No member of an advisory board shall receive a salary, but each shall be entitled to reimbursement for the member's actual expenses incurred while engaged in performing the member's duties herein authorized.

(c) The duties and responsibilities of each advisory board shall be prescribed by the commissioner, and they may specifically delegate to the advisory board, by inclusion in the marketing order, all or any of the following duties and responsibilities:

(i) The recommendation to the commissioner of administrative rules and regulations relating to the marketing order.

(ii) Recommending to the commissioner such amendments to the marketing order as seem advisable.

(iii) The preparation and submission to the commissioner of the estimated budget required or the proper operation of the marketing order.

(iv) Recommending to the commissioner methods for assessing members of the industry and methods for collecting the necessary funds.

(v) Assisting the commissioner in the collection and assembling of information and data necessary to the proper administration of the order.

(vi) The performance of such other duties in connection with the marketing order as the commissioner shall designate.

§ 294. Rules and regulations; enforcement. 1. The commissioner may make and promulgate such rules and regulations as may be necessary to effectuate the provisions and intent of this article and to enforce the provision of any marketing agreement or order, all of which shall have the force and effect of law.

2. The commissioner may institute such action at law or in equity as may appear necessary to enforce compliance with any provision of this article, or any rule or regulation, marketing agreement or order, committed to the commissioner's administration, and in addition to any other remedy under article three of this chapter or otherwise may apply for relief by injunction if necessary to protect the public interest without being compelled to allege or prove that an adequate remedy at law does not exist. Such application may be made to the supreme court in any district or county as provided in the civil practice law and rules, or to the supreme court in the third judicial district.

§ 3. Sections 16-x, 16-y and 16-z of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, are REPEALED.

§ 4. Notwithstanding the repeal of sections 16-x, 16-y and 16-z of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act pursuant to section three of this act the marketing orders, and the regulatory provisions relating thereto, set forth under parts 40, 200, 201, 203, 204 and 205 of title 1 of the New York codes, rules and regulations, shall remain in full force and effect.

§ 5. Notwithstanding the repeal of sections 16-x, 16-y and 16-z of section 1 of chapter 174 of the laws of 1968, constituting the New York

state urban development corporation act pursuant to section three of this act, all contracts entered into pursuant to such repealed sections shall continue in force and effect after the effective date of this act and shall be assigned to the department of agriculture and markets, and all undisbursed funds under the control of the urban development corporation in connection with the marketing orders shall be transferred to the department of agriculture and markets on or before the forty-fifth day following the effective date of this act; and any assessments due and payable under such marketing orders shall be remitted to the department of agriculture and markets beginning upon the thirtieth day after the effective date of this act.

§ 6. This act shall take effect July 1, 2026.

PART K

Section 1. Paragraph (d) of subdivision 1 of section 210-B of the tax law, as amended by section 1 of part C of chapter 59 of the laws of 2023, is amended to read as follows:

(d) Except as otherwise provided in this paragraph, the credit allowed under this subdivision for any taxable year shall not reduce the tax due for such year to less than the fixed dollar minimum amount prescribed in paragraph (d) of subdivision one of section two hundred ten of this article. However, if the amount of credit allowable under this subdivision for any taxable year reduces the tax to such amount or if the taxpayer otherwise pays tax based on the fixed dollar minimum amount, any amount of credit allowed for a taxable year commencing prior to January first, nineteen hundred eighty-seven and not deductible in such taxable year may be carried over to the following year or years and may be deducted from the taxpayer's tax for such year or years but in no event shall such credit be carried over to taxable years commencing on or after January first, two thousand two, and any amount of credit allowed for a taxable year commencing on or after January first, nineteen hundred eighty-seven and not deductible in such year may be carried over to the fifteen taxable years next following such taxable year and may be deducted from the taxpayer's tax for such year or years. In lieu of such carryover, (i) any such taxpayer which qualifies as a new business under paragraph (f) of this subdivision may elect to treat the amount of such carryover as an overpayment of tax to be credited or refunded in accordance with the provisions of section ten hundred eighty-six of this chapter, and (ii) any such taxpayer that is an eligible farmer, as defined in subdivision eleven of this section, may for taxable years beginning before January first, two thousand [~~twenty-eight~~] **thirty-three**, elect to treat the amount of such carryover as an overpayment of tax to be credited or refunded in accordance with the provisions of section one thousand eighty-six of this chapter, provided, however, the provisions of subsection (c) of section ten hundred eighty-eight of this chapter notwithstanding, no interest shall be paid thereon.

§ 2. Paragraph 5 of subsection (a) of section 606 of the tax law, as amended by section 2 of part C of chapter 59 of the laws of 2023, is amended to read as follows:

(5) If the amount of credit allowable under this subsection for any taxable year shall exceed the taxpayer's tax for such year, the excess allowed for a taxable year commencing prior to January first, nineteen hundred eighty-seven may be carried over to the following year or years and may be deducted from the taxpayer's tax for such year or years, but in no event shall such credit be carried over to taxable years commenc-

ing on or after January first, nineteen hundred ninety-seven, and any amount of credit allowed for a taxable year commencing on or after January first, nineteen hundred eighty-seven and not deductible in such year may be carried over to the ten taxable years next following such taxable year and may be deducted from the taxpayer's tax for such year or years. In lieu of carrying over any such excess, (A) a taxpayer who qualifies as an owner of a new business for purposes of paragraph ten of this subsection may, at the taxpayer's option, receive such excess as a refund, and (B) a taxpayer that is an eligible farmer as defined in subsection (n) of this section may, at the taxpayer's option, for taxable years beginning before January first, two thousand [~~twenty-eight~~] **thirty-three,** receive such excess as a refund. Any refund paid pursuant to this paragraph shall be deemed to be a refund of an overpayment of tax as provided in section six hundred eighty-six of this article, provided, however, that no interest shall be paid thereon.

§ 3. This act shall take effect immediately.

PART L

Intentionally Omitted

PART M

Section 1. Expenditures of moneys by the New York state energy research and development authority for services and expenses of the energy research, development and demonstration program, including grants, the energy policy and planning program, and the Fuel NY program shall be subject to the provisions of this section. Notwithstanding the provisions of subdivision 4-a of section 18-a of the public service law, all moneys committed or expended in an amount not to exceed $28,725,000 shall be reimbursed by assessment against gas corporations, as defined in subdivision 11 of section 2 of the public service law and electric corporations as defined in subdivision 13 of section 2 of the public service law, where such gas corporations and electric corporations have gross revenues from intrastate utility operations in excess of $500,000 in the preceding calendar year, and the total amount assessed shall be allocated to each electric corporation and gas corporation in proportion to its intrastate electricity and gas revenues in the calendar year 2024. Such amounts shall be excluded from the general assessment provisions of subdivision 2 of section 18-a of the public service law. The chair of the public service commission shall bill such gas and/or electric corporations for such amounts on or before August 10, 2026 and such amounts shall be paid to the New York state energy research and development authority on or before September 10, 2026. Upon receipt, the New York state energy research and development authority shall deposit such funds in the energy research and development operating fund established pursuant to section 1859 of the public authorities law. The New York state energy research and development authority is authorized and directed to provide to the chair of the public service commission and the director of the budget and the chairs and secretaries of the legislative fiscal committees, on or before August first of each year, an itemized record, certified by the president and chief executive officer of the authority, or such chief executive officer's designee, detailing any and all expenditures and commitments ascribable to moneys received as a result of this assessment by the chair of the department of public

service pursuant to section 18-a of the public service law. This itemized record shall include an itemized breakdown of the programs being funded by this section and the amount committed to each program. The authority shall not commit for any expenditure, any moneys derived from the assessment provided for in this section, until the chair of such authority shall have submitted, and the director of the budget shall have approved, a comprehensive financial plan encompassing all moneys available to and all anticipated commitments and expenditures by such authority from any source for the operations of such authority. Copies of the approved comprehensive financial plan shall be immediately submitted by the chair to the chairs and secretaries of the legislative fiscal committees. Any such amount not committed by such authority to contracts or contracts to be awarded or otherwise expended by the authority during the fiscal year shall be refunded by such authority on a pro-rata basis to such gas and/or electric corporations, in a manner to be determined by the department of public service, and any refund amounts must be explicitly lined out in the itemized record described above.

§ 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026.

PART N

Section 1. Paragraph (m) of subdivision 12 of section 66 of the public service law, as amended by chapter 10 of the laws of 2026, is amended and three new paragraphs (n), (o) and (p) are added to read as follows:

(m) As a separate and distinct part of any filing by a utility proposing a major change in rates, the utility must provide a description of any proposed capital expenditure, on a per project basis, including but not limited to, the: (i) purpose of and the need for each of the proposed capital expenditures, **and if it advances state policy objectives,** (ii) total cost, (iii) expected period of usefulness, (iv) location in the service territory, (v) rationale for inclusion in the proceeding, [~~and~~] (vi) **if there was consideration of non-wire or non-pipe alternatives prior to inclusion of traditional capital investments in distribution infrastructure, and (vii)** anticipated benefits to ratepayers and the operation of the distribution system**, including, but not limited to, through avoided energy demand, transmission and distribution upgrades, or energy efficiency measures**. Such descriptions of capital expenditures, on a per project basis, shall be posted on the commission's website. [~~Pursuant to paragraph (i) of this subdivision,~~] **When reviewing each capital expenditure the commission shall consider whether the utility has satisfied** the burden of proof to show that a change in rates related to each capital expenditure is just and reasonable [~~shall be on the utility~~].

(n) (i) The commission shall require each filing for a major change in rates made by a gas corporation, an electric corporation, or a combination gas and electric corporation, to include an executive compensation disclosure. Such executive compensation disclosure shall include: (A) the median of the annual total compensation of all employees of the gas corporation or electric corporation, except for senior management positions; (B) the annual total compensation of the chief executive officer; (C) the annual total compensation for each other senior management position; and (D) the ratio of the amount described in clause (A) of this subparagraph to the amount described in clause (B) of this subparagraph.

(ii) The commission shall develop performance-based targets that tie compensation for the chief executive officer and other senior management positions and ratepayer-funded incentive compensation programs to the energy affordability index developed pursuant to section sixty-six-x of this article and shall consider adjustments to the corporation's return on equity based on such metric. Such adjustments shall not be based on factors which the corporation does not control, including, but not limited to, commodity supply prices.

(iii) For purposes of this paragraph, "senior management positions" shall include a chief executive officer, chief operations officer, chief financial officer, chief information officer, chief information technology officer, officer responsible for regulatory affairs, general counsel, and any other positions considered to be senior management by the corporation.

(o) (i) The commission shall require each filing for a major change in rates made by a gas corporation, electric corporation, or combination gas and electric corporation, to include, in addition to the corporation's recommended proposal, a budget constrained proposal that separately addresses operating expenses, capital expenditures, programmatic or policy expenditures, commodity supply costs, taxes, and other costs not within the control of the corporation. Such budget constrained proposal shall not increase the applicant's aggregate revenues by more than the average of the annual consumer price index increases over the prior three years.

(ii) In each filing for a major change in rates, the corporation shall demonstrate how any increase in its aggregate revenues by more than the increase set forth in the budget constrained proposal is necessary to ensure safety, reliability, or the continuation of energy affordability programs, energy efficiency programs, or cost-effective electrification upgrades. If the commission finds that the corporation has made such a demonstration, the commission must provide a detailed explanation as to why an increase of more than the budget constrained proposal was necessary in its order adopting the new schedule of rates and charges. The commission, in making its determination, shall consider the disclosures required pursuant to paragraph (n) of this subdivision, the descriptions and considerations required by paragraph (m) of this subdivision, and the affordability index provided by the applicant pursuant to section sixty-six-x of this article.

(iii) The commission shall require the corporation to track expenditures and outcomes and explain material deviations from the approved schedule of rates and charges no less frequently than on an annual basis.

(p) (i) The commission is authorized and directed to, within two hundred seventy days of the effective date of this paragraph, establish rules to limit a utility's ability to recover its direct or indirect costs associated with its attendance in, participation in, preparation for, or appeal of any rate proceeding conducted before the commission. Such costs may include, but need not be limited to, attorneys' fees, fees to engage expert witnesses or consultants, the portion of employee salaries associated with such attendance, participation, preparation or appeal of a rate proceeding and related costs identified by the commission.

(ii) In establishing such rules the commission may consider: (A) setting an overall percentage of the utility's expenses in a rate case that are not recoverable; (B) setting a baseline of the reasonable cost of participation in a rate case; (C) establishing discovery parameters

and what information in a proceeding must be promptly and comprehensively disclosed by the utility to interveners and to the commission to reduce time and costs associated with a lengthy discovery process; and (D) any other method that the commission determines will accelerate the delivery of such utility information, reduce such costs, and limit recovery of such costs to an amount that is reasonable and prudent.

§ 2. Subdivision 10 of section 80 of the public service law is amended by adding two new paragraphs (h) and (i) to read as follows:

(h) (i) The commission shall require each filing for a major change in rates made by a steam corporation to include an executive compensation disclosure. Such executive compensation disclosure shall include: (A) the median of the annual total compensation of all employees of the steam corporation, except for senior management positions; (B) the annual total compensation of the chief executive officer; (C) the annual total compensation for each other senior management position; and (D) the ratio of the amount described in clause (A) of this subparagraph to the amount described in clause (B) of this subparagraph.

(ii) For purposes of this paragraph, "senior management positions" shall include a chief executive officer, chief operations officer, chief financial officer, chief information officer, chief information technology officer, officer responsible for regulatory affairs, general counsel, and any other positions considered to be senior management by the corporation.

(i) (i) The commission shall require each filing for a major change in rates made by a steam corporation to include, in addition to the corporation's recommended proposal, a budget constrained proposal that separately addresses operating expenses, capital expenditures, programmatic or policy expenditures, commodity supply costs, taxes, and other costs not within the control of the corporation. Such budget constrained proposal shall not increase the applicant's aggregate revenues by more than the average of the annual consumer price index increases over the prior three years.

(ii) In each filing for a major change in rates, the corporation shall demonstrate how any increase in the applicant's aggregate revenues by more than the increase set forth in the budget constrained proposal is necessary to ensure safety, reliability, or the continuation of affordability programs.

(iii) The commission shall require the corporation to track expenditures and outcomes and explain all material deviations from the approved rate plan no less frequently than on an annual basis.

§ 3. Subdivision 20 of section 66 of the public service law, as added by chapter 394 of the laws of 1978, is amended to read as follows:

20. (a) Notwithstanding any general or special law, rule or regulation to the contrary, the commission shall have the power to provide for the refund of any revenues received by any gas [~~or electric~~] corporation, electric corporation, or combination gas and electric corporation, which cause the corporation to have revenues in the aggregate in excess of its authorized rate of return for a period of twelve months. [~~The commission may initiate a proceeding with respect to such a refund after the conclusion of any such twelve month period.~~]

(b) Such corporations shall be required to return all revenues derived from their actual return on equity in excess of their authorized rate of return on equity to ratepayers, less an amount not to exceed the amount of revenue that would be derived from a rate of return on equity equal to one quarter of one percent, as determined by the commission, and upon a determination by the commission that such revenues in excess of a

corporation's authorized rate of return on equity provide benefits to ratepayers through cost savings or efficiency gains which exceed the benefits of refunds pursuant to paragraph (c) of this subdivision. Provided, however, in no event shall ratepayers, in aggregate, receive less in returns than the corporation retains in excess revenues.

(c) The commission shall direct the corporation to return such excess revenues in the form of a bill credit; provided, however, that if the commission determines that the amount of the bill credit would be de minimis, the commission may set aside such excess revenues for customer benefit in a following rate case. Any bill credit shall be provided to ratepayers in a timely manner, following an accounting review by the department of the corporation's calculation of their excess revenue, and shall be clearly labeled on the ratepayer's bill. Any such bill credit shall be returned in its entirety on a single bill, unless the credit is in excess of the amount due on the bill so as to require the remaining portion of the bill credit to appear on a subsequent bill or bills. The commission may initiate a proceeding with respect to such a refund after the conclusion of any such twelve-month period. In such a proceeding the commission shall determine the bill credit amount due to ratepayers, may examine how credits could be distributed among various customer classifications of service, and shall issue an order requiring the disbursement of the bill credits.

(d) Such corporations shall be required to report annually to the department any excess revenues and the amount returned to ratepayers.

(e) For purposes of this subdivision, "authorized rate of return on equity" shall mean the return on the equity portion of the rate base that an electric corporation, gas corporation, or combination gas and electric corporation is authorized to collect in rates pursuant to the schedule of rates and charges on file with the commission or otherwise adopted by an order of the commission.

§ 4. Subdivision 10 of section 89-c of the public service law is amended by adding two new paragraphs (j) and (k) to read as follows:

(j) (i) The commission shall require each application for a major change in rates filed by a water-works corporation to include an executive compensation disclosure. Such executive compensation disclosure shall include: (A) the median of the annual total compensation of all employees of the water-works corporation, except for senior management positions; (B) the annual total compensation of the chief executive officer; (C) the annual total compensation for each other senior management position; and (D) the ratio of the amount described in clause (A) of this subparagraph to the amount described in clause (B) of this subparagraph.

(ii) For purposes of this paragraph, "senior management positions" shall include a chief executive officer, chief operations officer, chief financial officer, chief information officer, chief information technology officer, officer responsible for regulatory affairs, general counsel, and any other positions considered to be senior executive management by the corporation.

(k) (i) The commission shall require each application for a major change in rates filed by a water-works corporation to include, in addition to the corporation's recommended proposal, a budget constrained proposal that separately addresses operating expenses, capital expenditures, and programmatic or policy expenditures, commodity supply costs, taxes, and other costs not within the control of the corporation. Such budget constrained proposal shall not increase the applicant's aggregate

revenues by more than the average annual consumer price index increases over the prior three years.

(ii) In each application for a major change in rates, the corporation shall demonstrate how any increase in the applicant's aggregate revenues by more than the increase set forth in the budget constrained proposal is necessary to ensure safety, reliability, or the continuation of affordability programs.

(iii) The commission shall require the corporation to track expenditures and outcomes and explain all material deviations from the approved rate plan no less frequently than on a biennial basis.

§ 5. Section 114-a of the public service law, as amended by chapter 394 of the laws of 2021, is amended to read as follows:

§ 114-a. [~~Rates not to include cost of legislative lobbying~~] Costs not to be included in rates. In determining rates to be charged customers, the commission shall not include [~~the cost of legislative lobbying on behalf of any public utility~~] as part of any [~~such~~] public utility's operational costs [~~and the commission shall not include the~~]:

1. Any direct or indirect costs associated with lobbying.

(a) Lobbying shall include any attempt to influence:

(i) the passage or defeat of any legislation or resolution by the state legislature or the congress of the United States including but not limited to the introduction or intended introduction of such legislation or resolution or approval or disapproval of any legislation by the governor or the president of the United States;

(ii) the adoption, issuance, rescission, modification or terms of an executive order issued by the governor or the president of the United States;

(iii) the passage or defeat of any local law, ordinance, resolution, or regulation by any municipality or subdivision thereof;

(iv) the adoption, issuance, rescission, modification or terms of an executive order issued by the chief executive officer of a municipality; or

(v) the adoption or rejection of any rule, regulation, or resolution having the force and effect of a local law, ordinance, resolution, or regulation.

(b) Lobbying shall not include:

(i) any appearance by any person on behalf of a public utility before a committee of either house of the state legislature or the congress of the United States where any such appearance is at the request of any such legislative committee;

(ii) preparing or submitting a response on behalf of a public utility to a request for information or comments by the congress of the United States, the president of the United States, the state legislature, the governor, the legislative or executive body or officer of a municipality, or a federal, state or local agency; or

(iii) applications for licenses, certificates, and permits authorized by statutes or local laws or ordinances.

2. The cost of membership dues for any organization, association, institution, corporation or any other entity that engages in [~~legislative~~] lobbying [~~as part of any such utility's operational costs. As used in this section, legislative lobbying shall mean and include any attempt by any person on behalf of a public utility to influence the passage or defeat of any legislation by either house of the legislature or the congress, or the approval or disapproval of any legislation by the governor; provided however, legislative lobbying shall not include any appearance by any person on behalf of a public utility before a~~

~~committee of either house of the legislature or the congress where any such appearance is at the request of any such committee~~].

3. Contributions or gifts to political candidates, political parties, political or legislative committees or any committee or organization working to influence referendum petitions or elections.

4. Contributions to a chamber of commerce or a charity, including but not limited to a charity managed by the public utility. For the purposes of this subdivision a "charity" shall mean an entity formed primarily for charitable purposes, including but not limited to:

(a) a corporation formed under the business corporation law, the limited liability company law, or the not-for-profit corporation law primarily for charitable purposes;

(b) a charitable trust as defined by article eight of the estates, powers, and trusts law; and

(c) any charitable foundation registered within the state that submits financial disclosures to the attorney general.

5. Any direct or indirect costs associated with: (a) travel, lodging, food, or beverage expenses that exceed the most recent federal per diem rates published by the general services administration; (b) entertainment or gifts; and (c) any owned, leased or chartered aircraft for such public utility's board of directors and officers or the board of directors and officers of such public utility's parent company.

6. Expenditures for public relations campaigns and advertising. Public relations campaigns and advertising include expenditures relating to information delivered to the public or to the public utility's customers by radio, television, the internet, print and other media, or through sponsorships, paid endorsements that bear the name of the public utility or an organization that receives funds from a public utility, that is primarily intended to enhance the public image of the public utility or is intended to solicit goodwill towards the public utility and that does not include the offer of goods or services to actual or potential ratepayers. This subdivision does not include communications with the person's stockholders, employees, board members, or officers.

§ 6. Within 180 days from the effective date of this act, the public service commission shall issue a review of the standards and procedures used to ensure that inappropriate utility expenses are not charged to ratepayers including but not limited to those expenses listed in section 114-a of the public service law.

§ 7. This act shall take effect January 1, 2027 and shall not affect any matter relating to a major change in rates or charges initiated prior to such date. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

PART O

Section 1. Paragraphs (f) and (j) of subdivision 12 of section 66 of the public service law, as amended by chapter 154 of the laws of 1989, are amended to read as follows:

(f) (i) Whenever there shall be filed with the commission by any utility any schedule stating a new rate or charge, or any change in any form of contract or agreement or any rule or regulation relating to any rate, charge or service, or in any general privilege or facility, the commission may, at any time within sixty days from the date when such schedule would or has become effective, either upon complaint or upon its own

initiative, and, if it so orders, without answer or other formal pleading by the utility, but upon reasonable notice, hold a hearing concerning the propriety of a change proposed by the filing. If such change is a major change, the commission shall hold such a hearing. Pending such hearing and decision thereon, the commission, upon filing with such schedule and delivering to the utility, a statement in writing of its reasons therefor, may suspend the operation of such schedule, but not for a longer period than [~~one hundred and twenty days~~] **fourteen months** beyond the time when it would otherwise go into effect. After full hearing, whether completed before or after the schedule goes into effect, the commission may make such order in reference thereto as would be proper in a proceeding begun after the rate, charge, form of contract or agreement, rule, regulation, service, general privilege or facility had become effective. [~~If any such hearing cannot be concluded within the period of suspension as above stated, the commission may extend the suspension for a further period, not exceeding six months.~~]

(ii) The commission is authorized to approve, and any hearing involving a major change in rates for a gas corporation, electric corporation, or combination gas and electric corporation may consider, whether as a result of litigation or settlement negotiations, multi-year changes in rates or charges, in addition to the utility's filing. Any such additional multi-year rates or charges which result from a litigated process are authorized to be implemented in a similar manner to those resulting from settlement negotiations. The commission shall, in each order approving a major change in rates for such corporation, explain how the information in the record that it received from such corporation and the parties impacted its determination to approve a major change in rates consistent with the public interest either as a result of litigation or from a settlement, and include a written summary of the commission's rationale.

(j) The schedule, rates, charges, form of contract or agreement, rule, regulation, service, general privilege or facility in force when the new schedule, rate, charge, form of contract, rule, regulation, service, general privilege or facility was filed shall continue in force during the period of the suspension unless the commission shall establish a temporary rate or charge as authorized by section seventy-two of this article. **Provided, however, that whenever the commission shall deny a request by a utility for a major change in rates or charges, the schedule, rate, charge, form of contract or agreement, rule, regulation, general privilege, facility, or service immediately in effect prior to such request being filed shall remain in full force and effect until such time as the commission approves a new schedule of rates or charges, unless the commission established a temporary rate or charge as authorized by section seventy-two of this article.**

§ 2. Paragraphs (f) and (g) of subdivision 10 of section 80 of the public service law, as amended by chapter 154 of the laws of 1989, are amended to read as follows:

(f) **(i)** Whenever there shall be filed with the commission by any utility any schedule stating a new rate or charge, or any change in any form of contract or agreement or any rule or regulation relating to any rate, charge or service, or in any general privilege or facility, the commission may, at any time within sixty days from the date when such schedule would or has become effective, either upon complaint or upon its own initiative, and, if it so orders, without answer or other formal pleading by the utility, but upon reasonable notice, hold a hearing concerning the propriety of a change proposed by the filing. If such change is

a major change, the commission shall hold such a hearing. Pending such hearing and decision thereon the commission, upon filing with such schedule and delivering to the utility, a statement in writing of its reasons therefor, may suspend the operation of such schedule, but not for a longer period than [~~one hundred and twenty days~~] **fourteen months** beyond the time when it would otherwise go into effect. After full hearing, whether completed before or after the schedule goes into effect, the commission may make such order in reference thereto as would be proper in a proceeding begun after the rate, charge, form of contract or agreement, rule, regulation, service, general privilege or facility had become effective. [~~If such hearing cannot be concluded within the period of suspension as above stated, the commission may extend the suspension for a further period not exceeding six months.~~]

(ii) The commission is authorized to approve, and any hearing involving a major change in rates for a steam corporation may consider, whether as a result of litigation or settlement negotiations, multi-year changes in rates or charges, in addition to the utility's filing. Any such additional multi-year rates or charges which result from a litigated process are authorized to be implemented in a similar manner to those resulting from settlement negotiations. The commission shall, in each order approving a major change in rates for a steam corporation, explain how the information in the record that it received from such corporation and the parties impacted its determination to approve a major change in rates consistent with the public interest either as a result of litigation or from a settlement, and include a written summary of the commission's rationale.

(g) The commission may, as authorized by section eighty-five of this article, establish temporary rates or charges for any period of suspension under this section. At any hearing involving a rate or charge, the burden of proof to show that the change in rate or charge, or proposed change in rate or charge if proposed by the utility, or that the existing rate or charge, if it is proposed to reduce the rate or charge, is just and reasonable shall be upon the utility; and the commission may give to the hearing and decision of such questions preference over all other questions pending before it. The schedule, rates, charges, form of contract or agreement, rule, regulation, service, general privilege or facility in force when the new schedule, rate, charge, form of contract, rule, regulation, service, general privilege or facility was filed shall continue in force during the period of the suspension unless the commission shall establish a temporary rate or charge as authorized by section eighty-five of this article. **Provided, however, that whenever the commission shall deny a request by a utility for a major change in rates or charges, the schedule, rate, charge, form of contract or agreement, rule, regulation, general privilege, facility, or service immediately in effect prior to such request being filed shall remain in full force and effect until such time as the commission approves a new schedule of rates or charges, unless the commission established a temporary rate or charge as authorized by section eighty-five of this article.**

§ 3. This act shall take effect immediately and shall apply to any proposed change in rates filed on or after January 1, 2027.

PART P

Section 1. The public service law is amended by adding a new section 66-x to read as follows:

§ 66-x. Energy affordability index. 1. (a) Beginning January first, two thousand twenty-seven, the commission shall require each gas corporation, electric corporation, or combination gas and electric corporation to submit an annual affordability index showing the energy burden of such corporation's residential customers.

(b) The commission shall promulgate rules and regulations adopting a methodology for gas corporations, electric corporations and combination gas and electric corporations to calculate an affordability index. The methodology may include the consideration of a variety of factors including differentiated income tiers, sources of energy burden, energy cost drivers in the relevant service territory, and such other factors as the commission may determine, and shall to the maximum extent practicable, use publicly available data.

2. On or before July first, two thousand twenty-seven, and annually thereafter, the commission shall issue a report on energy affordability that includes a comparison of the affordability of residential utility service provided by each gas corporation, electric corporation, and combination gas and electric corporation in New York state to affordability data from other states as reported by the United States energy information administration.

3. The commission may refer to such report, including information obtained from the filings of affordability indices in accordance with subdivision one of this section and paragraph (q) of subdivision twelve of section sixty-six of this article, and information obtained from reports of affordability monitors and investigations of gas corporations, electric corporations, and combination gas and electric corporations pursuant to subdivision thirty-three of section sixty-six of this article when reviewing filings for major changes in rates, and shall further consider the ratepayer affordability of such filing, with a focus on cumulative rate impacts, the interest of low- and middle-income utility customers, and minimizing residential energy burden. The commission shall, in each order approving a major change in rates for a gas corporation, electric corporation, or combination gas and electric corporation explain how such information impacted its determination, and include a written summary of the specific actions taken by the commission or department during the hearing to promote ratepayer affordability.

§ 2. Subdivision 12 of section 66 of the public service law is amended by adding a new paragraph (q) to read as follows:

(q) The commission shall require each filing involving a major change in rates filed by a gas corporation, electric corporation, or combination gas and electric corporation to include an affordability index that shows the energy burden of such corporation's residential customers at the time of the corporation's filing and what the energy burden would be following the corporation's filed change in rates, as calculated using the methodology adopted by the commission pursuant to section sixty-six-x of this article.

(i) The corporation shall additionally include within such filing potential solutions to assist energy burdened customers.

(ii) All information pertaining to the requirements set forth in this paragraph shall be publicly available on the commission's website, except in cases where such public availability and posting would result in disclosure of confidential information, such confidential information shall be excluded or anonymized.

§ 3. Section 66 of the public service law is amended by adding a new subdivision 33 to read as follows:

33. (a) Following any commission decision that establishes a change in rates that results in an energy burden greater than three percent for residential electric service or greater than three percent for residential gas service, or greater than six percent for residential combination electric and gas service, the commission shall have the power to install an independent affordability monitor inside such gas corporation, electric corporation, or combination gas and electric corporation for a time period determined by the commission but for no less than one year and which shall not continue beyond any commission decision establishing a new schedule of rates or charges which constitutes a major change, pursuant to subdivision twelve of this section other than to complete its responsibilities pursuant to paragraph (c) of this subdivision relevant to the filing for which it was installed.

(b) In every case in which the commission installs an affordability monitor, it shall have authority to select the monitor, who shall not be affiliated with, or have a financial interest in such corporation or be an existing employee of the department, to enter into a contract with the monitor, and ensure the monitor's services are paid for. Such contract shall provide further that the monitor shall work for and under the direction of the commission according to such terms as the commission may determine are necessary and reasonable.

(c) (i) Such affordability monitor shall have power to examine records, including but not limited to, the accounts, books, contracts, property, assets, procurement history, taxes, accounting, operations, maintenance, past and present customer billing systems and related documents, customer complaints, as well as financial documents, reports, and papers of the corporation and shall have full access to management meetings and related records in order to review the corporation's operations and expenditures, and the corporation shall provide such materials and such access to the affordability monitor.

(ii) The affordability monitor shall report to the commission at least biannually the primary cost drivers that caused the energy burden to rise more than three percent for residential electric service or greater than three percent for residential gas service, or greater than six percent for residential combination gas and electric service, opportunities for cost savings and residential rate reduction, recommended changes in corporation operations, incentives, practices, or policies to achieve savings, and other information the affordability monitor determines relevant. Such report shall be publicly available and posted prominently on the commission's website.

(iii) The commission upon receiving a report from the affordability monitor shall review the primary cost drivers and identified opportunities for savings.

(iv) The commission in its review shall make a determination of whether the opportunities for savings detailed by the energy affordability monitor merit implementation. If the commission determines that any of the identified opportunities for savings are not efficient, just and reasonable, or would impact safety or reliability, or otherwise do not merit implementation, the commission shall explain the basis for that determination. If the commission determines an opportunity for savings merits implementation, it shall issue an order within 180 days to implement such opportunity.

(d) Any gas corporation, electric corporation, or combination electric and gas corporation shall promptly and comprehensively comply with any investigation or investigation request.

(e) (i) If the energy affordability monitor discovers evidence of widespread errors, including but not limited to errors in billing, rates, charges, and compensation for employees or third-party contractors, miscategorization of expenses, fraud, or wrongdoing, and the department, after reviewing the evidence from the monitor, determines such evidence constitutes a credible and actionable allegation of a violation of the law, the department shall initiate an investigation or enforcement action.

(ii) The commission shall determine whether the corporation was at fault and shall take any corrective action it deems appropriate. Any settlement, interest, fees, penalties or disgorged profits collected by the commission as a result of investigations pursuant to this subdivision shall be returned to impacted residential and small non-residential ratepayers in the form of on-bill credits.

§ 4. This act shall take effect January 1, 2027. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such date.

PART Q

Intentionally Omitted

PART R

Section 1. Subdivision 5 of section 8-0105 of the environmental conservation law, as amended by chapter 228 of the laws of 1976, is amended and three new subdivisions 11, 12 and 13 are added to read as follows:

5. "Actions" do not include:

(i) enforcement proceedings or the exercise of prosecutorial discretion in determining whether or not to institute such proceedings;

(ii) official acts of a ministerial nature, involving no exercise of discretion;

(iii) maintenance or repair involving no substantial changes in [~~exsiting~~] existing structure or facility.

11. "Previously disturbed site" means a parcel of land that:

(i) is determined by a responsible agency to have been substantially altered by an occupied, formerly occupied, or demolished building or by another improvement or use at least two years prior to the application for a permit or authorization for an action;

(ii) for any parcel located within a city, town, or village with a population of fewer than one million persons and located outside of an urban area, as such term or equivalent term is or comes to be defined by the United States Census Bureau in the most recent decennial census beginning on or after the two thousand twenty decennial census, such parcel shall abut, adjoin, or be opposite from another parcel that is or has been occupied or formerly occupied by a building, or demolished building, or another improvement or use at least two years prior to the application for a permit or authorization for an action, provided such abutting, adjoining, or opposite parcel shall not be occupied by an industrial or agricultural use;

(iii) for any parcel that is located within a city, town, or village with a population of fewer than one million persons, is not located in a Federal Emergency Management Agency (FEMA) designated 100-year flood-

plain, or special flood hazard area, provided that this paragraph shall not apply if such a city, town, or village has adopted a law or ordinance that requires new construction to be elevated above the base flood elevation as defined by FEMA;

(iv) for any parcel that is located within a city, town, or village with a population of more than one million persons, is not located in a flood hazard area, as defined in section two hundred two of the New York city building code, provided that this paragraph shall not apply if such a city, town, or village has adopted a law or ordinance that requires new construction to be elevated above the base flood elevation as defined by FEMA;

(v) is not currently being used for agricultural purposes and has not been used for agricultural purposes within: (a) the immediately preceding two years, or (b) three of the last five years before the application for a permit or authorization for an action; and

(vi) is not located in a designated coastal erosion hazard area.

12. "Small community water system" means a public water system which serves at least five service connections used by year-round residents or regularly serves at least twenty-five year-round residents, and serves thirty-three hundred or fewer persons.

13. "Public school facilities" shall mean educational facilities, as defined in section twenty-five hundred ninety-a of the education law, of a city school district in a city having a population of one million or more persons, over which the department of education for such city has jurisdiction, for purposes of meeting the class size compliance targets set forth in subdivision two of section two hundred eleven-d of the education law.

§ 2. The opening paragraph of subdivision 4 of section 8-0109 of the environmental conservation law, as amended by chapter 49 of the laws of 2023, is amended to read as follows:

As early as possible in the formulation of a proposal for an action but not more than one year from the establishment of a lead agency, the responsible agency shall make an initial determination as to whether an environmental impact statement need be prepared for the action. In making such determination for any proposed action the responsible agency shall consider whether such action may cause or increase a disproportionate pollution burden on a disadvantaged community that is directly or significantly indirectly affected by such action. When an action is to be carried out or approved by two or more agencies, such determination shall be made as early as possible after the designation of the lead agency.

§ 3. Subdivision 5 of section 8-0109 of the environmental conservation law, as amended by chapter 252 of the laws of 1977, the opening paragraph as amended by chapter 749 of the laws of 1991, is amended to read as follows:

5. After the filing of a draft environmental impact statement the agency shall determine whether or not to conduct a public hearing on the environmental impact of the proposed action. If the agency determines to hold such a hearing, it shall commence the hearing within sixty days of the filing and unless the proposed action is withdrawn from consideration shall prepare the environmental impact statement within forty-five days after the close of the hearing, except as otherwise provided. The need for such a hearing shall be determined in accordance with procedures adopted by the agency pursuant to section 8-0113 of this article. If no hearing is held, the agency shall prepare and make available the

environmental impact statement within sixty days after the filing of the draft, except as otherwise provided.

Notwithstanding the specified time periods established by this article[~~,~~]:

(a) an agency shall vary the times so established herein for preparation, review and public hearings to coordinate the environmental review process with other procedures relating to review and approval of an action. An application for a permit or authorization for an action upon which a draft environmental impact statement is determined to be required shall not be complete until such draft statement has been filed and accepted by the agency as satisfactory with respect to scope, content and adequacy for purposes of [~~paragraph~~] subdivision four of this section. Commencing upon such acceptance, the environmental impact statement process shall run concurrently with other procedures relating to the review and approval of the action so long as reasonable time is provided for preparation, review and public hearings with respect to the draft environmental impact statement[~~,~~]; and

(b) for actions involving applications for a permit or authorization, the agency shall prepare and make available the environmental impact statement within two years after the date a draft environmental impact statement is determined to be required, unless the agency extends the deadline in writing and, in consultation with an applicant and at the discretion of the agency, establishes a new deadline that provides only so much additional time as is necessary to complete the environmental impact statement, considering any changes made by the applicant to the project design after the issuance of the scoping document that result in new significant environmental impacts, or additional actions that could not have been reasonably anticipated during scoping, or the failure of an applicant to timely provide necessary information despite good faith effort by an agency, or delay in circumstances beyond the control of an agency or an applicant.

§ 4. Section 8-0111 of the environmental conservation law is amended by adding a new subdivision 5-a to read as follows:

5-a. Exemptions. (a) Notwithstanding any law, rule, or regulation to the contrary, the qualified actions listed in paragraph (b) of this subdivision shall be exempt from the requirements of this article as determined by the responsible agency. In making this determination, the responsible agency shall consider the action as a whole. If the responsible agency determines that no aspect of the action requires review under this article, meaning every aspect of the action meets criteria for exemption pursuant to paragraph (b) of this subdivision or is otherwise exempt from the requirements of this article, the agency may proceed in accordance with the criteria and standards for final decision under other applicable laws, regulations, and ordinances.

(b) An action that is not otherwise exempt from the requirements of this article, which may include building permits, special use permits, variances, subdivision approvals, site plan approvals, zoning text or map amendments, disposition or acquisition of real property, provision of financial assistance, any other actions governed by laws, rules, regulations, or procedures concerning land use, zoning, permitting, real property acquisition or disposition, or development financial assistance, or any combination thereof, shall be a qualified action exempt from the requirements of this article if the responsible agency determines that the action is for the purposes of:

(i) construction of housing in cities, towns, and villages with populations of one million or more that shall:

(1) be connected to existing community or public water and sewerage systems at the commencement of habitation;
(2) be located at a previously disturbed site;
(3) not be located within an area zoned exclusively for industrial uses;
(4) contain no more than fifty thousand square feet of commercial, retail, community facility, or other non-industrial non-residential uses;
(5) not exceed two hundred fifty dwelling units, provided, however, that for housing that shall be located within a zoning district where, at the time of application, (A) the standard maximum residential building height is greater than forty-five feet, (B) the maximum height of a building is regulated by something other than a horizontal plane and that allows residential buildings to exceed forty-five feet, or (C) there is no such maximum building height, such housing shall not exceed five hundred dwelling units; and
(6) not include construction of only one single-family residence on a parcel of one-half or more acres;
(ii) construction of housing in cities, towns, and villages with populations of fewer than one million persons that shall:
(1) be connected to existing community or public water and sewerage systems at the commencement of habitation;
(2) be located at a previously disturbed site;
(3) contain no more than twenty percent commercial, retail, community facility, or other non-industrial non-residential uses by gross floor area;
(4) not exceed one hundred dwelling units, provided, however, for housing within cities, towns, or villages without zoning, such housing shall not exceed twenty dwelling units, and provided further, that for housing not within cities, towns, or villages without zoning but within an urban area, as such term or equivalent term is or comes to be defined by the United States Census Bureau in the most recent decennial census beginning on or after the two thousand twenty decennial census, such housing shall not exceed three hundred dwelling units; and
(5) not include construction of only one single-family residence on a parcel of one or more acres;
(iii) construction located at a previously disturbed site of public parks that do not include performance centers, athletic stadiums, or other venues for mass gatherings, or other buildings or structures which do not serve public park, recreation, or open space purposes;
(iv) construction located at a previously disturbed site of multi-use bicycle and pedestrian trails;
(v) construction of public school facilities to be connected at the commencement of use to existing community or public water and sewerage systems, including sewage treatment works, in a city with a population of one million or more;
(vi) water and wastewater infrastructure projects that:
(1) replace, rehabilitate or reconstruct municipal water or wastewater infrastructure, in-kind and on the same site, including lead service line replacement;
(2) replace, rehabilitate, upgrade or reconstruct an existing small community water system, including lead service line replacement; or
(3) provide sewer service to a disadvantaged community served by one or more inadequate sewage treatment systems that has been determined by the department not to require a permit or approval pursuant to articles

fifteen, twenty-four or twenty-five of this chapter or any rules or regulations promulgated thereunder; or

(vii) retrofit of an existing structure and its appurtenant areas to incorporate green infrastructure.

(c) (i) For an application for a permit or authorization for a qualified action listed in subparagraph (i) or (v) of paragraph (b) of this subdivision, to qualify for exemption from the requirements of this article pursuant to this subdivision, such action shall be subject to a requirement to comply with local municipal requirements regarding hazardous materials remediation to the extent applicable, and the applicant for a permit or authorization for such qualified action shall certify that (1) it has followed and will follow all applicable laws, rules, and regulations regarding hazardous waste, (2) for an application for a permit or authorization for a qualified action other than a land use action, zoning text amendment, zoning map amendment, or variance, a Phase I Environmental Site Assessment has been conducted for the parcel in accordance with the all appropriate inquiries regulations of the United States Environmental Protection Agency under the federal Comprehensive Environmental Response, Compensation and Liability Act (40 CFR § 312) to identify any recognized environmental conditions, (3) it has followed or will follow all applicable recommendations of the Phase I Environmental Site Assessment, and (4) it will report contamination at, on, or under the parcel as required by applicable laws, rules, and regulations.

(ii) For an application for a permit or authorization for a qualified action listed in subparagraph (ii) of paragraph (b) of this subdivision, other than a land use action, zoning text amendment, zoning map amendment, or variance, to qualify for exemption from the requirements of this article pursuant to this subdivision, the applicant for a permit or authorization for such qualified action shall certify to the responsible agency that (1) a Phase I Environmental Site Assessment has been conducted for the parcel in accordance with the all appropriate inquiries regulations of the United States Environmental Protection Agency under the federal Comprehensive Environmental Response, Compensation and Liability Act (40 CFR § 312) to identify any recognized environmental conditions, (2) it has followed and will follow all applicable laws, rules, and regulations regarding hazardous waste, including, to the extent applicable, complying with local municipal requirements regarding hazardous materials remediation, (3) it has followed or will follow all applicable recommendations of the Phase I Environmental Site Assessment, and (4) it will report contamination at, on, or under the parcel as required by applicable laws, rules, and regulations.

(iii) The requirements of this paragraph shall not apply (1) to a qualified action initiated by an agency, or (2) if the applicant was previously granted an exemption pursuant to subparagraphs (i), (ii), or (v) of paragraph (b) of this subdivision for the same parcel.

(d) For actions involving applications for a permit or authorization, the responsible agency shall determine whether such action is a qualified action pursuant to this subdivision within one hundred twenty days of receipt of such application, unless the responsible agency extends the deadline in writing and, in consultation with an applicant and at the discretion of the agency, establishes a new deadline that provides only so much additional time as is necessary to make such determination. In no event shall the deadline be extended by more than thirty days, except where (i) changes are made by the applicant to the application after its submission to the responsible agency and such changes relate

to the criteria for exemption pursuant to paragraph (b) of this subdivision, (ii) an applicant fails to timely provide necessary information despite good faith effort by an agency, or (iii) there are circumstances beyond the control of the agency or an applicant that cause delay requiring an extension beyond thirty days. If the responsible agency fails to make a determination pursuant to this subdivision within the delineated time limits, an applicant may institute a proceeding in a court of competent jurisdiction under article seventy-eight of the civil practice law and rules seeking appropriate relief from the court, which may include an order directing the agency to make a determination by a deadline specified by the court.

§ 5. Section 8-0111 of the environmental conservation law is amended by adding two new subdivisions 7 and 8 to read as follows:

7. Statute of limitations. The time to commence a proceeding to review an agency determination under the provisions of this article or under the rules or regulations implementing the provisions of this article shall begin to accrue when the agency determination to approve or disapprove the action becomes final and binding upon the petitioner or the person whom the petitioner represents in law or in fact.

8. Construction. Nothing contained in the chapter of the laws of two thousand twenty-six which added this subdivision shall be interpreted or construed as superseding, limiting, modifying or affecting any authorizations, requirements, or procedures under the national historic preservation act of nineteen hundred sixty-six, the New York state historic preservation act of nineteen hundred eighty, the parks, recreation and historic preservation law, or any other state or local law governing the identification, protection, or management of historic properties, or under any rules or regulations promulgated thereunder. Nor shall anything in the chapter of the laws of two thousand twenty-six which added this subdivision be interpreted or construed as superseding, limiting, modifying or affecting any authorizations, requirements, or procedures, including but not limited to laws, rules and regulations applicable to disadvantaged communities, stormwater management or the protection of water quality, air quality, soil erosion and drainage, freshwater wetlands, tidal wetlands, critical environmental areas, or threatened or endangered species, or any otherwise applicable statutory or regulatory standards, criteria, and permitting procedures, other than those pertaining to environmental review conducted pursuant to this article and any state and local regulations promulgated thereunder. Nor shall anything in the chapter of the laws of two thousand twenty-six which added this subdivision be interpreted or construed as superseding, limiting, modifying or affecting the authority or discretion of cities, towns, and villages under applicable state or local law, rule, regulation, charter, code, resolution, or ordinance regarding zoning or land use, including but not limited to any such authority or discretion regarding site plan review or other discretionary zoning or land use permits, procedures, review, or approvals, such as traffic studies, contamination testing, and determinations of the sufficiency of wastewater and drinking water capacity.

§ 6. This act shall take effect immediately and shall apply to all pending proceedings on and after such effective date; provided, however, that actions for which a determination to require an environmental impact statement are made prior to the effective date of this act shall not be subject to the provisions of this act.

PART S

Section 1. Subdivision 3 of section 54-1521 of the environmental conservation law, as amended by section 1 of part CCC of chapter 55 of the laws of 2021, and paragraph a of subdivision 3 as amended by section 1 of part CCC of chapter 58 of the laws of 2025, is amended to read as follows:

3. a. Until April 1, 2029, the commissioner, in consultation with the New York state energy research and development authority, is authorized to issue rebates until the annual allocation is exhausted to municipalities toward the cost of eligible purchases of clean vehicles.

b. The department, in consultation with the New York state energy research and development authority, shall determine the amount of the rebate taking into consideration the electric range of the vehicle, provided that a rebate of an eligible purchase shall be not less than two thousand five hundred dollars per vehicle and not more than [~~seven~~] **thirty** thousand [~~five hundred~~] dollars per vehicle.

§ 2. This act shall take effect immediately.

PART T

Section 1. Section 2 of chapter 584 of the laws of 2011, amending the public authorities law relating to the powers and duties of the dormitory authority of the state of New York relative to the establishment of subsidiaries for certain purposes, as amended by section 1 of part V of chapter 58 of the laws of 2024, is amended to read as follows:

§ 2. This act shall take effect immediately and shall expire and be deemed repealed on July 1, [~~2026~~] **2028**; provided however, that the expiration of this act shall not impair or otherwise affect any of the powers, duties, responsibilities, functions, rights or liabilities of any subsidiary duly created pursuant to subdivision twenty-five of section 1678 of the public authorities law prior to such expiration.

§ 2. This act shall take effect immediately.

PART U

Section 1. This Part enacts into law components of legislation relating to the conveyance and use of real property owned and maintained by the state university of New York and the New York state department of transportation. Each component is wholly contained within a Subpart identified as Subparts A through D. The effective date for each particular provision contained within such Subpart is set forth in the last section of such Subpart. Any provision in any section contained within a Subpart, including the effective date of the Subpart, which makes reference to a section "of this act", when used in connection with that particular component, shall be deemed to mean and refer to the corresponding section of the Subpart in which it is found. Section three of this Part sets forth the general effective date of this Part.

SUBPART A

Section 1. Legislative findings. The legislature finds that Farmingdale State College is the state university of New York's largest college of applied science and technology, offering 49 degree-granting programs and a growing number of graduate programs focused on emerging, high-demand, and relevant careers ("the college"). More than half of the college's students graduate debt-free, and about 80% are employed six months after graduation or enrolled in graduate school. The college

consists of a 380 acre campus located at the center of Long Island in Farmingdale, NY, and an aviation Flight Center, located fewer than two miles from the main campus.

The legislature finds that the college seeks to use approximately 9.26 acres of underutilized land across from its campus to build multi-purpose facilities to support housing needs and supporting amenities (including, but not limited to food and dining options, parking, and fitness centers) for the college's undergraduate and graduate students, as well as junior faculty and certain college employees, fulfilling a necessary and vital public purpose. The college is currently seeing a record increase in enrollment, which has caused significant demand for residence halls. The college's three residence halls are at capacity with wait lists. In order to maintain current enrollment, as local school districts continue to see a significant long-term decline in student enrollment across Long Island, the college must grow its housing opportunities to attract students, faculty, and staff from across New York state. It is expected that up to 350 beds would be made available for the college's students and employees. By providing more housing options for the college's community, it will help the college continue to meet the demand of its growing enrollment, while providing greater options for students and faculty with young families to move into the area and help retain those students and employees already here but commuting long distances to school and work.

The legislature further finds that granting the trustees of the state university of New York ("trustees") the authority and power to lease and otherwise contract to make available grounds and facilities across from the Farmingdale campus will ensure such land is utilized for the benefit of the college, the surrounding community, and the general public.

§ 2. Notwithstanding any other law to the contrary, the state university trustees are hereby authorized and empowered, without any public bidding, to lease and otherwise contract to make available to Farmingdale state development corporation, a not-for-profit corporation (the "ground lessee"), a portion of the lands of the college generally described in this act for the purpose of developing, constructing, maintaining and operating multi-purpose facilities to support housing needs and supporting amenities. Such lease or contract shall be for a period not exceeding ninety-nine years without any fee simple conveyance and otherwise upon terms and conditions determined by such trustees, subject to the approval of the director of the division of the budget, the attorney general and the state comptroller. In the event that the real property that is the subject of such lease or contract shall cease to be used for the purpose described in this act, such lease or contract shall immediately terminate, and the real property and any improvements thereon shall revert to the state university of New York. Any lease or contract entered into pursuant to this act shall provide that the real property that is the subject of such lease or contract and any improvements thereon shall revert to the state university of New York on the expiration of such contract or lease. Any and all proceeds related to the leases authorized by this act shall be used for the benefit of the Farmingdale campus and the allocation of such proceeds shall be subject to approval by the trustees.

§ 3. Any contract or lease entered into pursuant to this act shall be deemed to be a state contract for purposes of article 15-A of the executive law, and any contractor, subcontractor, lessee or sublessee entering into such contract or lease for the construction, demolition, reconstruction, excavation, rehabilitation, repair, renovation, alteration or

improvement authorized pursuant to this act shall be deemed a state agency for the purposes of article 15-A of the executive law and subject to the provisions of such article.

§ 4. Notwithstanding any general, special or local law or judicial decision to the contrary, all work performed on a project authorized by this act where all or any portion thereof involves a lease or agreement for construction, demolition, reconstruction, excavation, rehabilitation, repair, renovation, alteration or improvement shall be deemed public work and shall be subject to and performed in accordance with the provisions of article 8 of the labor law to the same extent and in the same manner as a contract of the state, and compliance with all the provisions of article 8 of the labor law shall be required of any lessee, sublessee, contractor or subcontractor on the project, including the enforcement of prevailing wage requirements by the fiscal officer as defined in paragraph e of subdivision 5 of section 220 of the labor law to the same extent as a contract of the state.

§ 5. Notwithstanding any law, rule or regulation to the contrary, the state university of New York shall not contract out to the ground lessee or any subsidiary for the instruction or any pedagogical functions or services, or any administrative services, and similar professional services currently being performed by state employees. All such functions and services shall be performed by state employees pursuant to the civil service law. Nothing in this act shall result in the displacement of any currently employed state worker or the loss of position (including partial displacement such as reduction in the hours of non-overtime, wages or employment benefits), or result in the impairment of existing contracts for services or collective bargaining rights pursuant to existing agreements as provided under article 14 of the civil service law. All positions currently at the state university of New York in the unclassified service shall remain in the unclassified service. No services or work on the property described in this act currently performed by public employees at the time of the effective date of this act, or that is similar in scope and nature to the work being currently performed by public employees at the time of the effective date of this act, shall be contracted out or privatized by the state university of New York. The state university of New York acknowledges its obligations as an employer under the civil service law and agrees that it will not exercise its right to contract out for goods and services under any applicable collective bargaining agreement.

§ 6. 1. The provisions of this section shall only apply to employees in the unclassified service at the state university of New York.

2. Notwithstanding any law, rule or regulation to the contrary, the state university of New York or an affiliated or associated entity of the state university of New York shall not contract out to the ground lessee or any subsidiary of the ground lessee or the research foundation for the state university of New York for any services or privatize any services currently being performed by employees in the unclassified service at the state university of New York at Farmingdale. All such functions and services currently performed by employees in unclassified service shall be performed by employees in the unclassified service.

3. Nothing in this act relating to the lease of property to private entities for the development, construction, or operation of facilities shall be deemed to waive or impair any rights or benefits of employees of the state university of New York that otherwise would be available to them pursuant to the terms of agreements between the certified representatives of such employees and the state of New York or provisions of

article fourteen of the civil service law. The state university of New York and the state of New York acknowledge their obligations as an employer and agree that they will not exercise their right to contract out for services under any applicable collective bargaining agreement.

§ 7. For the purposes of this act:

(a) "project" shall mean work at the property authorized by this act to be leased to the ground lessee as described in section thirteen of this act that involves the design, construction, reconstruction, demolition, excavating, rehabilitation, repair, renovation, alteration or improvement of such property.

(b) "project labor agreement" shall mean a pre-hire collective bargaining agreement between a contractor and a labor organization, establishing the labor organization as the collective bargaining representative for all persons who will perform work on the project, and which provides that only contractors and subcontractors who sign a pre-negotiated agreement with the labor organization can perform project work.

§ 8. Nothing in this act shall be deemed to waive or impair any rights or benefits of employees of the state university of New York that otherwise would be available to them pursuant to the terms of agreements between the certified representatives of such employees and the state of New York pursuant to article 14 of the civil service law, and all work performed on such property that ordinarily would be performed by employees subject to article 14 of the civil service law shall continue to be performed by such employees.

§ 9. Notwithstanding the provisions of any general, special, or local law or judicial decision to the contrary, the ground lessee shall require the use of a project labor agreement, as defined in subdivision 1 of section 222 of the labor law, for all contractors and subcontractors on the project, consistent with paragraph (a) of subdivision 2 of section 222 of the labor law.

§ 10. Without limiting the determination of the terms and conditions of such contracts or leases, such terms and conditions may provide for leasing, subleasing, construction, reconstruction, rehabilitation, improvement, operation and management of and provision of services and assistance and the granting of licenses, easements and other arrangements with regard to such grounds and facilities by the ground lessee and parties contracting with, the ground lessee and in connection with such activities, the obtaining of funding or financing, whether public or private, unsecured or secured, including, but not limited to, secured by leasehold mortgages and assignments of rents and leases, by the ground lessee and parties contracting with the ground lessee for the purposes of completing the project described in this act.

§ 11. Such lease shall include an indemnity provision whereby the lessee or sublessee promises to indemnify, hold harmless and defend the lessor against all claims, suits, actions, and liability to all persons on the leased premises, including tenant, tenant's agents, contractors, subcontractors, employees, customers, guests, licensees, invitees and members of the public, for damage to any such person's property, whether real or personal, or for personal injuries arising out of tenant's use or occupation of the demised premises.

§ 12. Any contracts entered into pursuant to this act between the ground lessee and parties contracting with the ground lessee shall be awarded by a competitive process.

§ 13. The property authorized by this act to be leased to the ground lessee is generally described as that parcel of real property with

improvements thereon consisting of a total of 9.26 acres situated on the campus of the state university of New York at Farmingdale, subject to all existing easements and restrictions of record. The description in this section of the parcel to be made available pursuant to this act is not meant to be a legal description, but is intended only to identify the parcel:

All that certain plot, piece or parcel of land, situate, lying and being at Melville, Town of Huntington, County of Suffolk and State of New York, being more particularly bounded and described as follows: BEGINNING at the corner formed by the intersection of the southerly side of Melville Road with the westerly side of Route 110 (Broad Hollow Road). Running Thence the following 12 (twelve) courses and distances: 1. Southerly, along the westerly side of Route 110, along the arc of a curve, bearing to the right, having a radius of 5629.58 feet and a length of 241.37 feet; 2. Still along said side, South 18 degrees 09 minutes 05 seconds West, a distance of 121.11 feet; 3. Westerly, North 56 degrees 29 minutes 30 seconds West, a distance of 100.00 feet; 4. Southerly, South 15 degrees 47 minutes 32 seconds West, a distance of 125.97 feet; 5. Westerly, North 56 degrees 29 minutes 30 seconds West, a distance of 545.14 feet; 6. Still westerly, North 56 degrees 05 minutes 25 seconds West, a distance of 382.45 feet; 7. Still westerly, North 56 degrees 57 minutes 00 seconds West, a distance of 300 feet, to the southerly side of Melville Road; 8. Easterly, along said side, along the arc of a curve, bearing to the right, having a radius of 512.54 feet, and a length of 485.98 feet; 9. Still along said side, South 66 degrees 50 minutes 52 seconds East, a distance of 196.45 feet; 10. Still along said side, along the arc of a curve, bearing to the left, having a radius of 1313.24 feet and a length of 274.97 feet; 11. Still along said side, South 78 degrees 50 minutes 40 seconds East, a distance of 228.40 feet; 12. Still along said side, South 45 degrees 52 minutes 29 seconds East, a distance of 130.39 feet, to the westerly side of Route 110, at the Point or Place of BEGINNING. Containing within said bounds an area of 9.26 acres more or less. Subject to all existing easements and restrictions of record.

§ 14. The state university of New York shall not lease lands described in this act unless any such lease shall be executed within 5 years of the effective date of this act.

§ 15. Insofar as the provisions of this act are inconsistent with the provisions of any law, general, special or local, the provisions of this act shall be controlling.

§ 16. This act shall take effect immediately.

SUBPART B

Section 1. Legislative findings. The legislature finds and declares that the state university of New York at Stony Brook ("the university") is one of the state's university centers with its main campus in the town of Brookhaven and its Southampton campus in the Town of Southampton ("Southampton campus"). The Southampton campus is home to various programs including Stony Brook's School of Marine and Atmospheric Sciences, School of Health Professions, School of Social Work, and Southampton Arts. The legislature further finds that Stony Brook Southampton Hospital is one of Stony Brook's four hospitals, located several miles east of its Southampton campus. Legislation enacted in 2018 provided for the development of a new Stony Brook Southampton Hospital on the Southampton campus. To support the hospital moving further West,

in 2025 Stony Brook Southampton Hospital and the Southampton hospital association opened a standalone emergency department in the town of East Hampton.

The legislature further finds that the East end of Long Island has a limited housing supply, particularly for the growing healthcare workforce. Stony Brook seeks to use approximately 11.5 acres of underutilized land on Stony Brook's Southampton campus to build multi-purpose facilities to support housing needs and supporting amenities (including but not limited to food and dining options, parking, and fitness centers) for Stony Brook's healthcare workforce on the East end, fulfilling a necessary and vital public purpose. By providing housing options for its workforce across Stony Brook Southampton Hospital, the East Hampton Emergency Department, and various clinical facilities across the South fork, it will improve Stony Brook's ability to recruit and retain the best faculty and staff on the East end. It will also support the continued growth and development of the Southampton campus by providing workforce housing opportunities adjacent to a future hospital and future train station.

The legislature further finds that granting the trustees of the state university of New York ("trustees") the authority and power to lease and otherwise contract to make available grounds and facilities on the Southampton campus will ensure such land is utilized for the benefit of Stony Brook, the surrounding community, and the general public.

§ 2. Notwithstanding any other law to the contrary, the state university trustees are authorized and empowered, without any public bidding, to lease and otherwise contract to make available to Stony Brook Southampton Housing Development Corp., a not-for-profit (ground lessee), a portion of the lands of the university generally described in this act for the purpose of developing, constructing, maintaining and operating multi-purpose facilities to support housing needs and supporting amenities. Such lease or contract shall be for a period not exceeding ninety-nine years without any fee simple conveyance and otherwise upon terms and conditions determined by such trustees, subject to the approval of the director of the division of the budget, the attorney general and the state comptroller. In the event that the real property that is the subject of such lease or contract shall cease to be used for the purpose described in this act, such lease or contract shall immediately terminate and the real property and any improvements thereon shall revert to the state university of New York. Any lease or contract entered into pursuant to this act shall provide that the real property that is the subject of such lease or contract and any improvements thereon shall revert to the state university of New York on the expiration of such contract or lease.

§ 3. Any contract or lease entered into pursuant to this act shall be deemed to be a state contract for purposes of article 15-A of the executive law, and any contractor, subcontractor, lessee or sublessee entering into such contract or lease for the construction, demolition, reconstruction, excavation, rehabilitation, repair, renovation, alteration or improvement authorized pursuant to this act shall be deemed a state agency for the purposes of article 15-A of the executive law and subject to the provisions of such article.

§ 4. Notwithstanding any general, special or local law or judicial decision to the contrary, all work performed on a project authorized by this act where all or any portion thereof involves a lease or agreement for construction, demolition, reconstruction, excavation, rehabilitation, repair, renovation, alteration or improvement shall be deemed

public work and shall be subject to and performed in accordance with the provisions of article 8 of the labor law to the same extent and in the same manner as a contract of the state, and compliance with all the provisions of article 8 of the labor law shall be required of any lessee, sublessee, contractor or subcontractor on the project, including the enforcement of prevailing wage requirements by the fiscal officer as defined in paragraph e of subdivision 5 of section 220 of the labor law to the same extent as a contract of the state.

§ 5. Notwithstanding any law, rule or regulation to the contrary, the state university of New York shall not contract out to the ground lessee or any subsidiary for the instruction or any pedagogical functions or services, or any administrative services, and similar professional services currently being performed by state employees. All such functions and services shall be performed by state employees pursuant to the civil service law. Nothing in this act shall result in the displacement of any currently employed state worker or the loss of position (including partial displacement such as reduction in the hours of non-overtime, wages or employment benefits), or result in the impairment of existing contracts for services or collective bargaining rights pursuant to existing agreements as provided under article 14 of the civil service law. All positions currently at the state university of New York in the unclassified service shall remain in the unclassified service. No services or work on the property described in this act currently performed by public employees at the time of the effective date of this act, or that is similar in scope and nature to the work being currently performed by public employees at the time of the effective date of this act, shall be contracted out or privatized by the state university of New York. The state university of New York acknowledges its obligations as an employer under the civil service law and agrees that it will not exercise its right to contract out for goods and services under any applicable collective bargaining agreement.

§ 6. 1. The provisions of this section shall only apply to employees in the unclassified service at the state university of New York.

2. Notwithstanding any law, rule or regulation to the contrary, the state university of New York or an affiliated or associated entity of the state university of New York shall not contract out to the ground lessee or any subsidiary of the ground lessee or the research foundation for the state university of New York for any services or privatize any services currently being performed by employees in the unclassified service at the state university of New York at Stonybrook. All such functions and services currently performed by employees in unclassified service shall be performed by employees in the unclassified service.

3. Nothing in this act relating to the lease of property to private entities for the development, construction, or operation of facilities shall be deemed to waive or impair any rights or benefits of employees of the state university of New York that otherwise would be available to them pursuant to the terms of agreements between the certified representatives of such employees and the state of New York or provisions of article 14 of the civil service law. The state university of New York and the state of New York acknowledge their obligations as an employer and agree that they will not exercise their right to contract out for services under any applicable collective bargaining agreement.

§ 7. For the purposes of this act:

(a) "project" shall mean work at the property authorized by this act to be leased to the ground lessee as described in section thirteen of this act that involves the design, construction, reconstruction, demoli-

tion, excavating, rehabilitation, repair, renovation, alteration or improvement of such property.

(b) "project labor agreement" shall mean a pre-hire collective bargaining agreement between a contractor and a labor organization, establishing the labor organization as the collective bargaining representative for all persons who will perform work on the project, and which provides that only contractors and subcontractors who sign a pre-negotiated agreement with the labor organization can perform project work.

§ 8. Nothing in this act shall be deemed to waive or impair any rights or benefits of employees of the state university of New York that otherwise would be available to them pursuant to the terms of agreements between the certified representatives of such employees and the state of New York pursuant to article 14 of the civil service law, and all work performed on such property that ordinarily would be performed by employees subject to article 14 of the civil service law shall continue to be performed by such employees.

§ 9. Notwithstanding the provisions of any general, special, or local law or judicial decision to the contrary, the ground lessee shall require the use of a project labor agreement, as defined in subdivision 1 of section 222 of the labor law, for all contractors and subcontractors on the project, consistent with paragraph (a) of subdivision 2 of section 222 of the labor law

§ 10. Without limiting the determination of the terms and conditions of such contracts or leases, such terms and conditions may provide for leasing, subleasing, construction, reconstruction, rehabilitation, improvement, operation and management of and provision of services and assistance and the granting of licenses, easements and other arrangements with regard to such grounds and facilities by the ground lessee, and parties contracting with the ground lessee, and in connection with such activities, the obtaining of funding or financing, whether public or private, unsecured or secured, including, but not limited to, secured by leasehold mortgages and assignments of rents and leases, by the ground lessee and parties contracting with the ground lessee for the purposes of completing the project described in this act.

§ 11. Such lease shall include an indemnity provision whereby the lessee or sublessee promises to indemnify, hold harmless and defend the lessor against all claims, suits, actions, and liability to all persons on the leased premises, including tenant, tenant's agents, contractors, subcontractors, employees, customers, guests, licensees, invitees and members of the public, for damage to any such person's property, whether real or personal, or for personal injuries arising out of tenant's use or occupation of the demised premises.

§ 12. Any contracts entered into pursuant to this act between the ground lessee and parties contracting with the ground lessee shall be awarded by a competitive process.

§ 13. The property authorized by this act to be leased to the ground lessee is generally described as that parcel of real property with improvements thereon consisting of a total of approximately 11.5 acres of land situated on the Southampton campus of the state university of New York at Stony Brook. The description in this section of the parcel to be made available pursuant to this act is not meant to be a legal description, but is intended only to identify the parcel:

Beginning at a point on the southerly sideline of section 211, block 6, lot 9, now or formerly belonging to the MTA-LIRR, the said point being distant 1135.50 feet on a bearing of south 86 degrees 01 minutes

07 seconds west from the intersection of the said lirr sideline with the westerly sideline of tuckahoe road (50 feet wide), and running from the said point of beginning; thence running through section 211, block 1, lot 1 the following nine (9) courses:
(1) South 00 degrees 15 minutes 03 seconds east for a distance of 456.85 feet; thence
(2) South 85 degrees 52 minutes 00 seconds west, a distance of 97.30 feet to a point of curvature; thence
(3) On a curve to the left having a radius of 100.00 feet, a central angle of 19 degrees 15 minutes 58 seconds and an arc length of 33.63 feet to a point of reverse curvature; thence
(4) On a curve to the right having a radius of 100.00 feet, a central angle of 17 degrees 48 minutes 58 seconds and an arc length of 31.09 feet to a point of tangency; thence
(5) South 84 degrees 25 minutes 00 seconds west, a distance of 105.00 feet to a point of curvature; thence
(6) On a curve to the left having a radius of 65.00 feet, a central angle of 73 degrees 17 minutes 00 seconds and an arc length of 83.14 feet to a point of tangency; thence
(7) South 11 degrees 08 minutes 00 seconds west, a distance of 54.50 feet; thence
(8) South 31 degrees 46 minutes 02 seconds west, being radial to the following course, a distance of 48.50 feet; thence
(9) On a curve to the left having a radius of 125.00 feet, a central angle of 39 degrees 49 minutes 32 seconds, and an arc length of 86.89 feet to a point of tangency; thence
(10) Continuing through said lot lot 1, passing through section 210, block 2, lot 26 and then crossing into section 210, block 2, lot 25, south 81 degrees 56 minutes 30 seconds west, a distance of 326.00 feet to a point of curvature; thence
(11) Continuing through said lot 25, on a curve to the left having a radius of 100.00 feet, a central angle of 43 degrees 59 minutes 00 seconds, and an arc length of 76.77 feet to a point of tangency; thence
(12) Continuing through said lot 25 and crossing back into aforementioned lot 26, south 37 degrees 57 minutes 30 seconds west, a distance of 250.00 feet; thence
(13) Continuing through said lot 26, south 59 degrees 26 minutes 00 seconds west, a distance of 32.50 feet; thence
(14) Continuing through said lot 26 and crossing back into aforementioned lot 25, north 30 degrees 34 minutes 00 seconds west, a distance of 126.00 feet to a point of curvature; thence
(15) Continuing through said lot 25, on a curve to the left having a radius of 65.00 feet, a central angle of 48 degrees 54 minutes 30 seconds, and an arc length of 55.48 feet to a point of tangency; thence
(16) Continuing through the same, north 79 degrees 28 minutes 30 seconds west, a distance of 92.22 feet; thence
(17) Along the dividing line of said lot 25 to the east with section 210, block 2, lot 11.3 to the west, north 17 degrees 43 minutes 47 seconds east, a distance of 160.35 feet; thence
(18) Along the dividing line of said lot 25 to the southeast with section 210, block 2, lots 11.3, 11.4 and 11.5 to the northwest, north 55 degrees 50 minutes 47 seconds east, a distance of 438.30 feet; thence
(19) Along the dividing line of aforementioned lot 1 to the southeast with said lot 11.5 to the northwest, north 55 degrees 51 minutes 07 seconds east, a distance of 315.93 feet; thence

(20) Along same, north 24 degrees 08 minutes 33 seconds west, a distance of 155.67 feet; thence
(21) Along the dividing line of said lot 1 to the south with aforementioned lot 9 to the north, north 86 degrees 01 minutes 07 seconds east, a distance of 593.70 feet to the point and place of beginning.
The above-described lease area contains 500,818 square feet or 11.4972 acres of land. Subject to all existing easements and restrictions of record.

§ 14. The state university of New York shall not lease lands described in this act unless any such lease shall be executed within 5 years of the effective date of this act.

§ 15. Insofar as the provisions of this act are inconsistent with the provisions of any law, general, special or local, the provisions of this act shall be controlling.

§ 16. This act shall take effect immediately.

SUBPART C

Section 1. Notwithstanding the provisions of section 400 of the transportation law, or any other provision of law to the contrary, the commissioner of transportation is hereby authorized and empowered to transfer and convey certain state-owned real property, as described in section two of this act, for the purpose of developing, constructing, maintaining and operating multi-purpose facilities to support housing needs and supporting amenities, upon such terms and conditions as the commissioner may deem appropriate. The commissioner of transportation shall convey the property to the New York state urban development corporation, which shall transfer and convey such property as limited to the purpose, terms, and objectives set out in a request for proposal by the New York state urban development corporation, provided that no such transfer and conveyance shall occur unless the purpose, terms, and objectives set out in such request for proposal includes the development, construction, maintenance, and operation of multi-purpose facilities to support housing needs and supporting amenities.

§ 2. The lands authorized by this act to be conveyed consist of two parcels of land in the town of Babylon, Suffolk county, constituting tax map numbers 0100-050.00-01.00-003.000 and 0100-050.00-01.00-002.000, and generally described as approximately twelve and one-half acres of land located north of Conklin Street and east of Route 110.

§ 3. The description in this section of the lands to be conveyed is not intended to be a legal description and is intended only to identify the premises to be conveyed:
Beginning at a point at the intersection of the easterly side of Broadhollow Road (N.Y.S. Routh 110)with the northerly side of Conklin Street:
Running thence along the said easterly side of Broadhollow Road (N.Y.S. Route 110) North 02 degrees 20 minutes 42 seconds East, 9.77 feet to land now or formerly of LILCO;
Thence along said land the following two (2) courses and distances:
(1) North 67 degrees 48 minutes 35 seconds East, 412.07 feet;
(2) North 22 degrees 11 minutes 19 seconds West, 264.95 feet to land now or formerly of LIRR-MTA;
Thence along said land North 72 degrees 58 minutes 09 seconds East, 1,553.65 feet to the land now or formerly of Conklin Street Partners LLC;
Thence along said land South 22 degrees 30 minutes 10 seconds East, 249.98 feet to the northerly side of Conklin Street;

Thence along said northerly side of Conklin Street the following six (6) courses and distances:
(1) South 67 degrees 48 minutes 04 seconds West, 1,696.88 feet;
(2) South 80 degrees 10 minutes 54 seconds West, 121.73 feet;
(3) South 67 degrees 13 minutes 48 seconds West, 70.68 feet;
(4) South 88 degrees 06 minutes 32 seconds West, 27.07 feet;
(5) North 69 degrees 43 minutes 35 seconds West, 35.74 feet;
(6) North 47 degrees 09 minutes 09 seconds West, 63.13 feet to the easterly side of Broadhollow Road (N.Y.S. Route 110) and the point or place of beginning.
Subject to all existing easements and restrictions on record.

§ 4. This act shall take effect immediately.

SUBPART D

Section 1. Legislative findings. The legislature finds that the state university of New York College of Environmental Science and Forestry ("ESF") is one of the nation's premier colleges focused on the study of the environment, developing renewable technologies, and building a sustainable future. Located in downtown Syracuse, right across from Syracuse University, ESF is on a mission to educate future environmental leaders, particularly at a time when New York state is working to meet its statewide climate goals and transition into a clean energy economy.

The legislature further finds that ESF seeks to use approximately 1.6 acres of underutilized land on its campus to build multi-purpose facilities to support housing needs and supporting amenities for the college's undergraduate and graduate students. In the past five years, ESF's enrollment has increased by 4.7%, ranking fourth in state university of New York's campuses seeing enrollment growth. Currently, ESF requires freshmen to live on campus and has one residence hall, which can accommodate 549 students. As a result, most transfer students, upper class students, and graduate students live off-campus at private facilities. ESF believes additional housing will help to attract a diverse student population and continue to meet the demands of its growing enrollment.

The legislature further finds that granting the trustees of the state university of New York the authority and power to lease and otherwise contract to make available grounds and facilities on ESF's campus will ensure land is utilized for the benefit of ESF and the surrounding community.

§ 2. Notwithstanding any other law to the contrary, the state university trustees are hereby authorized and empowered, without any public bidding, to lease and otherwise contract to make available to the Abby Lane Housing Corporation, a not-for-profit corporation (the "ground lessee"), a portion of the lands of the university, generally described in this act for the purpose of building undergraduate and graduate student housing and amenities. Such lease or contract shall be for a period not exceeding 100 years without any fee simple conveyance and otherwise upon terms and conditions determined by such trustees, subject to the approval of the director of the division of the budget, the attorney general and the state comptroller. In the event that the real property that is the subject of such lease or contract shall cease to be used for the purpose described in this act, such lease or contract shall immediately terminate, and the real property and any improvements thereon shall revert to the state university of New York. Any lease or contract entered into pursuant to this act shall provide that the real property that is the subject of such lease or contract and any improve-

ments thereon shall revert to the state university of New York on the expiration of such contract or lease.

§ 3. Any contract or lease entered into pursuant to this act shall be deemed to be a state contract for purposes of article 15-A of the executive law, and any contractor, subcontractor, lessee or sublessee entering into such contract or lease for the construction, demolition, reconstruction, excavation, rehabilitation, repair, renovation, alteration or improvement authorized pursuant to this act shall be deemed a state agency for the purposes of article 15-A of the executive law and subject to the provisions of such article.

§ 4. Notwithstanding any general, special or local law or judicial decision to the contrary, all work performed on a project authorized by this act where all or any portion thereof involves a lease or agreement for construction, demolition, reconstruction, excavation, rehabilitation, repair, renovation, alteration or improvement shall be deemed public work and shall be subject to and performed in accordance with the provisions of article 8 of the labor law to the same extent and in the same manner as a contract of the state, and compliance with all the provisions of article 8 of the labor law shall be required of any lessee, sublessee, contractor or subcontractor on the project, including the enforcement of prevailing wage requirements by the fiscal officer as defined in paragraph (e) of subdivision 5 of section 220 of the labor law to the same extent as a contract of the state.

§ 5. Notwithstanding any law, rule or regulation to the contrary, the state university of New York shall not contract out to the ground lessee or any subsidiary for the instruction or any pedagogical functions or services, or any administrative services, and similar professional services currently being performed by state employees. All such functions and services shall be performed by state employees pursuant to the civil service law. Nothing in this act shall result in the displacement of any currently employed state worker or the loss of position (including partial displacement such as reduction in the hours of non-overtime, wages or employment benefits), or result in the impairment of existing contracts for services or collective bargaining rights pursuant to existing agreements as provided under article 14 of the civil service law. All positions currently at the state university of New York in the unclassified service shall remain in the unclassified service. No services or work on the property described in this act currently performed by public employees at the time of the effective date of this act, or that is similar in scope and nature to the work being currently performed by public employees at the time of the effective date of this act, shall be contracted out or privatized by the state university of New York. The state university of New York acknowledges its obligations as an employer under the civil service law and agrees that it will not exercise its right to contract out for goods and services under any applicable collective bargaining agreement.

§ 6. 1. The provisions of this section shall only apply to employees in the unclassified service at the state university of New York.

2. Notwithstanding any law, rule or regulation to the contrary, the state university of New York or an affiliated or associated entity of the state university of New York shall not contract out to the ground lessee or any subsidiary of the ground lessee or the research foundation for the state university of New York for any services or privatize any services currently being performed by employees in the unclassified service at the state university of New York college of environmental science and forestry. All such functions and services currently

performed by employees in unclassified service shall be performed by employees in the unclassified service.

3. Nothing in this act relating to the lease of property to private entities for the development, construction, or operation of facilities shall be deemed to waive or impair any rights or benefits of employees of the state university of New York that otherwise would be available to them pursuant to the terms of agreements between the certified representatives of such employees and the state of New York or provisions of article 14 of the civil service law. The state university of New York and the state of New York acknowledge their obligations as an employer and agree that they will not exercise their right to contract out for services under any applicable collective bargaining agreement.

§ 7. For the purposes of this act:

(a) "project" shall mean work at the property authorized by this act to be leased to the ground lessee as described in section thirteen of this act that involves the design, construction, reconstruction, demolition, excavating, rehabilitation, repair, renovation, alteration or improvement of such property.

(b) "project labor agreement" shall mean a pre-hire collective bargaining agreement between a contractor and a labor organization, establishing the labor organization as the collective bargaining representative for all persons who will perform work on the project, and which provides that only contractors and subcontractors who sign a pre-negotiated agreement with the labor organization can perform project work.

§ 8. Nothing in this act shall be deemed to waive or impair any rights or benefits of employees of the state university of New York that otherwise would be available to them pursuant to the terms of agreements between the certified representatives of such employees and the state of New York pursuant to article 14 of the civil service law, and all work performed on such property that ordinarily would be performed by employees subject to article 14 of the civil service law shall continue to be performed by such employees.

§ 9. Notwithstanding the provisions of any general, special, or local law or judicial decision to the contrary, the ground lessee shall require the use of a project labor agreement, as defined in subdivision 1 of section 222 of the labor law, for all contractors and subcontractors on the project, consistent with paragraph (a) of subdivision 2 of section 222 of the labor law.

§ 10. Without limiting the determination of the terms and conditions of such contracts or leases, such terms and conditions may provide for leasing, subleasing, construction, reconstruction, rehabilitation, improvement, operation and management of and provision of services and assistance and the granting of licenses, easements and other arrangements with regard to such grounds and facilities by the ground lessee, and parties contracting with the ground lessee, and in connection with such activities, the obtaining of funding or financing, whether public or private, unsecured or secured, including, but not limited to, secured by leasehold mortgages and assignments of rents and leases, by the ground lessee and parties contracting with the ground lessee for the purposes of completing the project described in this act.

§ 11. Such lease shall include an indemnity provision whereby the lessee or sublessee promises to indemnify, hold harmless and defend the lessor against all claims, suits, actions, and liability to all persons on the leased premises, including tenant, tenant's agents, contractors, subcontractors, employees, customers, guests, licensees, invitees and

members of the public, for damage to any such person's property, whether real or personal, or for personal injuries arising out of tenant's use or occupation of the demised premises.

§ 12. Any contracts entered into pursuant to this act between the ground lessee and parties contracting with the ground lessee shall be awarded by a competitive process.

§ 13. The property authorized by this act to be leased to the ground lessee is generally described as that parcel of real property with improvements thereon consisting of a total of approximately 1.624 acres of land situated on the campus of the state university of New York college of environmental science and forestry. The description in this section of the parcel to be made available pursuant to this act is not meant to be a legal description, but is intended only to identify the parcel:

All that piece or parcel of land situate in the City of Syracuse, County of Onondaga, State of New York, being lots 1-10 of Block 605 (part of Farm Lot 185) bounded and described as follows:

BEGINNING at a point in the southerly street boundary of the existing East Raynor Avenue (66' ROW) at its intersection with the westerly street boundary of the existing Stadium Place (66' ROW); thence

1) Southerly along the westerly street boundary of the existing Stadium Place (66' ROW) on a bearing of South 03°44'57" East a distance of 268.00 feet to a point in the northerly street boundary of the existing Standart Street (66'ROW); thence

2) Westerly along the northerly street boundary of the existing Standart Street (66' ROW) on a bearing of South 86°21'13" West a distance of 264.00 feet to a point in the easterly street boundary of the existing Henry Street (66'ROW); thence

3) Northerly along the easterly street boundary of the existing Henry Street (66' ROW) on a bearing of North 03°45'17" West a distance of 268.00 feet to a point in the southerly street boundary of the existing East Raynor Avenue (66'ROW); thence

4) Easterly along the southerly street boundary of the existing East Raynor Avenue (66' ROW) on a bearing of North 86°21'13" East a distance of 264.03 feet to the point of beginning, being 1.624 acres, more or less. Subject to all existing easements and restrictions of record.

§ 14. The state university of New York shall not lease lands described in this act unless any such lease shall be executed within 5 years of the effective date of this act.

§ 15. Insofar as the provisions of this act are inconsistent with the provisions of any law, general, special or local, the provisions of this act shall be controlling.

§ 16. This act shall take effect immediately.

§ 2. Severability clause. If any clause, sentence, paragraph, subdivision, section, or subpart of this part shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of that subpart or this part, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or subpart directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature that this part and each subpart herein would have been enacted even if such invalid provisions had not been included herein.

§ 3. This act shall take effect immediately; provided, however, that the applicable effective date of Subparts A through D of this act shall be as specifically set forth in the last section of such Subparts.

PART V

Section 1. Subdivision 3 of section 16-m of section 1 of chapter 174 of the laws of 1968 constituting the New York state urban development corporation act, as amended by section 1 of part EE of chapter 58 of the laws of 2025, is amended to read as follows:

3. The provisions of this section shall expire, notwithstanding any inconsistent provision of subdivision 4 of section 469 of chapter 309 of the laws of 1996 or of any other law, on July 1, [~~2026~~] 2027.

§ 2. This act shall take effect immediately.

PART W

Section 1. Section 2 of chapter 393 of the laws of 1994, amending the New York state urban development corporation act, relating to the powers of the New York state urban development corporation to make loans, as amended by section 1 of part FF of chapter 58 of the laws of 2025, is amended to read as follows:

§ 2. This act shall take effect immediately provided, however, that section one of this act shall expire on July 1, [~~2026~~] 2027, at which time the provisions of subdivision 26 of section 5 of the New York state urban development corporation act shall be deemed repealed; provided, however, that neither the expiration nor the repeal of such subdivision as provided for herein shall be deemed to affect or impair in any manner any loan made pursuant to the authority of such subdivision prior to such expiration and repeal.

§ 2. This act shall take effect immediately.

PART X

Intentionally Omitted

PART Y

Section 1. Short title. This act shall be known and may be cited as the "Safe by Design Act".

§ 2. The general business law is amended by adding a new article 45-B to read as follows:

ARTICLE 45-B
SAFE BY DESIGN ACT

Section 1539. Definitions.
1540. Privacy by default and parental approvals.
1541. Prohibition on features that subvert the purposes of this article.
1542. Nondiscrimination.
1543. Scope.
1544. Rulemaking authority.
1545. Construction of article.
1546. Language access.
1547. Remedies.

§ 1539. Definitions. For the purposes of this article, the following terms shall have the following meanings:

1. "Connected" and variations thereof shall mean that two users using the covered platform or two accounts on the covered platform are connected to each other by:

(a) sending a request to connect to another user or account holder and having the request to connect accepted by the other user or account holder; or

(b) receiving a request to connect from another user or account holder and accepting the request to connect.

2. "Covered minor" shall mean any user in New York who has been reasonably determined by an operator, via age assurance, as set forth in this article, to be under the age of eighteen.

3. "Operator" shall mean any person, business, or other legal entity who operates or provides a covered platform.

4. "Parent" shall mean a parent or legal guardian.

5. "Tag" shall mean when a user clearly identifies a second user in posted media.

6. "User" shall mean a user of a covered platform not acting as an operator, or agent or affiliate of such operator, of such platform or any portion thereof.

7. "Covered user" shall mean a user of a covered platform in New York not acting as an operator, agent or affiliate of such operator, of such platform or of any portion thereof.

8. "Money" shall mean a medium of exchange currently authorized or adopted by a domestic or foreign government.

9. "Digital currency" shall mean a digital representation of value, recognized only on the covered platform, that is supplied, exchanged and managed pursuant to the policies or rules of such covered platform, and is not accepted or considered a medium of exchange currently authorized or adopted by a domestic or foreign government.

10. "AI companion" shall have the same meaning as subdivision four of section seventeen hundred of this chapter; provided, however, that an "AI companion" shall not include an artificial intelligence system or non-player character that operates exclusively within a game or immersive digital environment, provided that such system's interactions are strictly constrained to the fictional context of such game or environment and do not initiate, encourage, or sustain dialogue concerning the user's real-world life, emotional state, or personal affairs.

11. "Integrated AI companion" shall mean an AI companion that is an accessible or usable feature of a covered platform.

12. "Covered platform" shall mean a public or semi-public website, online service, online application, or mobile application that:

(a) is used by a covered minor in this state;

(b) allows users to construct a public or semi-public profile for the purposes of using such website, service, or application; and

(c) offers or provides the following features:

(i) a mechanism to allow users to communicate privately with each other within the website, service or application or through platform integration with a separate website, service, or application; and

(ii) (A) a mechanism to create or post media that is viewable by other users and a mechanism to respond to such media, including but not limited to, through a landing page or feed that presents the user with media created or posted by other users; or

(B) a mechanism: (1) to create games or immersive digital environments for other users or to play online games; and (2) to make in game purchases using money or to exchange money for digital currency as well as to exchange digital currency for money.

13. "Media" shall mean text, an image or a video. Games and immersive digital environments are not media.

14. "Age assurance" shall mean reasonable and technically feasible methods to determine the age of a user, made consistent with subdivision one of section fifteen hundred forty of this article.

15. "Syncing" shall mean when a user imports existing connections or contact information pertaining to other users into a covered platform.

16. "Platform integration" shall mean any form of linking a user's account on a covered platform with the user's account on one or more different covered platforms.

§ 1540. Privacy by default and parental approvals. 1. (a) The attorney general may promulgate rules and regulations identifying methods for reasonable and technically feasible age assurance, which may consider the size, financial resources, and technical capabilities of covered platforms, the costs and effectiveness of available age determination techniques for users of such platforms, the audience of such platforms, and prevalent practices of the industry of the operator. Such rules or regulations may also identify the appropriate levels of accuracy that would be considered reasonable for operators to achieve in determining whether a user is a covered minor. Such rules or regulations may specify that information collected under this article shall not be used for any purpose other than age assurance and shall be deleted immediately after an attempt to determine a user's age, except where necessary for compliance with any applicable provisions of New York state or federal law or rule or regulation.

(b) Until such time as the rules or regulations referenced in paragraph (a) of this subdivision may have been promulgated and are in effect, an operator shall use age assurance methods that meet the requirements of article forty-five of this chapter and its implementing rules or regulations, as amended, except that for purposes of this article, an operator may not use self-declaration of age or minor status to determine whether a covered user is a covered minor.

(c) To the extent rules or regulations referenced in paragraph (a) of this subdivision are not in effect and rules or regulations referenced in paragraph (b) of this subdivision regarding age assurance methods promulgated pursuant to article forty-five of this chapter are not in effect, an operator shall rely on a determination of a covered user's age made using a reasonable age assurance method that meets the following requirements:

(i) such age assurance method shall reasonably guard against circumvention and reasonably minimize the retention of information collected for age assurance purposes;

(ii) an operator may not use self-declaration of age or minor status to determine whether a covered user is a covered minor; and

(iii) an operator must make available more than one age assurance method to covered users, including at least one method that either does not rely on government issued identification or that allows a covered user to maintain anonymity as to the operator.

2. An operator may not offer or make available to a covered user the feature of communicating privately with a user within the covered platform or through platform integration, viewing the full profile of a user, responding to or downloading media created or posted by a user, tagging a user in posted media or viewing the geographic location information of a user, unless the operator has conducted age assurance to determine whether a covered user is a covered minor.

3. For all users determined by an operator to be a covered minor, such operator shall utilize the following settings by default for covered

minors, which shall ensure that no user age eighteen or older who is not already connected to a covered minor may:

(a) communicate privately with such covered minor within the covered platform or through platform integration;

(b) view the full profile of such covered minor;

(c) respond to or download media created or posted by such covered minor;

(d) tag such covered minor in posted media; or

(e) view the geographic location information, where such information is derived from or captured by device or network signals, including but not limited to global position system, IP address or Wi-Fi positioning, of such covered minor.

4. If an operator provides a mechanism on the covered platform to suggest or recommend the profile of a user to another user to connect with, an operator may not suggest or recommend the profile of a covered minor to another user age eighteen or older who is not already connected to such covered minor. This subdivision shall not apply to profile suggestions or recommendations that are made as a result of a covered minor or other user syncing contacts with a covered platform.

4-a. Nothing in this subdivision is intended to prohibit actions reasonably necessary for platform safety, abuse prevention, customer support, legal compliance or emergency response, as may be further defined in rules or regulations promulgated by the attorney general.

5. (a) A parent of a covered minor may override the default privacy settings provided in subdivisions three and four of this section at such parent's discretion. An operator shall allow a parent to override or maintain each setting provided in subdivision three of this section separately.

(b) An operator shall notify a parent of a covered minor whenever such covered minor requests that the operator obtain approval from a covered minor's parent to consent to change a default setting provided in subdivision three or four of this section. Such notice shall include a statement that informs the parent that they are changing a default setting required under New York law. The parent may then either provide or withhold such consent to the request to change the settings for such minor, provided there is separate consent provided for each request by a covered minor.

6. A request by a user to connect with a covered minor may be sent simultaneously with a request by such user to communicate privately with such covered minor and a request by a covered minor to connect with a user may be sent simultaneously with a request by such covered minor to communicate privately with such user, provided, however, that no such private communication may be returned or responded to, until the connection has been approved and/or any parental consent required by subdivision eight of this section has been provided.

7. (a) An operator may not offer or make available to a covered user the use or access of an integrated AI companion, unless the operator has conducted age assurance to determine whether a covered user is a covered minor.

(b) An operator shall, by default, disable the access or use of any integrated AI companion for any covered minor.

(c) A parent of a covered minor may override the default disabled access or use of an integrated AI companion, provided in paragraph (b) of this subdivision, at such parent's discretion. An operator shall allow a parent to override or maintain the setting provided for in para-

graph (b) of this subdivision separately from any other mechanisms to override other default settings.

(d) An operator shall notify a parent of a covered minor whenever such minor requests that the operator obtain consent from such covered minor's parent to change the default setting provided in paragraph (b) of this subdivision. Such notice shall include a statement that informs the parent that the parent is being asked to provide consent to change a default setting required under New York law. The parent may thereafter provide or withhold such consent.

8. (a) For any covered minor under the age of thirteen, an operator shall require the parent of such covered minor to provide consent before the account of such covered minor and the account of another user may be connected. For any covered minor under the age of thirteen, an operator shall also establish a mechanism by which a parent of such minor may easily view the list of all users or accounts currently connected with the account of the minor.

(b) For any covered minor, an operator shall establish a mechanism by which a parent of such minor may easily view a list of any covered platforms that have been linked to or requested to be linked to the account of the minor, if the covered platform offers a mechanism for platform integration.

9. (a) An operator of a covered platform that offers or provides the feature described in item two of clause (B) of subparagraph (ii) of paragraph (c) of subdivision twelve of section fifteen hundred thirty-nine of this article, may not offer or make available such feature to a covered user unless the operator has conducted age assurance to determine whether a covered user is a covered minor.

(b) For all users determined by such operator to be a covered minor, such operator shall establish a mechanism that either: (i) enables the parent of such covered minor to set a monthly limit on the spending of money, whether by charging a credit card or other means, in connection with the direct or indirect purchase or acquisition of anything on or via the covered platform, including but not limited to digital currency, relating to such covered minor's account and where the amount of such limit is set at the parent's discretion; or

(ii) enables the parent of such covered minor to opt out of setting such limits.

(c) Such an operator may establish a mechanism to enable the covered minor to request that the operator obtain consent from the parent of such covered minor for the further expenditure of money, such as charging the credit card associated with such covered minor's account, once the limit set forth in subparagraph (i) of paragraph (b) of this subdivision is reached. In such an instance, the operator shall obtain such consent from such parent before any such charges may be processed by the operator.

(d) Such operator shall further establish a mechanism by which a parent of a covered minor may easily view a history of all financial transactions relating to such covered minor's account at any time, which at a minimum, identifies the users involved in each such transaction, in addition to the covered minor, as well as the amounts of money or digital currency associated with each transaction.

§ 1541. Prohibition on features that subvert the purposes of this article. It shall be unlawful for an operator to deploy on a covered platform any mechanism or design feature which has the effect of inhibiting the purpose of this article, subverts covered minor and/or parent

choice or autonomy or renders it more difficult for a covered minor and/or parent to exercise any of the options provided in this article.

§ 1542. Nondiscrimination. An operator shall not withhold, degrade, lower the quality of, or increase the price of any product, service, or feature of a covered platform, other than as necessary for compliance with the provisions of this article or any rules or regulations promulgated pursuant to this article, to a user due to such operator being required to comply with this article.

§ 1543. Scope. 1. This article shall apply to conduct that occurs in whole or in part in New York.

2. Nothing in this article shall be construed to impose liability for commercial activities or actions by operators subject to 15 U.S.C. § 6501 that is inconsistent with the treatment of such activities or actions under 15 U.S.C. § 6502.

§ 1544. Rulemaking authority. The attorney general may promulgate any other such rules and regulations as are necessary to effectuate and enforce the provisions of this article.

§ 1545. Construction of article. Nothing in this article shall be construed to prohibit an operator from implementing a default privacy setting for covered minors and/or other users that is more protective than that required by this article.

§ 1546. Language access. 1. Instructions to parents on how to provide parental consent and to exercise parental controls, overrides, settings, and other permissions required by this article shall clearly and conspicuously be made available in no fewer than the twelve most commonly spoken languages in New York state consistent with section two hundred two-a of the executive law and as further defined by regulations that may be promulgated by the attorney general.

2. The attorney general shall ensure that any public information or guidance that it may provide concerning this article is available in the twelve most commonly spoken languages in New York state consistent with section two hundred two-a of the executive law.

§ 1547. Remedies. 1. On or after the effective date of this article, whenever it appears to the attorney general, upon complaint or otherwise, that any person, within or outside the state, has violated the provisions of this article, the attorney general may bring an action or special proceeding in the name and on behalf of the people of the state of New York to enjoin any such violation, to obtain restitution of any moneys or property obtained directly or indirectly by any such violation, to obtain disgorgement of any profits or gains obtained directly or indirectly by any such violation, to obtain damages caused directly or indirectly by any such violation, to obtain civil penalties of up to five thousand dollars per violation, and to obtain any such other and further relief as the court may deem proper, including preliminary relief.

2. The attorney general shall maintain a website to receive complaints, information, and/or referrals from members of the public concerning an operator's or covered platform's alleged compliance or noncompliance with the provisions of this article.

§ 3. Severability. If any clause, sentence, paragraph, subdivision, section or part of this act shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. It is hereby declared to be the intent of the legislature

that this act would have been enacted even if such invalid provisions had not been included herein.

§ 4. This act shall take effect January 1, 2027. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

PART Z

Intentionally Omitted

PART AA

Intentionally Omitted

PART BB

Section 1. The insurance law is amended by adding a new section 2356 to read as follows:

§ 2356. Premium change explanations. (a) An insurer shall include a notice accompanying the premium bill that includes the amount of the premium increase from the prior policy period and a written explanation for the premium increase, including the primary rating factors causing the increase, for a covered policy as defined in paragraph one and in subparagraph (A) of paragraph two of subsection (a) of section three thousand four hundred twenty-five of this chapter, where the total policy premium increase is in excess of ten percent, exclusive of any premium increase due to insured value added.

(b) (1) Except when an insurer provides an explanation pursuant to subsection (a) of this section, an insurer shall include a prominent notice accompanying the premium bill, for a policy covering a motor vehicle or a policy covering loss of or damage to real property used predominantly for residential purposes, that states the following: "Policyholders receiving an increase to their premiums at renewal may request a written explanation, including the primary rating factors causing the increase, by contacting their insurers in writing." An insurer shall include its contact information with the prominent notice.

(2) Upon a policyholder's written request at policy renewal, an insurer shall provide a written explanation for the increased premiums, including the primary rating factors causing the increase, for a policy covering a motor vehicle or a policy covering loss of or damage to real property used predominantly for residential purposes. An insurer shall provide the written explanation to the policyholder, including the primary rating factors causing the increase, within twenty days from receipt of the policyholder's written request.

(c) For the purpose of this section, primary rating factors shall include factors that resulted in a premium rate increase, such as:

(1) individual claims history;

(2) changes made to the policy, including the policyholder adding or replacing a vehicle, family members being added to the policy, or a change in address;

(3) anticipated losses in the rating territory that would require a need for an increased premium; and

(4) increased costs associated with claims, including the increased cost of vehicle repairs, claims processing, or medical costs.

(d) If an insurer offering a private passenger automobile insurance policy reduces premium rates due to the reforms of the state fiscal year two thousand twenty-six -- two thousand twenty-seven budget, such insurer shall provide notice to the policyholder of this rate reduction and indicate that the reduction was due to the reforms of the state fiscal year two thousand twenty-six -- two thousand twenty-seven budget.

§ 2. This act shall take effect on the ninetieth day after it shall have become a law.

PART CC

Intentionally Omitted

PART DD

Intentionally Omitted

PART EE

Section 1. Subsection (d) of section 5102 of the insurance law, as amended by chapter 955 of the laws of 1984, is amended to read as follows:

(d) "Serious injury" means a personal injury which results in death; dismemberment; significant disfigurement; a fracture; loss of a fetus; permanent loss of use of a body organ, member, function or system; permanent consequential limitation of use of a body organ or member; or significant limitation of use of a body function or system[~~; or a medically determined injury or impairment of a non-permanent nature which prevents the injured person from performing substantially all of the material acts which constitute such person's usual and customary daily activities for not less than ninety days during the one hundred eighty days immediately following the occurrence of the injury or impairment~~].

§ 2. Subsection (a) of section 5104 of the insurance law is amended and a new subsection (d) is added to read as follows:

(a) Notwithstanding any other law, in any action by or on behalf of a covered person against another covered person for personal injuries arising out of negligence in the use or operation of a motor vehicle in this state, there shall be no right of recovery for non-economic loss, except in the case of a serious injury, or for basic economic loss. The owner, operator or occupant of a motorcycle which has in effect the financial security required by article six or eight of the vehicle and traffic law, or which is referred to in subdivision two of section three hundred twenty-one of such law, shall not be subject to an action by or on behalf of a covered person for recovery for non-economic loss, except in the case of a serious injury, or for basic economic loss. No liability for non-economic loss shall be fixed unless and until the trier of fact has determined the existence of a serious injury. In any action to recover non-economic loss pursuant to this article, the trier of fact shall not determine the question of whether an injury is a serious injury until the trier of fact has determined the party or parties at fault.

(d) Notwithstanding the foregoing, and other than in an action for damages for injuries resulting in death, recovery for non-economic loss shall be limited to one hundred thousand dollars in the case of a serious injury in any action by or on behalf of an injured person who is at fault, is not barred from recovery by section fourteen hundred eleven of the civil practice law and rules, and was (1) operating an uninsured motor vehicle and responsible under article six of the vehicle and traffic law for insuring such motor vehicle, except if a lapse in motor vehicle insurance coverage occurs for a period of time less than thirty days; (2) operating a motor vehicle while impaired at the time of the accident and convicted of such; or (3) operating a motor vehicle in the commission of a felony, or immediate flight therefrom, at the time of the accident and has been convicted of such felony.

§ 3. Section 1411 of the civil practice law and rules, as added by chapter 69 of the laws of 1975, is amended to read as follows:

§ 1411. Damages recoverable when contributory negligence or assumption of risk is established. [~~In~~] (a) Except as provided in subsection (b) of this section, in any action to recover damages for personal injury, injury to property, or wrongful death, the culpable conduct attributable to the claimant or to the decedent, including contributory negligence or assumption of risk, shall not bar recovery[~~, but the~~]. The amount of damages otherwise recoverable shall be diminished in the proportion which the culpable conduct attributable to the claimant or decedent bears to the culpable conduct which caused the damages.

(b) In any action to recover damages for personal injury subject to article fifty-one of the insurance law, the culpable conduct attributable to the claimant shall bar recovery if the culpable conduct attributable to the claimant is greater than the culpable conduct of the person against whom recovery is sought or is greater than the combined culpable conduct of the persons against whom recovery is sought.

§ 4. This act shall take effect immediately and shall be applicable to all actions and proceedings commenced on or after such date.

PART FF

Intentionally Omitted

PART GG

Section 1. The insurance law is amended by adding a new section 346 to read as follows:

§ 346. Annual report on insurance for multi-family buildings. An authorized insurer that issues or delivers in this state a policy that insures loss of or damage to real property used predominantly for residential purposes and that consists of two or more dwelling units, other than hotels and motels, shall file a report with the superintendent by March first of each year, in a form prescribed by the superintendent, that includes information on such policies for the preceding calendar year, including premiums collected, claims paid, and such other information as the superintendent shall deem necessary, in consultation with the commissioner of housing and community renewal. The superintendent shall publish on the department's website the reports required by this section.

§ 2. This act shall take effect immediately.

PART HH

Section 1. This Part enacts into law components of legislation relating to pre-authorization, access to specialty care, and formulary lists. Each component is wholly contained within a Subpart identified as Subparts A through D. The effective date for each particular provision contained within such Subpart is set forth in the last section of such Subpart. Any provision in any section contained within a Subpart, including the effective date of the Subpart, which makes reference to a section "of this act", when used in connection with that particular component, shall be deemed to mean and refer to the corresponding section of the Subpart in which it is found. Section two of this Part sets forth the general effective date of this Part.

SUBPART A

Section 1. Section 210 of the insurance law, as amended by chapter 579 of the laws of 1998, subsection (d) as amended by chapter 207 of the laws of 2019, is amended to read as follows:

§ 210. Annual consumer guide of health insurers, and entities certified pursuant to article forty-four of the public health law.

(a) The superintendent shall annually publish on or before September first, nineteen hundred ninety-nine, and annually thereafter, a consumer guide to insurers providing managed care products, individual accident and health insurance or group or blanket accident and health insurance and entities licensed pursuant to article forty-four of the public health law providing comprehensive health service plans which includes, in detail, a ranking from best to worst based upon each company's claim processing or medical payments record during the preceding calendar year using criteria available to the department, adjusted for volume of coverage provided. Such ranking shall also take into consideration the corresponding total number or percentage of claims denied which were reversed or compromised after intervention by the department and the department of health, consumer complaints to the department and the department of health, violations of section three thousand two hundred twenty-four-a of this chapter and other pertinent data which would permit the department to objectively determine a company's performance. The department in publishing such consumer guide shall publish one state-wide guide or no more than five regional guides so as to facilitate comparisons among individual insurers and entities within a service market area. Such rankings shall be printed in a format which ranks all health insurers and all entities certified pursuant to article forty-four of the public health law in one combined list.

(b) [~~Beginning September first, nineteen hundred ninety-nine and annually thereafter, the~~] **The** superintendent shall include in such guide **annually**, and insurers and entities certified pursuant to article forty-four of the public health law shall provide to the superintendent the information required for such guide in a timely fashion, the following information:

(1) The number of grievances filed pursuant to section forty-four hundred eight-a of the public health law**, section three thousand two hundred seventeen-d of this chapter, section four thousand three hundred six-c of this chapter,** or article forty-eight of this chapter and the number of such grievances in which an adverse determination of the insurer or entity was reversed in whole or in part versus the number of such determinations which were upheld; [~~and~~]

(2) **Beginning September first, two thousand twenty-seven, the number of approvals and the number of adverse determinations in whole or part issued by utilization review agents pursuant to section forty-nine hundred three of the public health law or section four thousand nine hundred three of this chapter; and**

(3) The number of appeals to utilization review determinations [~~which~~] **that** were filed pursuant to [~~article forty-nine of the public health law or article forty-nine~~] **section forty-nine hundred four of the public health law and section four thousand nine hundred four** of this chapter and the number of such determinations [~~which~~] **that** were reversed **in whole or in part** versus the number of such determinations [~~which~~] **that** were upheld.

(c) Beginning September first, nineteen hundred ninety-nine and annually thereafter, in addition to the information required in subsections (a) and (b) of this section, the superintendent, in conjunction with the commissioner of health, in consultation with the National Committee on Quality Assurance or a similar national organization, shall include in such guide the following additional information, for the most recent year in which such information is available and where applicable, for health insurers, health insurers providing managed care products and entities certified under article forty-four of the public health law providing comprehensive health service plans pursuant to such article:

(1) the percentage of physicians who are either board certified or board eligible;

(2) the percentage of primary care physicians who remained participating providers, provided however, that such percentage shall exclude voluntary terminations due to physician retirement, relocation or other similar reasons;

(3) the percentage of enrollees aged twenty-three to thirty-nine and forty to sixty-four who had one or more visits to a health plan practitioner during the three years of their continual enrollment.

(4) the methods used to compensate primary care physicians and other providers, provided however, that nothing in this section shall be construed to require disclosure of the specific details of any financial arrangement between the insurer or entity and an individual provider or practice;

(5) the national accreditation status of insurers and entities, where applicable;

(6) indices of the quality of care provided, such as the rates of mammography, prostate, and cervical cancer screening, prenatal care, well-child care, immunization and such other information collected by the commissioner of health through the health plan employer data and information set (HEDIS); or through the quality assurance reporting requirements for entities not otherwise required to collect and report health plan employer data and information set (HEDIS) data;

(7) the results of a consumer satisfaction survey among enrollees of the various health insurers and entities, which shall be conducted by the superintendent and commissioner of health, in consultation with the National Committee on Quality Assurance or a similar national organization;

(8) a toll-free telephone number for each health insurer or plan;

(9) toll-free telephone numbers at the department and the department of health to which consumers can make complaints about insurers or entities; and

(10) except as required in paragraph seven of this subsection, health insurers and entities certified pursuant to article forty-four of the

public health law shall report the information required under this subdivision to the commissioner of health, and the commissioner shall provide such information to the superintendent for inclusion in the annual consumer guide.

(d) **Beginning September first, two thousand twenty-seven and annually thereafter, in addition to the information required in subsections (a), (b), and (c) of this section, the superintendent shall include in such guide, and insurers and entities certified pursuant to article forty-four of the public health law shall provide to the superintendent, in a form and manner specified by the superintendent, the information required for such guide in a timely fashion, the following information regarding pre-authorization requests under article forty-nine of the public health law or article forty-nine of this chapter:**

(1) the number of pre-authorization requests received under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter;

(2) the number of pre-authorization requests for which an authorization was issued under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter;

(3) the number of pre-authorization requests for which an adverse determination was issued in whole or part under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter;

(4) the number of pre-authorization requests for which an adverse determination was appealed under section forty-nine hundred four of the public health law and section four thousand nine hundred four of this chapter;

(5) the number of pre-authorization requests for which an adverse determination was reversed on appeal in whole or part under section forty-nine hundred four of the public health law and section four thousand nine hundred four of this chapter;

(6) the number of pre-authorization requests for which an adverse determination was upheld under section forty-nine hundred four of the public health law and section four thousand nine hundred four of this chapter;

(7) the twenty-five current procedural terminology codes with the highest number of pre-authorization requests and the percentage of authorizations for each of these current procedural terminology codes under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter;

(8) the twenty-five current procedural terminology codes with the highest number of pre-authorization requests for which an authorization was issued under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter;

(9) the twenty-five current procedural terminology codes with the highest number of pre-authorization requests under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter for which an adverse determination was issued in whole or part but that was reversed by an appeal, in whole or part, under section forty-nine hundred four of the public health law and section four thousand nine hundred four of this chapter; and

(10) the twenty-five current procedural terminology codes with the highest number of pre-authorization requests for which an adverse determination was issued in whole or part under section forty-nine hundred three of the public health law and section four thousand nine hundred three of this chapter.

(e) Health insurers and entities certified pursuant to article forty-four of the public health law shall provide annually to the superintendent and the commissioner of health, and the commissioner of health shall provide to the superintendent by March first of each year, all of the information necessary for the superintendent to produce the annual consumer guide. In compiling the guide, the superintendent shall make every effort to ensure that the information is presented in a clear, understandable fashion [~~which~~] that facilitates comparisons among individual insurers and entities, and in a format [~~which~~] that lends itself to the widest possible distribution to consumers. The superintendent shall either include the information from the annual consumer guide in the consumer shopping guide required by subsection (a) of section four thousand three hundred twenty-three of this chapter or combine the two guides as long as consumers in the individual market are provided with the information required by subsection (a) of section four thousand three hundred twenty-three of this chapter.

[~~(e)~~] (f) The superintendent shall contract with a national organization for the purposes of drafting and designing the guide, including the preparation of relevant explanatory material. Such organization shall have actual experience in preparing a similar guide for at least one other state. The superintendent, in consultation with the commissioner of health, may also contract with one or more national organizations to assist such commissioner in the collection of data and the analysis and auditing of the clinical measurers. Such organizations shall consult periodically with associations representing health insurers and health maintenance organizations as well as with consumer representatives in New York in preparing the consumer guide.

§ 2. This act shall take effect immediately.

SUBPART B

Section 1. Subsection (f) of section 4804 of the insurance law, as added by chapter 705 of the laws of 1996, is amended to read as follows:

(f) If a new insured whose health care provider is not a member of the insurer's in-network benefits portion of the provider network enrolls in the managed care product, the insurer shall permit the insured to continue an ongoing course of treatment with the insured's current health care provider during a transitional period of up to [~~sixty~~] ninety days from the effective date of enrollment[~~, if (1) the insured has a life-threatening disease or condition or a degenerative and disabling disease or condition or (2)~~]. If the insured [~~has entered the second trimester of pregnancy~~] is pregnant at the time of enrollment, [~~in which case~~] the transitional period shall include the provision of [~~post-partum~~] care for the duration of the pregnancy and postpartum care directly related to the delivery. If an insured elects to continue to receive care from such health care provider pursuant to this paragraph, such care shall be authorized by the insurer for the transitional period only if the health care provider agrees: (A) to accept reimbursement from the insurer at rates established by the insurer as payment in full, which rates shall be no more than the level of reimbursement applicable to similar providers within the in-network benefits portion of the insurer's network for such services; (B) to adhere to the insurer's quality assurance requirements and agrees to provide to the insurer necessary medical information related to such care; and (C) to otherwise adhere to the insurer's policies and procedures including, but not limited to, procedures regarding referrals and obtaining pre-authorization and a

treatment plan approved by the insurer. In no event shall this subsection be construed to require an insurer to provide coverage for benefits not otherwise covered or to diminish or impair pre-existing condition limitations contained within the insured's contract.

§ 2. Paragraph (f) of subdivision 6 of section 4403 of the public health law, as added by chapter 705 of the laws of 1996, is amended to read as follows:

(f) If a new enrollee whose health care provider is not a member of the health maintenance organization's provider network enrolls in the health maintenance organization, the organization shall permit the enrollee to continue an ongoing course of treatment with the enrollee's current health care provider during a transitional period of up to [~~sixty~~] **ninety** days from the effective date of enrollment[~~, if (i) the enrollee has a life-threatening disease or condition or a degenerative and disabling disease or condition or (ii)~~]**. If** the enrollee [~~has entered the second trimester of pregnancy~~] **is pregnant** at the effective date of enrollment, [~~in which case~~] the transitional period shall include the provision of [~~post-partum~~] **care for the duration of the pregnancy and postpartum** care directly related to the delivery. If an enrollee elects to continue to receive care from such health care provider pursuant to this paragraph, such care shall be authorized by the health maintenance organization for the transitional period only if the health care provider agrees**:** (A) to accept reimbursement from the health maintenance organization at rates established by the health maintenance organization as payment in full, which rates shall be no more than the level of reimbursement applicable to similar providers within the health maintenance organization's network for such services; (B) to adhere to the organization's quality assurance requirements and agrees to provide to the organization necessary medical information related to such care; and (C) to otherwise adhere to the organization's policies and procedures including, but not limited to**,** procedures regarding referrals and obtaining pre-authorization and a treatment plan approved by the organization. In no event shall this paragraph be construed to require a health maintenance organization to provide coverage for benefits not otherwise covered or to diminish or impair pre-existing condition limitations contained within the subscriber's contract.

§ 3. This act shall take effect on the first of January next succeeding the date on which it shall have become a law and shall apply to policies issued, renewed, modified, or amended on or after such date.

SUBPART C

Section 1. Subsection (a) of section 3242 of the insurance law, as added by section 1 of subpart C of part J of chapter 57 of the laws of 2019, is amended to read as follows:

(a) Every insurer that delivers or issues for delivery in this state a policy that provides coverage for prescription drugs shall, with respect to the prescription drug coverage, publish an up-to-date, accurate, and complete list of all covered prescription drugs on its formulary drug list, including any tiering structure that it has adopted and any restrictions on the manner in which a prescription drug may be obtained, in a manner that is easily accessible to insureds [~~and~~]**,** prospective insureds**, health care providers, and other interested parties**. The formulary drug list shall clearly identify the preventive prescription drugs that are available without annual deductibles or coinsurance,

including co-payments. **A formulary drug list shall only be considered easily accessible if:**

(1) it can be viewed on the insurer's public website without requiring an individual to create or access an account or enter a password or to be covered under an insurance policy issued by the insurer; and

(2) an individual can easily discern which formulary drug list applies to which plan, if an insurer offers more than one plan.

§ 2. Subsection (a) of section 4329 of the insurance law, as added by section 2 of subpart C of part J of chapter 57 of the laws of 2019, is amended to read as follows:

(a) Every corporation subject to the provisions of this article that issues a contract that provides coverage for prescription drugs shall, with respect to the prescription drug coverage, publish an up-to-date, accurate, and complete list of all covered prescription drugs on its formulary drug list, including any tiering structure that it has adopted and any restrictions on the manner in which a prescription drug may be obtained, in a manner that is easily accessible to insureds [~~and~~], prospective insureds**, health care providers, and other interested parties**. The formulary drug list shall clearly identify the preventive prescription drugs that are available without annual deductibles or coinsurance, including co-payments. **A formulary drug list shall only be considered easily accessible if:**

(1) it can be viewed on the corporation's public website without requiring an individual to create or access an account or enter a password or to be covered under an insurance policy issued by the corporation; and

(2) an individual can easily discern which formulary drug list applies to which plan, if a corporation offers more than one plan.

§ 3. This act shall take effect on the first of January next succeeding the date on which it shall have become a law and shall apply to policies issued, renewed, modified or amended on or after such date.

SUBPART D

Section 1. Subsection (b-3) of section 4900 of the insurance law is relettered subsection (b-4) and a new subsection (b-3) is added to read as follows:

(b-3) "Chronic health condition" means a condition that is expected to last for at least one year and requires ongoing treatment to effectively manage the condition or prevent an adverse health event.

§ 2. Subsection (f) of section 4905 of the insurance law, as added by chapter 705 of the laws of 1996, is amended to read as follows:

(f) Utilization review shall not be conducted more frequently than is reasonably required to assess whether the health care services under review are medically necessary **provided, however, that utilization review shall not be conducted more than once per year for an outpatient course of treatment for a chronic health condition starting from the date of a pre-authorization approval for the course of treatment unless the insured's attending provider recommends a change to the course of treatment, then utilization review may be conducted for the new course of treatment**. **Any new treatment, testing or procedures related to the specific medical problem, condition, or illness being managed but not already included in the approved course of treatment may be subject to a separate pre-authorization.**

§ 3. Subdivision 2-c of section 4900 of the public health law is renumbered subdivision 2-d and a new subdivision 2-c is added to read as follows:

(2-c) "Chronic health condition" means a condition that is expected to last for at least one year and requires ongoing treatment to effectively manage the condition or prevent an adverse health event.

§ 4. Subdivision 6 of section 4905 of the public health law, as added by chapter 705 of the laws of 1996, is amended to read as follows:

6. Utilization review shall not be conducted more frequently than is reasonably required to assess whether the health care services under review are medically necessary **provided, however, that utilization review shall not be conducted more than once per year for an outpatient course of treatment for a chronic health condition starting from the date of a pre-authorization approval for the course of treatment unless the enrollee's attending provider recommends a change to the course of treatment, then utilization review may be conducted for the new course of treatment**. **Any new treatment, testing or procedures related to the specific medical problem, condition, or illness being managed but not already included in the approved course of treatment may be subject to a separate pre-authorization.**

§ 5. This act shall take effect on the first of January next succeeding the date on which it shall have become a law and shall apply to policies issued, renewed, modified, or amended on or after such date.

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

§ 3. This act shall take effect immediately; provided, however, that the applicable effective date of Subparts A through D of this act shall be as specifically set forth in the last section of such Subparts.

PART II

Intentionally Omitted

PART JJ

Intentionally Omitted

PART KK

Section 1. Section 2329 of the insurance law, as amended by chapter 182 of the laws of 2023, is amended to read as follows:

§ 2329. Motor vehicle insurance rates; excess profits. [~~**In accordance with regulations prescribed by the superintendent, each**~~] **(a) Each** insurer issuing policies that are subject to article fifty-one of this chapter, including policies of motor vehicle personal injury liability insurance or policies of motor vehicle property damage liability insurance or insurance for loss or damage to a motor vehicle, shall establish

a fair, practicable, and nondiscriminatory plan for [~~refunding or otherwise~~] crediting to those purchasing such policies their share of the insurer's excess profit, if any, on such policies. An excess profit shall be [~~a profit beyond a percentage rate of return on net worth attributable to such policies, computed in accordance with the regulation required by section two thousand three hundred twenty-three of this article, and determined by the superintendent to be so far above a reasonable average profit as to amount to an excess profit, taking into consideration the fact that losses or profits below a reasonable average profit will not be recouped from such policyholders~~] an underwriting gain for the three most recent calendar years combined which is greater than the anticipated underwriting profit plus five percent of earned premiums for those calendar years. Each plan shall apply to policy periods for the periods January first, nineteen hundred seventy-four through August second, two thousand one, and the effective date of the property/casualty insurance availability act through June thirtieth, two thousand [~~twenty-six~~] twenty-nine. [~~In prescribing such regulations the~~] The superintendent may [~~limit the duration of such plans~~], through duly promulgated regulations, waive any requirement for [~~refund or~~] credit that the superintendent determines to be de minimis or impracticable, adopt forms of returns that shall be made to the superintendent in order to establish the amount of any [~~refund or~~] credit due, establish periods and times for the determination and distribution of [~~refunds and~~] credits, and shall provide that insurers receive appropriate credit against any [~~refunds or~~] credits required by any such plan for policyholder dividends and for return premiums that may be due under rate credit or retrospective rating plans based on experience.

(b) If an insurer subject to this section distributes a credit pursuant to this section due to the reforms enacted in the state fiscal year two thousand twenty-six--two thousand twenty-seven budget, the insurer shall provide notice to policyholders of this credit and indicate that the credit was due to the reforms enacted in the state fiscal year two thousand twenty-six--two thousand twenty-seven budget. This notification shall be made at the time the credit is distributed.

(c) As used herein with respect to any three-year period, "anticipated underwriting profit" means the sum of the dollar amounts obtained by multiplying, for each rate filing of the insurer in effect during such period, the earned premiums applicable to such rate filing during such period by the percentage factor included in such rate filing for profit and contingencies. Separate calculations need not be made for consecutive rate filings containing the same percentage factor for profits and contingencies. Underwriting gain or loss for each calendar year shall be computed as follows: the sum of the incurred losses and loss adjustment expenses as of March thirty-first of the following year, developed to an ultimate basis, plus the administrative and selling expenses incurred in the calendar year, plus policyholder dividends applicable to the calendar year, will be subtracted from the calendar year earned premium to determine the underwriting gain or loss.

(d) On or before March thirty-first of each year, an insurer subject to this section shall submit a report to the superintendent, in a format specified by the superintendent, demonstrating whether the insurer realized an excess profit for the three most recent calendar years combined. Such report shall include all relevant information required to calculate underwriting gain and loss and determine whether an excess profit threshold has been realized. If an insurer realized an excess profit, then the insurer shall notify the superintendent when the insurer has

completed making any credits required by this section. If an insurer has realized an excess profit, the superintendent shall provide notice to the speaker of the assembly, the temporary president of the senate, the chair of the assembly insurance committee, the chair of the senate insurance committee, and the governor.

(e)(1) Each insurer subject to this section shall, by July first, two thousand twenty-seven, and annually thereafter, submit a report to the superintendent that:

(A) identifies and quantifies, in a manner prescribed by the superintendent, the estimated impact on losses, expenses, and premiums resulting from statutory or regulatory reforms enacted in or the result of the state fiscal year two thousand twenty-six--two thousand twenty-seven budget; and

(B) reflects such estimated impact in the insurer's proposed rates, rating plans, and rating rules.

(2) In reviewing any rate filing submitted after enactment of the state fiscal year two thousand twenty-six--two thousand twenty-seven budget, the superintendent shall consider the estimated impact of the reforms described in paragraph one of this subsection and shall not approve any rate that, after such consideration, fails to meet the standards set forth in section twenty-three hundred three of this article.

(3) On or before December thirty-first, two thousand twenty-nine, the superintendent shall submit a report to the governor, the temporary president of the senate, the speaker of the assembly, the chair of the assembly insurance committee, and the chair of the senate insurance committee that:

(A) summarizes the estimated aggregate impact of the reforms described in paragraph one of this subsection on insurer losses, expenses, and premiums; and

(B) evaluates the extent to which such savings have been reflected in approved rates and realized by policyholders.

(4) The superintendent may promulgate regulations or guidance necessary to implement the provisions of this subsection.

§ 2. This act shall take effect immediately.

PART LL

Section 1. Section 4 of chapter 495 of the laws of 2004, amending the insurance law and the public health law relating to the New York state health insurance continuation assistance demonstration project, as amended by section 1 of part S of chapter 58 of the laws of 2025, is amended to read as follows:

§ 4. This act shall take effect on the sixtieth day after it shall have become a law; provided, however, that this act shall remain in effect until July 1, [~~2026~~] 2027 when upon such date the provisions of this act shall expire and be deemed repealed; provided, further, that a displaced worker shall be eligible for continuation assistance retroactive to July 1, 2004.

§ 2. This act shall take effect immediately.

PART MM

Intentionally Omitted

PART NN

Section 1. Short title. This act shall be known and may be cited as the "Long Island MacArthur Airport terminal and rail integration project act".

§ 2. For the purposes of this act, the following terms shall have the following meanings:

1. "Airport" shall mean the Long Island MacArthur Airport owned by and located in the town.

2. "Developer lessee" shall mean, in conformity with the requirements of this act, a private entity, which may be a joint venture or other legal entity, acting as a lessee, concessionaire, and/or licensee with respect to the real property and any improvements thereon on which it may undertake the project.

3. "Lease and development agreement" shall mean an agreement, including a lease, concession, license, and/or sub-lease of real property and any improvements thereon, made between the town and a developer lessee pursuant to subdivision 5 of section 352 of the general municipal law, for completion of the Long Island MacArthur Airport terminal and rail integration project.

4. "Long Island MacArthur Airport terminal and rail integration project" or "project" shall mean, in conformity with the requirements of this act, any and all phases of planning, development, financing, design, demolition, construction, expansion, improvements, operation, maintenance, and/or repair, which are undertaken, in whole or in part, under a lease, concession, and/or license for the improvement of the airport through development of a north passenger terminal, and any necessary or desirable facilities or improvements for such terminal and associated aviation or non-aviation purposes, including an intermodal interconnection to the Long Island Rail Road Ronkonkoma station.

5. "Private design-build contract" shall mean, in conformity with the requirements of this act, a contract for the design and construction of the project between a developer lessee and a single contractor entity, which may be a team comprised of separate entities.

6. "Project labor agreement" shall mean a pre-hire collective bargaining agreement between a contractor and a bona fide building and construction trade labor organization establishing the labor organization as the collective bargaining representative for all persons who will perform work on a project, and which provides that only contractors and subcontractors who sign a pre-negotiated agreement with the labor organization can perform project work.

7. "Town" shall mean the town of Islip in the county of Suffolk.

§ 3. Notwithstanding sections 103 and 350 of the general municipal law, section 222 of the town law, or the provisions of any other law to the contrary, in conformity with the requirements of this act, the town may under the terms of a lease and development agreement permit a developer lessee, within the scope of its lease, concession, and/or license rights, to undertake the project, whether utilizing the design-bid-build, design-build, or other delivery method otherwise permitted by the law, without such lease and development agreement, or any resulting private design-build contract or other contracts for design or construction of the project entered into, directly or indirectly, by a developer lessee, being deemed to be a contract for public work, including for purposes of section 103 of the general municipal law or otherwise requiring procurement and award separate and apart from the procurement and award of any lease and development agreement.

§ 4. A lease and development agreement entered into pursuant to this act shall:

1. be awarded by the town with the approval of the town board pursuant to this act and subdivision 5 of section 352 of the general municipal law to a responsive and responsible entity that is otherwise selected as developer lessee in accordance with law; and

2. require performance of a project labor agreement consistent with the provisions of section 222 of the labor law in connection with any resulting private design-build contract.

§ 4-a. For purposes of this act, an award of a lease and development agreement to a responsive and responsible developer lessee shall be to an entity that is the lowest responsible bidder, or an entity which has been determined to have submitted the proposal that provides the best value to the town, which for purposes of this act shall mean the basis for awarding contracts for services and leases to a proposer that optimizes quality, cost and efficiency, price and performance criteria, which may include, but is not limited to:

1. The quality of the entity's performance on previous projects;

2. The timeliness of the entity's performance on previous projects;

3. The level of customer satisfaction with the entity's performance on previous projects;

4. The entity's record of performing previous projects on budget and ability to minimize cost overruns;

5. The entity's ability to limit change orders;

6. The entity's ability to prepare appropriate project plans;

7. The entity's technical capacities;

8. The individual qualifications of the entity's key personnel;

9. The entity's ability to assess and manage risk and minimize risk impact;

10. The entity's financial capability;

11. The entity's ability to comply with applicable requirements, including the provisions of articles 145, 147 and 148 of the education law;

12. The entity's past record of compliance with federal, state, and local laws, rules, licensing requirements, where applicable, and executive orders, including but not limited to compliance with the labor law and other applicable labor and prevailing wage laws, article 15-A of the executive law, and any other applicable laws concerning minority- and women-owned business enterprise participation; and

13. The entity's record of complying with existing labor standards, maintaining harmonious labor relations, and protecting the health and safety of workers and payment of wages above any locally-defined living wage.

§ 5. Nothing in this act shall be construed to prohibit the town from negotiating the terms and conditions of a lease and development agreement.

§ 6. Neither any lease and development agreement, nor any private design-build contract or other contracts for design or construction of the project entered into, directly or indirectly, by a developer lessee, in each case pursuant to this act shall be construed to be a violation of section 6512 of the education law.

§ 6-a. Any contract entered into pursuant to this act shall include a clause requiring that any professional services regulated by articles 145, 147, and 148 of the education law shall be performed and stamped and sealed, where appropriate, by a professional licensed in accordance with the appropriate articles of the education law, and, where applicable, the requirements of the National Environmental Policy Act.

§ 7. Nothing in this act shall be construed to exempt a project undertaken by the town pursuant to this act from the requirements of article 8 of the environmental conservation law.

§ 7-a. Each contract entered into by an authorized entity pursuant to this act shall comply with any applicable legal requirements regarding minority- and women-owned business enterprises, and, for projects or public works receiving federal aid, applicable federal requirements for disadvantaged business enterprises or minority- and women-owned business enterprises.

§ 8. Nothing contained in this act shall limit the right or obligation of the town to comply with the provisions of any existing contract, including any existing contract with or for the benefit of the holders of the obligations of the town, or to award contracts as otherwise provided by law.

§ 8-a. 1. Notwithstanding any provision of law to the contrary, all rights or benefits, including terms and conditions of employment, and protection of civil service and collective bargaining status of all employees of the town solely in connection with work on the project directly undertaken by the town pursuant to this act, shall be preserved and protected.

2. Nothing in this act shall result in the: (a) non-consensual displacement of any currently employed town worker or loss of position, including partial displacement such as a reduction in the hours of non-overtime work, wages, or employment benefits, or result in the impairment of existing collective bargaining agreements, (b) transfer of exsiting duties and functions related to maintenance and operations currently performed exclusively by existing employees of the town within town operated and maintained facilities to a contractor, or (c) transfer of future duties and functions ordinarily performed exclusively by employees of the town within town operated and maintained facilities to the contracting entity.

3. Employees of the authorized entity using a private design build contract serving in positions in newly created titles shall be assigned to the appropriate bargaining unit. Nothing contained in this act shall be construed to affect (a) the existing rights of employees of such entities pursuant to an existing collective bargaining agreement, (b) the existing representational relationships among employee organizations representing employees of such entities, or (c) the bargaining relationships between such entities and such employee organizations.

§ 9. This act shall take effect immediately; provided, however that if the town has not entered into a lease and development agreement as provided under this act on or before 6 years after such date, this act shall expire and be deemed repealed 6 years after such effective date; and provided, further, that, the town of Islip, in the county of Suffolk, shall notify the legislative bill drafting commission upon the occurrence of such town entering into a lease and development agreement as provided under this act in order that the commission may maintain an accurate and timely effective data base of the official text of the laws of the state of New York in furtherance of effectuating the provisions of section 44 of the legislative law and section 70-b of the public officers law.

PART OO

Section 1. Section 4 of part WW of chapter 56 of the laws of 2022 amending the public officers law relating to permitting videoconferenc-

ing and remote participation in public meetings under certain circumstances, as amended by section 1 of part KK of chapter 58 of the laws of 2024, is amended to read as follows:

§ 4. This act shall take effect immediately and shall expire and be deemed repealed July [~~1, 2026~~] **15, 2028**.

§ 2. This act shall take effect immediately.

PART PP

Section 1. For purposes of this act, "major electric generating facility" shall have the same meaning as defined in subdivision 2 of section 160 of the public service law.

§ 2. Any major electric generating facility that provides emergency back-up generation for manufacturing facilities that produce semiconductors to ensure continuity of manufacturing and fabrication operations following disruptions of electric service for limited periods of time shall be exempt from the requirements of article 10 of the public service law, provided, that such manufacturing facility be Green CHIPS projects as defined in section 352 of the economic development law and have been awarded Green CHIPS project excelsior jobs program tax credits, as defined in section 355 of the economic development law, between August 12, 2022 and December 31, 2026, and provided, further, that such manufacturing facility shall have received all necessary permits and authorizations related to air emissions and been the subject of environmental review pursuant to article 8 of the environmental conservation law.

§ 3. This act shall take effect immediately and shall expire and be deemed repealed December 31, 2030.

PART QQ

Section 1. Legislative findings. 1. Anti-religious harassment has a pernicious effect on the health, safety, and well-being of New Yorkers. Verbal harassment can escalate into physical violence if unchecked. The legislature agrees with the Secretary General of the United Nations that "addressing hate speech does not mean limiting or prohibiting freedom of speech. It means keeping hate speech from escalating into more, something more dangerous, particularly incitement to discrimination, hostility and violence, which is prohibited under international law".

2. Anti-religious harassment has been on the rise in New York and around the nation.

(a) The FBI's 2024 Hate Crimes Report showed an increase in hate crimes from 2023, making it the second worst year on record. According to the report, the top three targets of anti-religious hate crimes are the Jewish, Muslim, and Sikh communities.

(b) The Anti-Defamation League has tracked a marked surge in harassment of Jews in New York. The ADL reported 240 incidents of harassment in 2022, 783 incidents in 2023, and 912 in 2024. In 2024, the ADL reported a 52% increase of anti-Semitic assaults in New York over 2023. New York has the most incidents of anti-Semitic assaults and second highest rate of anti-Semitic harassment in the nation. In 2024, the ADL reported 255 anti-Semitic incidents at Jewish institutions or schools.

(c) According to the Division of Criminal Justice Services, anti-Islamic hate crimes have increased by 525% between 2020 and 2024. The Council on American-Islamic relations published a paper entitled "Feeling the Hate: Bias and Hate Crimes Experienced by Muslim New Yorkers"

in September 2022 that revealed 61% of Muslims have experienced verbal harassment.

3. Recent anti-religious harassment incidents have been well-publicized and include (a) a large, organized crowd on January 8, 2026, chanting in support of the terrorist organization that coordinated the largest single-day slaughter of Jews since the Holocaust across the street from Young Israel of Kew Gardens Hills; (b) another large, organized crowd shouting anti-Semitic chants at people entering the Park East Synagogue in Manhattan on November 21, 2025, with the express intent of intimidating them from entering; (c) a September 14, 2025, protest targeting people entering the Young Israel of New Rochelle; (d) a man shouting anti-Islamic slurs outside of the Masjid Nur-Al Islam mosque in Brooklyn on February 18, 2025; (e) an intruder disrupting services at the Antioch Baptist Church on Martin Luther King Day of 2026; (f) a man harassing worshippers outside the Islamic Center of Melville on February 21, 2024.

4. Religious harassment at places of worship also occurs without publicity. The ADL documented 88 incidents of religious harassment at synagogues throughout New York state in 2025. Thirty of these anti-Semitic incidents happened at synagogues outside of New York city. Some of the less publicized incidents included a person shouting obscenities and challenging a family to a fight as they entered a synagogue in Queens, a man shouting "murderers" at congregants leaving Rosh Hashanah services in New Paltz, and multiple individuals performing Nazi salutes outside of synagogues in Westchester county. In Suffolk county, the road and signage outside a Hindu temple were defaced in what appeared to be an anti-Hindu incident. On March 13 and 27, 2026, the Jewish Community Center in Dewitt, New York was defaced with anti-Semitic graffiti.

§ 2. Section 240.00 of the penal law is amended by adding a new subdivision 8 to read as follows:

8. "Place of religious worship" means any building or structure that a reasonable person would know that religious adherents collectively recognize as a place to regularly gather for or hold religious services, observance, prayer, assembly, education, instruction, or devotional practice, including community centers, and shall include its entrance, entryway, exit, parking lot, parking lot entrance, driveway, driveway entrance, or sidewalk that touches such places.

§ 3. The penal law is amended by adding a new section 240.69 to read as follows:

§ 240.69 Criminal interference with access to a place of religious worship.

1. A person is guilty of criminal interference with access to a place of religious worship when such person, with respect to an individual who was or is seeking to enter into or exit from a place of religious worship:

(a) knowingly or intentionally obstructs or otherwise interferes with the entryway into or exit from a place of religious worship, for the purpose of rendering passage by that individual unreasonably difficult or hazardous; or

(b) within fifty feet from a place of religious worship, knowingly or intentionally engages in a course of conduct that places that individual in reasonable fear for their safety.

2. For purposes of this section, the term "security perimeter" shall mean an area that is established by a law enforcement agency in response to, or in anticipation of, a demonstration outside of a place of religious worship, within which demonstration activity is not allowed.

3. Nothing in this section shall limit the authority or discretion of law enforcement agencies for the purpose of public safety to establish security perimeters, including security perimeters that extend beyond fifty feet of distance from a place of religious worship.

Criminal interference with access to a place of religious worship is a class B misdemeanor.

§ 4. Severability clause. If any clause, sentence, paragraph, section or subpart of this act shall be adjudged by any court of competent jurisdiction to be invalid and after exhaustion of all further judicial review, the judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or subpart of this act directly involved in the controversy in which the judgment shall have been rendered.

§ 5. This act shall take effect immediately.

PART RR

Section 1. Section 12 of part F of chapter 58 of the laws of 2013 amending the environmental conservation law and the state finance law relating to the "Cleaner, Greener NY Act of 2013", as amended by section 1 of part CC of chapter 58 of the laws of 2021, is amended to read as follows:

§ 12. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2013; provided, however, that the amendments to subdivision 5-a of section 27-1015 of the environmental conservation law, as added by section nine of this act, shall expire and be deemed repealed on April 1, [~~2026~~] **2031**.

§ 2. This act shall take effect immediately.

PART SS

Section 1. Short title. This act shall be known and may be cited as the "accelerate solar for affordable power (ASAP) act".

§ 2. Legislative findings and intent. The legislature finds that increasing distributed solar energy capacity, reducing interconnection delays, and lowering interconnection costs are essential for achieving the state's affordability, economic development, and environmental goals.

§ 3. The public service law is amended by adding a new section 66-aa to read as follows:

§ 66-aa. Interconnection reforms. 1. (a) Within ninety days of the effective date of this section the commission shall commence a proceeding requiring every electric corporation to file a report with the commission which shall include broken down costs of completed upgrades to the electric distribution system required in order to interconnect new distributed energy resources in the prior calendar year categorized by upgrade type and equipment type annually by March thirty-first of each year. Such reports shall be accompanied by sufficiently detailed supporting documentation as determined by the commission. Costs included in such reports shall be intergrated into electric corporations' efforts to develop distribution upgrade cost estimates.

(b) Electric corporations shall track actual costs of all distribution upgrades they perform and disclose such costs to the department and to the distributed energy resource company that paid for the upgrade.

2. The commission shall consider proposals to create greater cost-certainty for distribution upgrades in order to limit the risk of cost

overruns, and the commission shall commence a proceeding to determine whether any such proposal would increase cost certainty for distribution upgrades, would not negatively impact the operation of the distribution system, and would not increase costs to ratepayers. If the commission so determines, and in response to evidence of cost overruns, it shall issue an order with respect thereto to increase distribution upgrade cost-certainty.

§ 4. Subdivision 1 of section 66-j of the public service law is amended by adding a new paragraph (j) to read as follows:

(j) "Flexible interconnection" means the use of smart-grid technology to monitor and actively manage distributed energy resources.

§ 5. Section 66-j of the public service law is amended by adding two new subdivisions 2-a and 6-a to read as follows:

2-a. Flexible interconnection. (a) The commission shall direct electric corporations to develop proposals for a flexible interconnection program to be established in the state. Such proposals shall demonstrate how to implement flexible interconnection without increasing costs to ratepayers of distributed renewable energy resources or increasing the cost of maintaining and operating the distribution system. The commission shall solicit public comments on the electric corporation proposals.

(b) Upon review of the proposals and comments received, if the commission determines there is a viable proposal that would not meaningfully increase costs to ratepayers or the cost of maintaining and operating the distribution system, the commission shall commence a proceeding to develop such a proposal and establish guidelines and timelines for the implementation of flexible interconnection procedures.

6-a. Distributed energy resource capacity expansion. The commission shall consider opportunities for proactive distribution upgrades that create distributed energy resource hosting capacity as part of its energy system planning. The commission shall take into account affordability, grid reliability, customer service goals, and costs.

§ 6. This act shall take effect immediately.

PART TT

Section 1. For purposes of this act, the following terms shall have the following meanings:

(a) "Utility corporation" shall mean any "gas corporation", "electric corporation", or "combination gas and electric corporation", as such terms are defined in section 2 of the public service law and shall not include municipalities.

(b) "Electric plant" shall have the same meaning as such term is defined in subdivision 12 of section 2 of the public service law and shall not include municipalities.

§ 2. Temporary blue ribbon commission on residential affordability through energy savings. (a) There is hereby established a temporary commission to be known as the blue ribbon commission on residential affordability through energy savings, or RATES commission, to study the causes and origins of rising utility rates and to recommend any actions or reforms to reduce such rates.

(b) The blue ribbon commission shall be composed of nine appointed voting members, who shall be appointed within 90 days after the effective date of this act, as well as the chairperson of the public service commission, or their designee, and the president of the New York state

energy development authority, or their designee. Voting members shall include:

(i) five non-agency members to be appointed by the governor;

(ii) two members to be appointed by the temporary president of the senate; and

(iii) two members to be appointed by the speaker of the assembly.

(c) (i) The governor shall appoint a voting commission member to serve as the commission chairperson.

(ii) Each member of the blue ribbon commission shall have one vote, and a majority of the total number of voting members which the blue ribbon commission would have were there no vacancies, shall constitute a quorum and shall be required for the blue ribbon commission to conduct business; provided, however, that no business shall be conducted prior to the initial appointment of all voting members;

(iii) Any vacancies shall be filled in the manner that provided for the initial appointment;

(iv) All meetings of the blue ribbon commission shall be conducted in accordance with the provisions of article seven of the public officers law; and

(v) The blue ribbon commission shall meet at least every month, but may meet as frequently as its business may require, and shall hold at least one public hearing prior to the adoption of the report required by paragraph (f) of this section.

(d) (i) Each member of the blue ribbon commission shall have professional or academic expertise in one or more of the following areas: utility regulation and oversight; ratepayer or consumer advocacy; utility management, administration, and compliance; energy or public utility law; commodity market and energy market regulation; reliability and adequacy of bulk power transmission systems; federally designated bulk transmission operators; and macro economics. Any person employed by a utility corporation, or employed by a corporation that owns or operates an electric plant, or any current consultant, advisor, board member, or any other person similarly affiliated with any such corporation, shall not be eligible to be appointed to the blue ribbon commission.

(ii) Members shall receive no compensation for their services but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties of the commission;

(iii) Notwithstanding the provisions of any general, special, or local law, ordinance or city charter to the contrary, no member, officer, or employee of the blue ribbon commission shall be disqualified from holding any other public office or employment, nor shall they forfeit any such office or employment by reason of their appointment to the blue ribbon commission; and

(iv) Members shall not be considered "officers" for the purposes of sections seventy-three and seventy-four of the public officers law. The provisions of section seventeen of the public officers law shall apply to members, officers, and employees of the commission in connection with any civil action or proceeding in any state or federal court arising out of any alleged act or omission which occurred or is alleged in the complaint to have occurred while the member, officer, or employee was acting within the scope of their public employment or duties pursuant to the terms of this title. As used in this section the terms "member", "officer", and "employee" shall include a former member, officer, or employee, and the estate or judicially appointed personal representative of the former member, officer, or employee.

(e) The blue ribbon commission may request and shall receive from any subdivision, department, board, bureau, commission, office, agency, or other instrumentality of the state or of any political subdivision thereof, including, but not limited to, the department of public service, the public service commission, and the Long Island power authority, such facilities, assistance and data as it deems necessary or desirable for the proper execution of its powers and duties.

(f) No later than twelve months after the effective date of this act, the blue ribbon commission, shall develop, and after a majority vote of the blue ribbon commission, which shall include at least one member appointed by the governor, temporary president of the senate, and speaker of the assembly, adopt and make public on the department of public service's website, and deliver to the governor, the temporary president of the senate, and the speaker of the assembly, a report, which at a minimum, shall include:

(i) an identification of the causes and origins of rising utility rates, and the relative impacts of each such cause;

(ii) an examination of the current regulatory model of entities that deliver electric power, including, but not limited to, utility corporations and merchant market participants, including:

(1) the regulatory role of the public service commission over the costs and market prices of electricity generation;

(2) the effects of any existing public service commission orders or actions, and relevant statutes, on the ability of utility corporations to construct, own, and operate generating assets;

(iii) an examination of the ratemaking process, which at a minimum shall include:

(1) embedded cost of service modeling or asset cost distributions, and its effects on the residential price of electric and gas service, particularly for low-use customers;

(2) the methodology used to determine a utility corporation's return on equity, the reasonableness of current commission-approved returns, divergence between such returns and the returns of capital investments of similar risk, and ways in which the fiscal impacts of such returns on ratepayers can be minimized and made more transparent;

(3) an evaluation of the timing and procedures of the ratemaking process, including consideration of multi-year rate filings and the treatment of full litigated hearings and negotiated settlements and an evaluation of the processes and incentives for utilities and other parties to pursue litigated or settled rate proceedings, and any improvements to each process in furtherance of the public interest;

(4) mechanisms to reduce rate compression and mitigate the adverse effects of retroactive rate recovery, or other make whole provisions, after a rate proceeding that has extended beyond the suspension period; and

(5) an examination of the current treatment of customer arrears, the implication they have in rates, and opportunities to balance decreasing the overall amount of arrears while minimizing residential ratepayer impact;

(iv) an evaluation of the impacts of increased demand on commodity and delivery costs, and the sufficiency of current and projected electric supply to meet such increased demands;

(v) an examination of actions being taken in other states and jurisdictions to lower residential utility rates;

(vi) an examination of the governance structure and powers of other bulk system operators, including federally designated bulk system operators, and implications for wholesale electric prices;

(vii) an examination of utility corporation cost management and cost control practices that could be effectively replicated by other utility corporations;

(viii) an examination of energy and capacity market design, and an examination of any strategies employed by actors in these markets that may undermine market competitiveness and affect rates;

(ix) an assessment of opportunities for the state to subsidize certain programs, including but not limited to, existing electrification, renewable energy, weatherization, and affordability programs and to streamline operations for connecting customers to existing renewable energy, weatherization, and affordability programs through revenues or funds of the state;

(x) opportunities to reduce costs passed on to ratepayers through the supply side of their utility bills, including an examination of the reasonableness of profits resulting from the participation of electric generating facilities in the federally designated bulk system operator's markets; and

(xi) recommendations to the governor, legislature and the public service commission regarding prudent and feasible actions that may be taken to lower or stabilize utility rates in the state.

(g) The blue ribbon commission shall be deemed dissolved sixty days after the publication of the report required pursuant to subdivision (f) of this section.

§ 3. This act shall take effect immediately and shall expire and be deemed repealed twenty-four months after such date.

PART UU

Section 1. Section 235 of the vehicle and traffic law is amended by adding a new subdivision 1-a to read as follows:

1-a. (a) Notwithstanding any inconsistent provision of any general, special or local law or administrative code to the contrary, in any county, city, village, or town which heretofore or hereafter adopts a local law or ordinance establishing a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter, such county, city, village, or town shall also establish, by local law or ordinance, an administrative tribunal to adjudicate the liability of owners for violations of section eleven hundred seventy-four of this chapter when meeting a school bus marked and equipped as provided in subdivisions twenty and twenty-one-c of section three hundred seventy-five of this chapter imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter. Such tribunal and the rules and regulations pertaining thereto shall be constituted in substantial conformance with the following sections and the applicable provisions of article twenty-nine of this chapter. Provided that a county, city, village, or town shall establish such tribunal (i) no later than September first, two thousand twenty-seven where such county,

city, village, or town has established and implemented the aforementioned demonstration program prior to the date upon which this subdivision takes effect, and (ii) no later than the date upon which such county, city, village, or town establishes and implements the aforementioned demonstration program after the date upon which this subdivision takes effect.

(b) Provided, however, that the provisions of paragraph (a) of this subdivision requiring the establishment of an administrative tribunal shall not apply to the city of New York wherein violations are adjudicated by the New York city parking violations bureau, and shall not apply to any county, city, village, or town in which such notices of liability are required to be adjudicated within a traffic violations bureau established pursuant to section three hundred seventy of the general municipal law, court having jurisdiction, or parking violations bureau pursuant to the local law or ordinance imposing such monetary liability in accordance with article twenty-nine of this chapter and such traffic violations bureau or parking violations bureau is adjudicating such notices of liability or the chief administrative judge or their designee approves the plan to adjudicate such notices of liability in such court having jurisdiction.

§ 2. Subdivision 3 of section 235 of the vehicle and traffic law, as separately amended by chapters 421, 460 and 773 of the laws of 2021, is amended to read as follows:

3. Nothing set forth in this article shall a. be construed to authorize the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof to comply with any provision of law, rule or regulation through the installation and operation of a photo enforcement device or system, except as otherwise explicitly authorized by article twenty-four, twenty-nine or thirty of this chapter, by section two thousand nine hundred eighty-five of the public authorities law, or by sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty, nor b. be construed to grant any municipality the authority to establish by local law, ordinance, order, rule, regulation, resolution or any other means, an administrative tribunal to hear and determine complaints of traffic infractions or jurisdiction to adjudicate any liability set forth in subdivision one of this section except for the adjudication of liability by a traffic camera violations bureau as authorized pursuant to subdivision one of section two hundred thirty-seven-a of this article.

§ 3. Subdivision 2 of section 236 of the vehicle and traffic law, as added by chapter 715 of the laws of 1972 and paragraph d of subdivision 2 as amended by chapter 342 of the laws of 1981, is amended and a new subdivision 1-a is added to read as follows:

1-a. Creation; traffic camera violations bureau. Notwithstanding the provisions of subdivision one of this section, in any county, city, village, or town as hereinbefore or hereafter required to establish a tribunal pursuant to subdivision one-a of section two hundred thirty-five of this article, such tribunal when created shall be known as the traffic camera violations bureau and shall have jurisdiction to adjudicate the liability of owners for violations of section eleven hundred seventy-four of this chapter when meeting a school bus marked and equipped as provided in subdivisions twenty and twenty-one-c of section three hundred seventy-five of this chapter imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo

violation monitoring systems, in accordance with article twenty-nine of this chapter.

2. Personnel. a. The head of any such bureau established pursuant to subdivisions one and one-a of this section shall be the director, who shall be appointed by the commissioner. The director may exercise or delegate any of the functions, powers and duties conferred upon [~~him~~] the director or the bureau by the commissioner to any qualified officer or employee of the bureau.

b. The commissioner may appoint such number of deputy directors as [~~he~~] the commissioner shall deem necessary, but in no event to exceed four and may employ such officers and employees as may be required to perform the work of the bureau, within the amounts available therefor by appropriation.

c. The commissioner shall appoint supervising hearing examiners not to exceed six in number and senior hearing examiners, not to exceed six in number. Every supervising hearing examiner shall have been admitted to the practice of law in the state for at least seven years and every senior hearing examiner for at least six years. The duties of each supervising hearing examiner and senior hearing examiner shall include, but not be limited to: (1) presiding at hearings for the adjudication of charges of parking violations and/or, as applicable, the liability of owners as authorized pursuant to section two hundred thirty-seven and subdivision one of section two hundred thirty-seven-a of this article; (2) the supervision and administration of the work of the bureau; and (3) membership on the appeals board of the bureau, as herein provided.

d. The commissioner shall appoint hearing examiners who shall preside at hearings for the adjudication of charges of parking violations and/or, as applicable, the liability of owners as authorized pursuant to section two hundred thirty-seven and subdivision one of section two hundred thirty-seven-a of this article. Hearing examiners shall be appointed and shall serve for such number of sessions as may be determined by the commissioner and shall receive therefor, such remuneration as may be fixed. Such hearing examiners shall not be considered employees of the county, city, village, or town in which the administrative tribunal has been established. Every hearing examiner shall have been admitted to the practice of law in this state for a period of at least five years, except in cities having a population of one million or more persons where they shall have been admitted to such practice for a period of at least three years. Hearing examiners shall be appointed from a list of eligible candidates who have satisfied the standards established by a duly constituted committee of the bar association of the county in which the city, village, or town is located, or[~~,~~] the association of the bar of that city.

§ 4. The section heading of section 237 of the vehicle and traffic law, as added by chapter 715 of the laws of 1972, is amended to read as follows:

Functions, powers and duties of parking violations bureaus.

§ 5. The vehicle and traffic law is amended by adding a new section 237-a to read as follows:

§ 237-a. Functions, powers and duties of traffic camera violations bureaus. The traffic camera violations bureau shall have the following functions, powers and duties:

1. To hear and determine the liability of owners for violations of section eleven hundred seventy-four of this chapter when meeting a school bus marked and equipped as provided in subdivisions twenty and twenty-one-c of section three hundred seventy-five of this chapter

imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter;

2. To provide for penalties in accordance with a local law or ordinance establishing a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter;

3. To adopt rules and regulations not inconsistent with any applicable provision of law to carry out the purposes of this article, including but not limited to rules and regulations prescribing the internal procedures and organization of the bureau, the manner and time of entering pleas, the conduct of hearings, and the amount and manner of payment of penalties;

4. To issue subpoenas to compel the attendance of persons to give testimony at hearings and to compel the production of relevant books, papers and other things;

5. To enter judgments and enforce them, without court proceedings, in the same manner as the enforcement of money judgments in civil actions in any court of competent jurisdiction or any other place provided for the entry of civil judgment within the state of New York;

6. To compile and maintain complete and accurate records relating to all notices of liability and dispositions and to prepare complete and accurate transcripts of all hearings conducted by the bureau and to furnish such transcripts to the person issued the notice of liability at said person's own expense upon timely request, and upon said person complying with the regulations of the bureau;

7. To remit to the chief financial officer of the county, city, town, or village, on or before the fifteenth day of each month, all monetary penalties or fees received by the bureau during the prior calendar month, along with a statement thereof, and, at the same time, to file duplicate copies of such statement with the comptroller; and

8. To answer within a reasonable period of time all relevant and reasonable inquiries made by a person issued a notice of liability or such person's attorney concerning the notice of liability issued to that person. The bureau must also furnish within a reasonable period of time to the person issued a notice of liability, on such person's request and upon complying with the regulations of the bureau, a copy of the original notice of liability including all information contained thereon. Failure by the bureau to comply with the provisions of this subdivision or any part of the provisions of this subdivision, within forty-five days of such inquiry, forwarded to the bureau by certified or registered mail, return receipt requested, will result, upon the request of the person issued the notice of liability, in an automatic dismissal of all liability relating to and only to that notice of liability to which the inquiry was made.

§ 6. Subdivisions 1 and 1-a and paragraphs a and e of subdivision 2 of section 240 of the vehicle and traffic law, subdivisions 1 and 1-a as amended by section 4 and paragraph a of subdivision 2 as amended by section 5 of part N of chapter 58 of the laws of 2025 and paragraph e of subdivision 2 as added by chapter 715 of the laws of 1972, are amended to read as follows:

1. Notice of hearing. Whenever a person charged with a parking violation enters a plea of not guilty; or a person alleged to be liable in accordance with any provisions of law specifically authorizing the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof: to comply with traffic-control indications in violation of subdivision (d) of section eleven hundred eleven of this chapter through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; or to comply with certain posted maximum speed limits in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; or to comply with bus lane restrictions as defined by article twenty-four of this chapter through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter; or to comply with toll collection regulations of certain public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty; or to stop for a school bus displaying a red visual signal in violation of section eleven hundred seventy-four of this chapter through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; or to comply with certain posted maximum speed limits in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; or to comply with gross vehicle weight and/or axle weight restrictions in violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or to comply with bus operation-related traffic regulations as defined by article twenty-four of this chapter in violation of the rules of the department of transportation of the city of New York through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, contests such allegation, the **parking violations** bureau **or the traffic camera violations bureau, as applicable,** shall advise such person personally by such form of first class mail as the director may direct of the date on which such person must appear to answer the charge at a hearing. The form and content of such notice of hearing shall be prescribed by the director, and shall contain a warning to advise the person so pleading or contesting that failure to appear on the date designated, or on any subsequent adjourned date, shall be deemed an admission of liability, and that a default judgment may be entered thereon.

1-a. Fines and penalties. Whenever a plea of not guilty has been entered, or the **parking violations** bureau **or the traffic camera violations bureau, as applicable,** has been notified that an allegation of liability in accordance with provisions of law specifically authorizing the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof: to comply with traffic-control indications in violation of subdivision (d) of section eleven hundred eleven

of this chapter through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; or to comply with certain posted maximum speed limits in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; or to comply with bus lane restrictions as defined by article twenty-four of this chapter through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter; or to comply with toll collection regulations of certain public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty; or to stop for a school bus displaying a red visual signal in violation of section eleven hundred seventy-four of this chapter through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; or to comply with certain posted maximum speed limits in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; or to comply with gross vehicle weight and/or axle weight restrictions in violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or to comply with bus operation-related traffic regulations as defined by article twenty-four of this chapter in violation of the rules of the department of transportation of the city of New York through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, is being contested, by a person in a timely fashion and a hearing upon the merits has been demanded, but has not yet been held, the **applicable** bureau shall not issue any notice of fine or penalty to that person prior to the date of the hearing.

a. Every hearing for the adjudication of a charge of parking violation or an allegation of liability of an owner for a violation of subdivision (d) of section eleven hundred eleven of this chapter imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with traffic-control indications through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter, or an allegation of liability of an owner for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with certain posted maximum speed limits through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter, or an allegation of liability of an owner for a violation of bus lane restrictions as defined by article twenty-four of this chapter imposed pursuant to a bus rapid transit program imposing monetary liability on the owner of a vehicle for failure of an operator thereof

to comply with such bus lane restrictions through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter, or an allegation of liability of an owner for a violation of toll collection regulations imposed by certain public authorities pursuant to the law authorizing such public authorities to impose monetary liability on the owner of a vehicle for failure of an operator thereof to comply with toll collection regulations of such public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty, or an allegation of liability of an owner for a violation of section eleven hundred seventy-four of this chapter when meeting a school bus marked and equipped as provided in subdivisions twenty and twenty-one-c of section three hundred seventy-five of this chapter imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter, or an allegation of liability of an owner for a violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with certain posted maximum speed limits within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter, or an allegation of liability of an owner for a violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter in relation to gross vehicle weight and/or axle weight violations imposed pursuant to a weigh in motion demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such gross vehicle weight and/or axle weight restrictions through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter, or an allegation of liability of an owner for a violation of bus operation-related traffic regulations as defined by article twenty-four of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such bus operation-related traffic regulations through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, shall be held before a hearing examiner in accordance with rules and regulations promulgated by the **parking violations** bureau **or the traffic camera violations bureau, as applicable**.

e. In the case of a refusal to obey a subpoena, the **parking violations** bureau **or the traffic camera violations bureau, as applicable,** may make application to the Supreme Court pursuant to section twenty-three hundred eight of the civil practice law and rules, for an order requiring such appearance, testimony or production of evidence.

§ 7. Subdivisions 1 and 2 of section 241 of the vehicle and traffic law, as amended by section 6 of part N of chapter 58 of the laws of 2025, are amended to read as follows:

1. The hearing examiner shall make a determination on the charges, either sustaining or dismissing them. Where the hearing examiner determines that the charges have been sustained such hearing examiner may examine either the prior parking violations record or the record of liabilities incurred in accordance with any provisions of law specifically authorizing the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof: to comply with traffic-control indications in violation of subdivision (d) of section eleven hundred eleven of this chapter through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with bus lane restrictions as defined by article twenty-four of this chapter through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter; to comply with toll collection regulations of certain public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty; to stop for a school bus displaying a red visual signal in violation of section eleven hundred seventy-four of this chapter through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with gross vehicle weight and/or axle weight restrictions in violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or to comply with bus operation-related traffic regulations as defined by article twenty-four of this chapter in violation of the rules of the department of transportation of the city of New York through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, of the person charged, as applicable prior to rendering a final determination. Final determinations sustaining or dismissing charges shall be entered on a final determination roll maintained by the **parking violations** bureau **or the traffic camera violations bureau, as applicable,** together with records showing payment and nonpayment of penalties.

2. Where an operator or owner fails to enter a plea to a charge of a parking violation or contest an allegation of liability in accordance with any provisions of law specifically authorizing the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof: to comply with traffic-control indications in violation of subdivision (d) of section eleven hundred eleven of this chapter through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; to comply with certain posted maximum speed limits in violation

of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with bus lane restrictions as defined by article twenty-four of this chapter through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter; to comply with toll collection regulations of certain public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty; to stop for a school bus displaying a red visual signal in violation of section eleven hundred seventy-four of this chapter through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with gross vehicle weight and/or axle weight restrictions in violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or to comply with bus operation-related traffic regulations as defined by article twenty-four of this chapter in violation of the rules of the department of transportation of the city of New York through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, or fails to appear on a designated hearing date or subsequent adjourned date or fails after a hearing to comply with the determination of a hearing examiner, as prescribed by this article or by rule or regulation of the **parking violations** bureau **or the traffic camera violations bureau, as applicable**, such failure to plead or contest, appear or comply shall be deemed, for all purposes, an admission of liability and shall be grounds for rendering and entering a default judgment in an amount provided by the rules and regulations of [~~the~~] **such** bureau. However, after the expiration of the original date prescribed for entering a plea and before a default judgment may be rendered, in such case the **applicable** bureau shall pursuant to the applicable provisions of law notify such operator or owner, by such form of first class mail as the commission may direct; (1) of the violation charged, or liability alleged in accordance with any provisions of law specifically authorizing the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof: to comply with traffic-control indications in violation of subdivision (d) of section eleven hundred eleven of this chapter through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with bus lane restrictions as defined by article twenty-four of this chapter through the installation and operation of

bus lane photo devices, in accordance with article twenty-four of this chapter; to comply with toll collection regulations of certain public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty; to stop for a school bus displaying a red visual signal in violation of section eleven hundred seventy-four of this chapter through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with gross vehicle weight and/or axle weight restrictions in violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or to comply with bus operation-related traffic regulations as defined by article twenty-four of this chapter in violation of the rules of the department of transportation of the city of New York through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, (2) of the impending default judgment, (3) that such judgment will be entered in the Civil Court of the city in which [~~the~~] **such** bureau has been established, or other court of civil jurisdiction or any other place provided for the entry of civil judgments within the state of New York, and (4) that a default may be avoided by entering a plea or contesting an allegation of liability in accordance with any provisions of law specifically authorizing the imposition of monetary liability on the owner of a vehicle for failure of an operator thereof: to comply with traffic-control indications in violation of subdivision (d) of section eleven hundred eleven of this chapter through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with bus lane restrictions as defined by article twenty-four of this chapter through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter; to comply with toll collection regulations of certain public authorities through the installation and operation of photo-monitoring systems, in accordance with the provisions of section two thousand nine hundred eighty-five of the public authorities law and sections sixteen-a, sixteen-b and sixteen-c of chapter seven hundred seventy-four of the laws of nineteen hundred fifty; to stop for a school bus displaying a red visual signal in violation of section eleven hundred seventy-four of this chapter through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; to comply with certain posted maximum speed limits in violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter within

a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; to comply with gross vehicle weight and/or axle weight restrictions in violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or to comply with bus operation-related traffic regulations as defined by article twenty-four of this chapter in violation of the rules of the department of transportation of the city of New York through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter; or making an appearance within thirty days of the sending of such notice. Pleas entered and allegations contested within that period shall be in the manner prescribed in the notice and not subject to additional penalty or fee. Such notice of impending default judgment shall not be required prior to the rendering and entry thereof in the case of operators or owners who are non-residents of the state of New York. In no case shall a default judgment be rendered or, where required, a notice of impending default judgment be sent, more than two years after the expiration of the time prescribed for entering a plea or contesting an allegation. When a person has demanded a hearing, no fine or penalty shall be imposed for any reason, prior to the holding of the hearing. If the hearing examiner shall make a determination on the charges, sustaining them, such hearing examiner shall impose no greater penalty or fine than those upon which the person was originally charged.

§ 8. Section 242 of the vehicle and traffic law, as added by chapter 715 of the laws of 1972, subdivision 3 as amended by chapter 900 of the laws of 1982 and subdivision 6 as added by chapter 515 of the laws of 2004, is amended to read as follows:

§ 242. Administrative review. 1. There shall be an appeals board within the **parking violations** bureau **and within the traffic camera violations bureau** which shall consist of three or more hearing examiners but in no event shall the hearing examiner from whose decision the appeal is taken be included in the panel determining said appeal.

2. An appeal from a determination of any hearing examiner after a hearing on a plea denying liability, or from a determination denying a motion to reopen any matter shall be submitted to the **applicable** appeals board, which shall have power to review the facts and the law, and shall have power to reverse or modify any determination appealed from for error of fact or law.

3. A party aggrieved by the final determination of a hearing examiner may obtain a review thereof by serving, either personally in writing or by certified or registered mail, return receipt requested, upon the **applicable** bureau, within thirty days of the entry of such final determination, a notice of appeal setting forth the reasons why the final determination should be reversed or modified. Upon receipt of such notice of appeal, the **applicable** bureau shall furnish to the appellant, at [~~his~~] **the appellant's** request and at [~~his~~] **their** own expense, a transcript of the original hearing. No appeal shall be conducted less than ten days after the mailing of the transcript to the appellant or [~~his~~] **the appellant's** attorney. When the questions presented by an appeal can be determined without an examination of all the pleadings and proceedings, the appellant may prepare and submit a statement showing how the questions arose and were decided by the hearing examiner and

setting forth only so much of the facts averred and proved or sought to be proved as are necessary to a decision of the questions.

4. Appeals shall be conducted in the presence of the appellant or [~~his~~] the appellant's attorney or both, if such right of appearance is expressly requested by the appellant in [~~his~~] the appellant's notice of appeal and upon [~~his~~] the appellant complying with the regulations of the applicable bureau. If the appellant elects to appear, the applicable bureau within thirty days after the receipt of the notice of appeal shall advise the appellant, either personally or by ordinary first class mail of the date on which [~~he~~] such appellant shall appear. No appeal shall be conducted less than ten days after the mailing of such notification. The appellant shall be notified in writing of the decision of the applicable appeals board.

5. The service of a notice of appeal shall not stay the enforcement of a judgment upon the determination appealed from unless the appellant shall have posted a bond in the amount of such determination, at the time of, or before the service of such notice of appeal unless the enforcement of such judgment shall have been stayed by the applicable appeals board.

6. When charges have been overturned by a court or any other administrative body or officer, the party in whose favor the appeal is decided shall be entitled to have returned an amount equal to any fine or penalty imposed and collected from the parking violations bureau or the traffic camera violations bureau, as applicable, within thirty days of the entry of the judgement; provided, however, that such court, administrative body or officer shall have the authority to lessen from such amount any debt owed by such party and shall apply this amount to any outstanding fines and penalties owed by the same individual. If payment is not made within thirty days, a penalty shall accrue at the same rate as that imposed for failure to make timely payment of a fine and shall be paid by the parking violations bureau or the traffic camera violations bureau, as applicable.

§ 9. Subparagraph (i) of paragraph a of subdivision 5-a of section 401 of the vehicle and traffic law, as amended by section 7 of part N of chapter 58 of the laws of 2025, is amended to read as follows:

(i) If at the time of application for a registration or renewal thereof there is a certification from a court, parking violations bureau, traffic and parking violations agency, traffic camera violations bureau or administrative tribunal of appropriate jurisdiction that the registrant or their representative failed to appear on the return date or any subsequent adjourned date or failed to comply with the rules and regulations of an administrative tribunal following entry of a final decision in response to a total of three or more summonses or other process in the aggregate, issued within an eighteen month period, charging either that: (i) such motor vehicle was parked, stopped or standing, or that such motor vehicle was operated for hire by the registrant or their agent without being licensed as a motor vehicle for hire by the appropriate local authority, in violation of any of the provisions of this chapter or of any law, ordinance, rule or regulation made by a local authority; or (ii) the registrant was liable for a violation of subdivision (d) of section eleven hundred eleven of this chapter imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with traffic-control indications through the installation and operation of traffic-control signal photo violation-monitoring systems, in accordance with article twenty-four of this chapter; or (iii) the registrant was liable

for a violation of subdivision (b), (c), (d), (f) or (g) of section eleven hundred eighty of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such posted maximum speed limits through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter; or (iv) the registrant was liable for a violation of bus lane restrictions as defined by article twenty-four of this chapter imposed pursuant to a bus rapid transit program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such bus lane restrictions through the installation and operation of bus lane photo devices, in accordance with article twenty-four of this chapter; or (v) the registrant was liable for a violation of section eleven hundred seventy-four of this chapter when meeting a school bus marked and equipped as provided in subdivisions twenty and twenty-one-c of section three hundred seventy-five of this chapter imposed pursuant to a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article twenty-nine of this chapter; or (vi) the registrant was liable for a violation of section three hundred eighty-five of this chapter and the rules of the applicable covered agency or covered authority as such terms are defined in article ten of this chapter in relation to gross vehicle weight and/or axle weight violations imposed pursuant to a weigh in motion demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such gross vehicle weight and/or axle weight restrictions through the installation and operation of weigh in motion violation monitoring systems, in accordance with article ten of this chapter; or (vii) the registrant was liable for a violation of subdivision (b), (d), (f) or (g) of section eleven hundred eighty of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such posted maximum speed limits within a highway construction or maintenance work area through the installation and operation of photo speed violation monitoring systems, in accordance with article thirty of this chapter, or (viii) the registrant was liable for a violation of bus operation-related traffic regulations as defined by article twenty-four of this chapter imposed pursuant to a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with such bus operation-related traffic regulations through the installation and operation of bus operation-related photo devices, in accordance with article twenty-four of this chapter, the commissioner or their agent shall deny the registration or renewal application until the applicant provides proof from the court, traffic and parking violations agency**, traffic camera violations bureau** or administrative tribunal wherein the charges are pending that an appearance or answer has been made or in the case of an administrative tribunal that such applicant has complied with the rules and regulations of said tribunal following entry of a final decision. Where an application is denied pursuant to this section, the commissioner may, in their discretion, deny a registration or renewal application to any other person for the same vehicle and may deny a registration or renewal application for any other motor vehicle registered in the name of the applicant where the commissioner has determined that such registrant's intent has been to evade the

purposes of this subdivision and where the commissioner has reasonable grounds to believe that such registration or renewal will have the effect of defeating the purposes of this subdivision. Such denial shall only remain in effect as long as the summonses remain unanswered, or in the case of an administrative tribunal, the registrant fails to comply with the rules and regulations following entry of a final decision.

§ 10. Subdivisions (e), (h), (i), paragraph 1 of subdivision (j), and paragraphs 8 and 9 of subdivision (m) of section 1174-a of the vehicle and traffic law, as added by chapter 145 of the laws of 2019, are amended to read as follows:

(e) An owner liable for a violation of subdivision (a) of section eleven hundred seventy-four of this article pursuant to a local law or ordinance adopted pursuant to this section shall be liable for monetary penalties in accordance with a schedule of fines and penalties to be set forth in such local law or ordinance, except that if a city by local law has authorized the adjudication of such owner liability by a parking violations bureau, such schedule shall be promulgated by such **parking violations** bureau **and except if a county, city, village, or town has authorized the adjudication of such owner liability by a traffic camera violations bureau, such schedule shall be promulgated by such traffic camera violations bureau**. The liability of the owner pursuant to this section shall be two hundred fifty dollars for a first violation, two hundred seventy-five dollars for a second violation both of which were committed within a period of eighteen months, and three hundred dollars for a third or subsequent violation all of which were committed within a period of eighteen months; provided, however, that such local law or ordinance may provide for an additional penalty not in excess of twenty-five dollars for each violation for the failure to respond to a notice of liability within the prescribed time period.

(h) Adjudication of the liability imposed upon owners by this section shall be by a traffic violations bureau established pursuant to section three hundred seventy of the general municipal law where the violation occurred or, if there be none, by the court having jurisdiction over traffic infractions where the violation occurred, except that if a city has established an administrative tribunal to hear and determine complaints of traffic infractions constituting parking, standing or stopping violations such city may, by local law, authorize such adjudication by such tribunal**, and except that if a county, city, village, or town has established a traffic camera violations bureau to hear and determine the liability imposed upon owners by this section, adjudication of such liability shall be by such traffic camera violations bureau**.

(i) If an owner receives a notice of liability pursuant to this section for any time period during which the vehicle was reported to the police as having been stolen, it shall be a valid defense to an allegation of liability for a violation of subdivision (a) of section eleven hundred seventy-four of this article pursuant to this section that the vehicle had been reported to the police as stolen prior to the time the violation occurred and had not been recovered by such time. For purposes of asserting the defense provided by this subdivision it shall be sufficient that a certified copy of the police report on the stolen vehicle be sent by first class mail to the traffic violations bureau, court having jurisdiction [~~or~~]**,** parking violations bureau**, or traffic camera violations bureau**.

1. In such county, city, town or village where the adjudication of liability imposed upon owners pursuant to this section is by a traffic

violations bureau [~~or~~], a court having jurisdiction, **or a traffic camera violations bureau** an owner who is a lessor of a vehicle to which a notice of liability was issued pursuant to subdivision (g) of this section shall not be liable for the violation of subdivision (a) of section eleven hundred seventy-four of this article, provided that [~~he or she~~] **such lessor** sends to the traffic violations bureau [~~or~~], court having jurisdiction **or traffic camera violations bureau** a copy of the rental, lease or other such contract document covering such vehicle on the date of the violation, with the name and address of the lessee clearly legible, within thirty-seven days after receiving notice from the bureau [~~or~~], court **or traffic camera violations bureau** of the date and time of such violation, together with the other information contained in the original notice of liability. Failure to send such information within such thirty-seven day time period shall render the owner liable for the penalty prescribed by this section. Where the lessor complies with the provisions of this paragraph, the lessee of such vehicle on the date of such violation shall be deemed to be the owner of such vehicle for purposes of this section, shall be subject to liability for the violation of subdivision (a) of section eleven hundred seventy-four of this article pursuant to this section and shall be sent a notice of liability pursuant to subdivision (g) of this section.

8. the total amount of revenue realized by such **county,** city, town or village from such adjudications;

9. the expenses incurred by such **county,** city, town or village in connection with the program;

§ 11. Subdivision 10 of section 1803 of the vehicle and traffic law, as added by chapter 145 of the laws of 2019, is amended to read as follows:

10. Except **where adjudicated by a traffic camera violations bureau or** as otherwise provided in paragraph e of subdivision one of this section, where a county has established a demonstration program imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with section eleven hundred seventy-four of this chapter in accordance with section eleven hundred seventy-four-a of this chapter, any fine or penalty collected by a court, judge, magistrate or other officer for an imposition of liability which occurs within such county pursuant to such program shall be paid to the state comptroller within the first ten days of the month following collection. Every such payment shall be accompanied by a statement in such form and detail as the comptroller shall provide. The comptroller shall pay ninety percent of any such fine or penalty imposed for such liability to the county in which the violation giving rise to the liability occurred, and ten percent of any such fine or penalty to the city, town or village in which the violation giving rise to the liability occurred.

§ 12. Pending actions and proceedings. (a) No proceeding involving a notice of liability imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with section 1174 of the vehicle and traffic law in accordance with a local law or ordinance imposing monetary liability on the owner of a vehicle for failure of an operator thereof to comply with school bus red visual signals through the installation and operation of school bus photo violation monitoring systems, in accordance with article 29 of the vehicle and traffic law, pending at such time when an existing traffic camera violations bureau shall cease to exist shall be affected or abated by the cessation of the existence of any such traffic camera violations bureau. All such proceedings shall, at the time of such cessation of existence, be trans-

ferred to the traffic violations bureau, parking violations bureau, or court of appropriate jurisdiction in the county, city, village, or town where such violation giving rise to the imposition of monetary liability allegedly occurred.

(b)(i) The agency, department, office, or person charged with the custody of the records of an existing traffic camera violations bureau which is about to cease existing under, or in connection with: (A) the repeal of the aforementioned local law or ordinance imposing monetary liability on the owner of a vehicle; or (B) the withdrawal from, or termination of, an agreement for the installation, maintenance and use of school bus photo violation monitoring systems within such county, city, town or village by the county, city, village, town, or district as authorized pursuant to section 22 of chapter 145 of the laws of 2019, shall arrange for the transfer of the records of pending proceedings to the traffic violations bureau, parking violations bureau, or court of appropriate jurisdiction to which the proceedings shall be transferred. The presiding judge of such court or the presiding officer of such traffic violations bureau or parking violations bureau shall enter an order providing for adequate notice consistent with due process of law to respondents in such pending proceedings regarding the transfer of such proceedings.

(ii) In no event shall any difficulty or delay resulting from the transfer process not caused by the respondent increase the penalty required of the respondent appearing before the traffic violations bureau, parking violations bureau, or court due to a transfer of the notice of liability proceeding or otherwise prejudice such respondent. Respondents before the traffic violations bureau, parking violations bureau, or court due to a transfer of the notice of liability proceeding from a traffic camera violations bureau to the traffic violations bureau, parking violations bureau, or court that fail to appear shall be permitted at least one adjournment before the penalties and procedures pursuant to section 1174-a and subdivision 5-a of section 401 of the vehicle and traffic law shall be available. The presiding judge of such court or the presiding officer of such traffic violations bureau or parking violations bureau shall enter an order providing for adequate notice consistent with due process of law to respondents, including notice of the penalties and procedures available pursuant to section 1174-a of the vehicle and traffic law and, if applicable, subdivision 5-a of section 401 of such law.

§ 13. This act shall take effect immediately; provided that the amendments to subdivisions (e), (h), (i), paragraph 1 of subdivision (j), and paragraphs 8 and 9 of subdivision (m) of section 1174-a of the vehicle and traffic law made by section ten of this act shall not affect the expiration and repeal of such section and shall be deemed repealed therewith; and provided, further, that the amendments to subdivision 10 of section 1803 of the vehicle and traffic law made by section eleven of this act shall not affect the expiration and repeal of such subdivision and shall be deemed repealed therewith.

PART VV

Section 1. Subdivisions 2, 8 and 13 of section 75-0101 of the environmental conservation law, as added by chapter 106 of the laws of 2019, are amended to read as follows:

2. "Carbon dioxide equivalent" means the amount of carbon dioxide by mass that would produce the same global warming impact as a given mass

of another greenhouse gas over an integrated [~~twenty-year~~] **one hundred-year** time frame after emission.

8. "Greenhouse gas emission limit" means the maximum allowable level of statewide greenhouse gas emissions**, excluding emissions identified under paragraph f of subdivision two of section 75-0105 of this article**, in a specified year, expressed in tons of carbon dioxide equivalent, as determined by the department pursuant to this article.

13. "Statewide greenhouse gas emissions" means the total annual emissions of greenhouse gases produced within the state from anthropogenic sources and greenhouse gases produced outside of the state that are associated with the generation of electricity imported into the state [~~and the extraction and transmission of fossil fuels imported into the state~~]. Statewide emissions shall be expressed in tons of carbon dioxide equivalents.

§ 2. Subdivision 15 of section 75-0103 of the environmental conservation law, as added by chapter 106 of the laws of 2019, is amended to read as follows:

15. The council shall update its plan [~~for~~] **toward** achieving the statewide greenhouse gas emissions limits [~~at least once every five years~~] and shall make such updates available to the governor, the speaker of the assembly and the temporary president of the senate and post such updates on its website. **The first update shall occur in two thousand twenty-eight with subsequent updates due every six years thereafter.**

§ 3. Paragraphs d and e of subdivision 2 of section 75-0105 of the environmental conservation law, as added by chapter 106 of the laws of 2019, are amended and a new paragraph f is added to read as follows:

d. information relating to emissions associated with manufacturing, chemical production, cement plants, and other processes that produce non-combustion emissions; [~~and~~]

e. information from sources that may be required to participate in the registration and reporting system pursuant to subdivision four of this section[~~.~~]**; and**

f. carbon dioxide emissions from biogenic sources shall be reported separately, consistent with treatment of biogenic carbon dioxide emissions under the methodologies of the Intergovernmental Panel on Climate Change.

§ 4. Subdivisions 1 and 3 of section 75-0109 of the environmental conservation law, as added by chapter 106 of the laws of 2019, are amended to read as follows:

1. No later than [~~four years after the effective date of this article~~] **December thirty-first, two thousand twenty-eight**, the department, after public workshops and consultation with the council, the environmental justice advisory group, and the climate justice working group established pursuant to section 75-0111 of this article, representatives of regulated entities, community organizations, environmental groups, health professionals, labor unions, municipal corporations, trade associations and other stakeholders, shall, after no less than two public hearings, promulgate**, in accordance with subdivision three of this section,** rules and regulations **designed to: (i) achieve, to the maximum extent feasible and cost effective, a sixty percent reduction in statewide greenhouse gas emissions from 1990 emissions by two thousand forty; and (ii)** to ensure compliance with the statewide emissions reduction [~~limits~~] **limit established in paragraph b of subdivision one of section 75-0107 of this article,** and work with other state agencies and authorities to promulgate regulations required by section eight of [~~the~~] chap-

ter **one hundred six** of the laws of two thousand nineteen [~~that added this article~~].

3. In promulgating these regulations, the department shall:

a. Design and implement all regulations in a manner that seeks to be equitable, to minimize costs and to maximize the total benefits to New York, and encourages early action to reduce greenhouse gas emissions[~~.~~]**;**

b. Ensure that greenhouse gas emissions reductions achieved are real, permanent, quantifiable, verifiable, and enforceable by the department[~~.~~]**;**

c. Ensure that activities undertaken to comply with the regulations do not result in a net increase in co-pollutant emissions or otherwise disproportionately burden disadvantaged communities as identified pursuant to section 75-0111 of this article[~~.~~]**;**

d. Prioritize measures to maximize net reductions of greenhouse gas emissions and co-pollutants in disadvantaged communities as identified pursuant to section 75-0111 of this article and encourage early action to reduce greenhouse gas emissions and co-pollutants[~~.~~]**;**

e. Incorporate measures to minimize leakage[~~.~~]**; and**

f. Consider the following, in the course of developing a regulatory program or programs as required by this section:

i. the feasibility and adoption of: programs that utilize regulatory mechanisms, including a market-based economy-wide cap-and-invest program that could be linked to other jurisdictions and provide market certainty; clean energy supply standards; and other regulations;

ii. the affordability of the programs identified in subparagraph i of this paragraph for state residents, businesses and other entities, including how the pace and sequencing of the emissions reduction strategies affect total costs over time, and through assessing energy cost impacts across customer classes and uses, as well as the utilization of effective cost containment measures as needed;

iii. the importance of fostering the state's economic growth and competitiveness, including the creation and maintenance of well-paying and family-sustaining jobs;

iv. the economy-wide emissions reduction strategies that result in improved public health, increased quality of life, and a cleaner environment for all New Yorkers, and that any new revenue equitably supports these outcomes;

v. the ability to maximize available funding and other resources to support emissions reductions; and

vi. the development and commercialization of low and zero emission technologies to achieve the goals of programs identified in subparagraph i of this paragraph.

§ 5. Section 75-0117 of the environmental conservation law, as added by chapter 106 of the laws of 2019, is amended to read as follows:

§ 75-0117. Investment of funds.

State agencies, authorities and entities, in consultation with the environmental justice working group and the climate action council, shall, to the extent practicable, invest or direct available and relevant programmatic resources in a manner designed to achieve a goal for disadvantaged communities to receive [~~forty~~] **forty-five** percent of overall benefits of spending on clean energy and energy efficiency programs, projects or investments in the areas of housing, workforce development, pollution reduction, low income energy assistance, energy, transportation and economic development, provided however, that disadvantaged communities shall receive no less than [~~thirty-five~~] **forty** percent of the overall benefits of spending on clean energy and energy efficiency

programs, projects or investments and provided further that this section shall not alter funds already contracted or committed as of the effective date of this section.

§ 6. Subdivision 1 of section 75-0119 of the environmental conservation law, as added by chapter 106 of the laws of 2019, is amended to read as follows:

1. The department in consultation with the council shall, not less than every four years **after the promulgation of regulations pursuant to section 75-0109 of this article**, publish a report which shall include recommendations regarding the implementation of greenhouse gas reduction measures.

§ 7. This act shall take effect immediately.

PART WW

Section 1. Sections 3, 4, 5, 6, 7, 8 and 9 of chapter 18 of the laws of 2020 authorizing the commissioner of education to appoint a monitor to oversee the Wyandanch union free school district and establishing the powers and duties of such monitor, are amended to read as follows:

§ 3. Appointment of [~~a~~] monitor **team**. [~~The commissioner shall appoint one monitor to provide~~] **In accordance with the powers and duties of the board of regents and the commissioner pursuant to subdivision 2 of section 305 of the education law, section 308 of the education law, and section 215 of the education law, up to two monitors shall be appointed by and serve at the pleasure of the commissioner to carry out the provisions of this act including but not limited to providing** oversight, guidance and technical assistance related to the **educational and** fiscal policies, practices, programs and decisions of the school district, the board of education and the superintendent.

1. The monitor **or monitors**, to the extent practicable, shall have experience in [~~school district finances and~~] one or more of the following areas:

(a) **school district finances;**

(b) elementary and secondary education;

[~~(b)~~] **(c)** the operation of school districts in New York;

[~~(c)~~] **(d)** educating students with disabilities; and

[~~(d)~~] **(e)** educating English language learners.

2. The monitor **or monitors** shall be a non-voting ex-officio member **or members** of the board of education. The monitor **or monitors** shall be [~~an individual~~] **individuals** who [~~is~~] **are** not [~~a resident, employee~~] **residents, employees** of the school district or [~~relative~~] **relatives** of a board member of the school district at the time of [~~his or her~~] **their** appointment.

3. The reasonable and necessary expenses incurred by the monitor **or monitors** while performing [~~his or her~~] **their** official duties shall be paid by the school district. Notwithstanding any other provision of law, the monitor **or monitors** shall be entitled to defense and indemnification by the school district to the same extent as a school district employee.

§ 4. Meetings. 1. The monitor **or monitors** shall be entitled to attend all meetings of the board, including executive sessions; provided however, such monitor **or monitors** shall not be considered for purposes of establishing a quorum of the board. The school district shall fully cooperate with [~~the~~] **any** monitor **or monitors** including, but not limited to, providing such monitor **or monitors** with access to any necessary documents and records of the district including access to electronic information systems, databases and planning documents, consistent with

all applicable state and federal statutes including, but not limited to, Family Education Rights and Privacy Act (FERPA) (20 U.S.C. §1232g) and section 2-d of the education law.

2. The board, in consultation with the monitor **or monitors**, shall adopt a conflict of interest policy that complies with all existing applicable laws, rules and regulations that ensures its board members and administration act in the school district's best interest and comply with applicable legal requirements. The conflict of interest policy shall include, but not be limited to:

(a) a definition of the circumstances that constitute a conflict of interest;

(b) procedures for disclosing a conflict of interest to the board;

(c) a requirement that the person with the conflict of interest not be present at or participate in board deliberations or votes on the matter giving rise to such conflict, provided that nothing in this subdivision shall prohibit the board from requesting that the person with the conflict of interest present information as background or answer questions at a board meeting prior to the commencement of deliberations or voting relating thereto;

(d) a prohibition against any attempt by the person with the conflict to influence improperly the deliberation or voting on the matter giving rise to such conflict; and

(e) a requirement that the existence and resolution of the conflict be documented in the board's records, including in the minutes of any meeting at which the conflict was discussed or voted upon.

§ 5. Public hearings. 1. The monitor **or monitors** shall schedule [~~two~~] **three** public hearings to be held within sixty days of [~~his or her~~] **their** appointment, which shall allow public comment from the district's residents, students, employees, parents, board members and administration.

(a) The first hearing shall take public comment on existing statutory and regulatory authority of the commissioner, the department and the board of regents regarding school district governance and intervention under applicable state law and regulations, including but not limited to, section 306 of the education law.

(b) The second hearing shall take public comment on the fiscal performance of the district.

(c) The third hearing shall take public comment on the academic performance of the district.

2. The board of education and the monitor **or monitors** shall consider these public comments when developing the [~~financial~~] **long-term strategic academic and fiscal improvement** plan under this act.

§ 6. [~~Financial~~] **Long-term strategic academic and fiscal improvement** plan. 1. No later than November first, two thousand [~~twenty~~] **twenty-six**, the board of education [~~and~~] **working in collaboration with** the monitor **or monitors** shall develop a [~~proposed financial~~] **long-term strategic academic and fiscal improvement** plan for the two thousand [~~twenty--two thousand twenty-one~~] **twenty-six--twenty-seven and the next four succeeding** school [~~year and the four subsequent school~~] years. [~~The financial~~] **Such** plan**, including such annual revisions thereto,** shall [~~ensure that annual aggregate operating expenses shall not exceed annual aggregate operating revenues for such school year and that the major operating funds of the district be balanced in accordance with generally accepted accounting principles. The financial plan shall include statements of all estimated revenues, expenditures, and cash flow projections of the district~~] **be submitted to the commissioner for approval and shall include a set of goals with appropriate benchmarks and measurable objec-**

tives and identify strategies to address areas where improvements are needed in the district, including but not limited to its financial stability, academic opportunities and outcomes, education of students with disabilities, education of English language learners, the educational, social and emotional welfare of public school students and shall ensure compliance with all applicable state and federal laws and regulations.

2. If the board of education and the monitor or monitors agree on all the elements of the proposed [~~financial~~] long-term strategic academic and fiscal improvement plan, the board of education shall conduct a public hearing on the plan and consider the input of the community. The proposed [~~financial~~] long-term strategic academic and fiscal improvement plan shall be made public on the district's website at least three business days before such public hearing. Once the proposed [~~financial~~] long-term strategic academic and fiscal improvement plan has been approved by the board of education, such plan shall be submitted by the monitor or monitors to the commissioner for approval and shall be deemed approved for the purposes of this act.

3. If the board of education and the monitor or monitors do not agree on all the elements of the proposed [~~financial~~] long-term strategic academic and fiscal improvement plan, the board of education shall conduct a public hearing on the proposed plan that details the elements of disagreement between the monitor or monitors and the board, including documented justification for such disagreements and any requested amendments from the monitor or monitors. The proposed [~~financial~~] long-term strategic academic and fiscal improvement plan, elements of disagreement, and requested amendments shall be made public on the district's website at least three business days before such public hearing. After considering the input of the community, the board may alter the proposed [~~financial~~] long-term strategic academic and fiscal improvement plan and the monitor or monitors may alter [~~his or her~~] their requested amendments, and the monitor or monitors shall submit the proposed [~~financial~~] long-term strategic academic and fiscal improvement plan, [~~his or her~~] their amendments to the plan, and documentation providing justification for such disagreements and amendments to the commissioner no later than December first, two thousand [~~twenty~~] twenty-six. By January fifteenth, two thousand [~~twenty-one~~] twenty-seven, the commissioner shall approve the proposed plan with any of the monitor's or monitors' proposed amendments, or make other modifications, [~~he or she~~] such commissioner deems appropriate. The board of education shall provide the commissioner with any information [~~he or she~~] such commissioner requests to approve such plan within three business days of such request. Upon the approval of the commissioner, the [~~financial~~] long-term strategic academic and fiscal improvement plan shall be deemed approved for purposes of this act.

§ 7. Fiscal and operational oversight. 1. The board of education shall annually submit the school district's proposed budget for the next succeeding school year to the monitor or monitors no later than March first prior to the school district's annual budget vote. The monitor or monitors shall review the proposed budget to ensure that it, to the greatest extent possible, is [~~balanced within the context of revenue and expenditure estimates and mandated programs. The monitor shall also review the proposed budget to ensure that it, to the greatest extent possible, is consistent with the district financial plan developed and approved pursuant to this act~~] consistent with the long-term strategic academic and fiscal improvement plan developed and adopted pursuant to

this act. The monitor or monitors shall also review the proposed budget to ensure that it is balanced within the context of revenue and expenditure estimates and mandated programs. The monitor or monitors shall present [~~his or her~~] their findings to the board of education and the commissioner no later than forty-five days prior to the date scheduled for the school district's annual budget vote. The commissioner shall require the board of education to make amendments to the proposed budget consistent with any recommendations made by the monitor or monitors if the commissioner determines such amendments are necessary to comply with the [~~financial~~] long-term strategic academic and fiscal improvement plan under this act. The school district shall make available on the district's website: the initial proposed budget, the monitor's or monitors' findings, and the final proposed budget at least seven days prior to the date of the school district's budget hearing. In the event of a revote, the board of education, in conjunction with the monitor or monitors, shall develop and submit the school district's proposed budget for the next succeeding school year to the commissioner no later than seven days prior to the budget hearing. The board of education shall provide the commissioner with any information [~~he or she~~] such commissioner requests in order to make a determination pursuant to this subdivision within three business days of such request.

2. The district shall provide quarterly reports to the monitor or monitors and annual reports to the commissioner and board of regents on the academic, fiscal and operational status of the school district. In addition, the monitor or monitors shall provide semi-annual reports to the commissioner, board of regents, the governor, the temporary president of the senate, and the speaker of the assembly on the academic, fiscal and operational status of the school district. Such semi-annual report shall include all the contracts that the district entered into throughout the year.

3. The monitor or monitors shall have the authority to disapprove travel outside the state paid for by the district.

4. The monitor or monitors shall work with the district's shared decision-making committee as defined in 8 NYCRR Part 100.11 in developing and revising the [~~financial~~] long-term strategic academic and fiscal improvement plan, district goals, implementation of district priorities and budgetary recommendations.

5. The monitor or monitors shall assist in resolving any disputes and conflicts, including but not limited to, those between the superintendent and the board of education and among the members of the board of education.

6. The monitor or monitors may recommend, and the board shall consider by vote of a resolution at the next scheduled meeting of the board, cost saving measures including, but not limited to, shared service agreements.

§ 8. The commissioner may overrule any decision of the monitor or monitors, except for decisions related to collective bargaining agreements negotiated in accordance with article 14 of the civil service law, if [~~he or she~~] such commissioner deems that it is not aligned with the [~~financial~~] long-term strategic academic and fiscal improvement plan or the school district's budget.

§ 9. The monitor or monitors may notify the board and the commissioner in writing when [~~he or she deems~~] they deem the district is violating an element of the [~~financial~~] long-term strategic academic and fiscal improvement plan in this act. Within twenty days, the commissioner shall determine whether the district is in violation of any of the elements of

the plan highlighted by the monitor **or monitors** and shall order the district to comply immediately with the plan and remedy any such violation. The school district shall suspend all actions related to the potential violation of the [~~financial~~] **long-term strategic academic and fiscal improvement** plan until the commissioner issues a determination.

§ 2. This act shall take effect immediately; provided, however, that the amendments to sections 3, 4, 5, 6, 7, 8 and 9 of chapter 18 of the laws of 2020 made by section one of this act shall not affect the repeal of such sections and shall be deemed repealed therewith.

PART XX

Section 1. Subdivisions a-1 and t of section 603 of the retirement and social security law, subdivision a-1 as added and subdivision t as amended by chapter 18 of the laws of 2012, are amended to read as follows:

a-1. For members who first become a member of a public retirement system of the state on or after April first, two thousand twelve, the service retirement benefit specified in section six hundred four of this article shall be payable to members who have met the minimum service requirements upon retirement and have attained age sixty-three**, provided, however, that members of the New York state teachers' retirement system or the New York city teachers' retirement system who first became members of such system on or after April first, two thousand twelve may retire without reduction of their retirement benefit upon attainment of at least fifty-eight years of age and completion of thirty or more years of service**.

t. Members who join the New York state teachers' retirement system on or after January first, two thousand ten, shall be eligible to retire without reduction of [~~his or her~~] **their** retirement benefit upon attainment of at least fifty-seven years of age and completion of thirty or more years of service. Members who retire pursuant to the provisions of this subdivision shall be required to make the member contributions required by subdivision g of section six hundred thirteen of this article for all years of credited and creditable service. The provisions of this subdivision shall not apply to members who first become a member of the New York state teachers' retirement system on or after April first, two thousand twelve**, provided, however, that members of the New York state teachers' retirement system or the New York city teachers' retirement system who first became members of such system on or after April first, two thousand twelve may retire without reduction of their retirement benefit upon attainment of at least fifty-eight years of age and completion of thirty or more years of service**.

§ 2. Subdivisions a and b-1 of section 604 of the retirement and social security law, subdivision a as amended and subdivision b-1 as added by chapter 18 of the laws of 2012, are amended to read as follows:

a. The service retirement benefit at normal retirement age for a member with less than twenty years of credited service, or less than twenty-five years credited service for a member who joins the New York state teachers' retirement system on or after January first, two thousand ten, shall be a retirement allowance equal to one-sixtieth of final average salary times years of credited service. Normal retirement age for members who first become members of a public retirement system of the state on or after April first, two thousand twelve shall be age sixty-three**, provided, however, that members of the New York state teachers' retirement system or the New York city teachers' retirement**

system who first became members of such system on or after April first, two thousand twelve may retire without reduction of their retirement benefit upon attainment of at least fifty-eight years of age and completion of thirty or more years of service.

b-1. Notwithstanding any other provision of law to the contrary, the service retirement benefit for members with twenty or more years of credit service who first become a member of a public retirement system of the state on or after April first, two thousand twelve at age sixty-three **or for members of the New York state teachers' retirement system or the New York city teachers' retirement system who first became members of such system on or after April first, two thousand twelve upon attainment of at least fifty-eight years of age and completion of thirty or more years of service,** shall be a pension equal to the sum of thirty-five per centum and one-fiftieth of final average salary for each year of service in excess of twenty times final average salary times years of credited service. In no event shall any retirement benefit payable without optional modification be less than the actuarially equivalent annuitized value of the member's contributions accumulated with interest at five percent per annum compounded annually to the date of retirement.

§ 3. Subdivision a of section 517 of the retirement and social security law, as amended by chapter 18 of the laws of 2012 and the second undesignated paragraph as amended by section 1 of part KK of chapter 55 of the laws of 2024, is amended to read as follows:

a. Members shall contribute three percent of annual wages to the retirement system in which they have membership, provided that such contributions shall not be required for more than thirty years, for general members, or twenty-five years, for police/fire members, except that beginning April first, two thousand thirteen for members who first become members of the New York state and local employees' retirement system on or after April first, two thousand twelve, the rate at which each such member shall contribute in any current plan year (April first to March thirty-first) shall be determined by reference to the wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year as follows:

1. members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

2. members with wages greater than forty-five thousand **dollars** per annum, but not more than fifty-five thousand **dollars** per annum shall contribute three and one-half per centum of annual wages;

3. members with wages greater than fifty-five thousand **dollars** per annum, but not more than seventy-five thousand **dollars** per annum shall contribute four and one-half per centum of annual wages;

4. members with wages greater than seventy-five thousand **dollars** per annum but not more than one hundred thousand **dollars** per annum shall contribute five and three-quarters per centum of annual wages; and

5. members with wages greater than one hundred thousand **dollars** per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first) in which such member has established membership in the New York state and local employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer.

Notwithstanding the foregoing, when determining the rate at which each such member who became a member of the New York state and local employ-

ees' retirement system on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first) between April first, two thousand twenty-two and April first, two thousand [~~twenty-six~~] twenty-eight, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year, except that beginning on and after October first, two thousand twenty-six, for members who first became members of the New York state and local employees' retirement system on or after April first, two thousand twelve, the contributions in any current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year as follows:

(i) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute four per centum of annual wages;

(iii) members with wages greater than one hundred thousand dollars per annum but not more than one hundred twenty-five thousand dollars per annum shall contribute five and one-quarter per centum of annual wages; and

(iv) members with wages greater than one hundred twenty-five thousand dollars per annum shall contribute five and three-quarters per centum of annual wages.

Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but from April first, two thousand twenty-two through March thirty-first, two thousand twenty-eight shall not include any overtime payments.

The head of each retirement system shall promulgate such regulations as may be necessary and appropriate with respect to the deduction of such contribution from members' wages and for the maintenance of any special fund or funds with respect to amounts so contributed.

§ 4. Subdivision a, the second undesignated paragraph of subdivision f, and the second undesignated paragraph of subdivision g of section 613 of the retirement and social security law, subdivision a as amended by chapter 10 of the laws of 2000, paragraphs 1 and 2 of subdivision a as amended by chapter 510 of the laws of 2015, the second undesignated paragraph of paragraph 1 of subdivision a, the second undesignated paragraph of paragraph 2 of subdivision a, the second undesignated paragraph of subdivision f and the second undesignated paragraph of subdivision g as amended by section 2 of part KK of chapter 55 of the laws of 2024, are amended to read as follows:

a. 1. Except as provided by paragraph two of this subdivision, members shall contribute three percent of annual wages to the retirement system in which they have membership, except that beginning April first, two thousand thirteen for members who first become members of a public retirement system of the state on or after April first, two thousand twelve, the rate at which each such member shall contribute in any current plan year (April first to March thirty-first, except for members of the New York city employees' retirement system, New York city teachers' retirement system and New York city board of education retirement system, plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of the chapter of the laws of two thousand fifteen that amended this paragraph) shall be determined by reference to the wages of such member in

the second plan year (April first to March thirty-first, except for members of the New York city employees' retirement system, New York city teachers' retirement system and New York city board of education retirement system, plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of the chapter of the laws of two thousand fifteen that amended this paragraph) preceding such current plan year as follows:

(i) members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than forty-five thousand **dollars** per annum, but not more than fifty-five thousand **dollars** per annum shall contribute three and one-half per centum of annual wages;

(iii) members with wages greater than fifty-five thousand **dollars** per annum, but not more than seventy-five thousand **dollars** per annum shall contribute four and one-half per centum of annual wages;

(iv) members with wages greater than seventy-five thousand **dollars** per annum but not more than one hundred thousand **dollars** per annum shall contribute five and three-quarters per centum of annual wages; and

(v) members with wages greater than one hundred thousand **dollars** per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first, except for members of New York city employees' retirement system, New York city teachers' retirement system and New York city board of education retirement system, plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of chapter five hundred ten of the laws of two thousand fifteen) in which such member has established membership in a public retirement system of the state, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of the New York state and local employees' retirement system, New York city employees' retirement system, New York city teachers' retirement system and New York city board of education retirement system, on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first, except for members of the New York city employees' retirement system, New York city teachers' retirement system and New York city board of education retirement system, plan year shall mean January first through December thirty-first commencing with January first next succeeding the effective date of chapter five hundred ten of the laws of two thousand fifteen) between April first, two thousand twenty-two and April first, two thousand [~~twenty-six~~] **twenty-eight**, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year**, except that beginning on and after October first, two thousand twenty-six, for members of the New York state and local employees' retirement system, the New York city employees' retirement system other than those enrolled in a plan established pursuant to section six hundred four-c of this article, as originally enacted by chapter four hundred seventy-two of the laws of nineteen hundred ninety-five, and members of the New York city board of education retirement system, who first became members of such systems on or after April first, two thousand twelve, the contributions in any current plan year (April first to March thirty-first, except for members of the New York city employees' retirement system and the New York board of educa-**

tion retirement system, plan year shall mean January first through December thirty-first) shall be determined by reference to the base wages of such member in the second plan year (April first to March thirty-first, except for members of the New York city employees' retirement system and the New York city board of education retirement system, plan year shall mean January first through December thirty-first) preceding such current plan year as follows:

(A) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(B) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute four per centum of annual wages;

(C) members with wages greater than one hundred thousand dollars per annum but not more than one hundred twenty-five thousand dollars per annum shall contribute five and one-quarter per centum of annual wages; and

(D) members with wages greater than one hundred twenty-five thousand dollars per annum shall contribute five and three-quarters per centum of annual wages.

Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but from April first, two thousand twenty-two through March thirty-first, two thousand twenty-eight shall not include any overtime payments or compensation earned for extracurricular programs or any other pensionable earnings paid in addition to the annual base wages.

The head of each retirement system shall promulgate such regulations as may be necessary and appropriate with respect to the deduction of such contribution from members' wages and for the maintenance of any special fund or funds with respect to amounts so contributed.

2. A member of the New York city employees' retirement system who is eligible to be a participant in the twenty-five-year and age fifty-five retirement program, as defined by paragraph five of subdivision a of section six hundred four-b of this article shall contribute two percent of annual wages to such system effective on the starting date of the elimination of additional member contributions, as defined in an election made pursuant to paragraph ten of subdivision e of section six hundred four-b of this article, except that beginning April first, two thousand thirteen for members who first become members of the New York city employees' retirement system on or after April first, two thousand twelve, the rate at which each such member shall contribute in any current plan year (April first to March thirty-first, provided, however, that plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of the chapter of the laws of two thousand fifteen that amended this paragraph) shall be determined by reference to the wages of such member in the second plan year (April first to March thirty-first, provided, however, that plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of the chapter of the laws of two thousand fifteen that amended this paragraph) preceding such current plan year as follows:

(i) members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than forty-five thousand dollars per annum, but not more than fifty-five thousand dollars per annum shall contribute three and one-half per centum of annual wages;

(iii) members with wages greater than fifty-five thousand **dollars** per annum, but not more than seventy-five thousand **dollars** per annum shall contribute four and one-half per centum of annual wages;

(iv) members with wages greater than seventy-five thousand **dollars** per annum but not more than one hundred thousand **dollars** per annum shall contribute five and three-quarters per centum of annual wages; and

(v) members with wages greater than one hundred thousand **dollars** per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first, provided, however, that plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of chapter five hundred ten of the laws of two thousand fifteen) in which such member has established membership in the New York city employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of, New York city employees' retirement system, on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first, provided, however, that plan year shall mean January first through December thirty-first commencing with the January first next succeeding the effective date of chapter five hundred ten of the laws of two thousand fifteen) between April first, two thousand twenty-two and April first, two thousand [~~twenty-six~~] **twenty-eight**, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year.

Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but shall not include any overtime payments.

Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first) in which such member has established membership in the New York state and local employees' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of the New York state and local employees' retirement system on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first) between April first, two thousand twenty-two and April first, two thousand [~~twenty-six~~] **twenty-eight**, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year. Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but **from April first, two thousand twenty-two through March thirty-first, two thousand twenty-eight** shall not include any overtime payments.

Notwithstanding the foregoing, during each of the first three plan years (July first to June thirtieth) in which such member has established membership in the New York state teachers' retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the contribution rate at which a member of the New York state teach-

ers' retirement system with a date of membership on or after April first, two thousand twelve shall contribute for plan years (July first to June thirtieth) between July first, two thousand twenty-two and July first, two thousand [~~twenty-six~~] twenty-eight, such rate shall be determined by reference to the member's annual base wages in the second plan year (July first to June thirtieth) preceding such current plan year. Annual base wages from April first, two thousand twenty-two through March thirty-first, two thousand twenty-eight shall not include compensation earned for extracurricular programs or any other pensionable earnings paid in addition to the annual base wages.

§ 5. Section 1204 of the retirement and social security law, as amended by chapter 18 of the laws of 2012 and the second undesignated paragraph as amended by section 3 of part KK of chapter 55 of the laws of 2024, is amended to read as follows:

§ 1204. Member contributions. Members who are subject to the provisions of this article shall contribute three percent of annual wages to the retirement system in which they have membership, except that beginning April first, two thousand thirteen for members who first become members of the New York state and local police and fire retirement system on or after April first, two thousand twelve, the rate at which each such member shall contribute in any current plan year (April first to March thirty-first) shall be determined by reference to the wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year as follows:

a. members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

b. members with wages greater than forty-five thousand dollars per annum, but not more than fifty-five thousand dollars per annum shall contribute three and one-half per centum of annual wages;

c. members with wages greater than fifty-five thousand dollars per annum, but not more than seventy-five thousand dollars per annum shall contribute four and one-half per centum of annual wages;

d. members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute five and three-quarters per centum of annual wages; and

e. members with wages greater than one hundred thousand dollars per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first) in which such member has established membership in the New York state and local police and fire retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which each such member who became a member of the New York state and local police and fire retirement system on or after April first, two thousand twelve shall contribute for any plan year (April first to March thirty-first) between April first, two thousand twenty-two and April first, two thousand [~~twenty-six~~] twenty-eight, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year, except that beginning on and after October first, two thousand twenty-six, for members who first became members of the New York state and local police and fire retirement system on or after April first, two thousand twelve, the contributions in any current plan year (April first to March thirty-first) shall be determined by reference to the base wages of such member in the

second plan year (April first to March thirty-first) preceding such current plan year as follows:

(i) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute four per centum of annual wages;

(iii) members with wages greater than one hundred thousand dollars per annum but not more than one hundred twenty-five thousand dollars per annum shall contribute five and one-quarter per centum of annual wages; and

(iv) members with wages greater than one hundred twenty-five thousand dollars per annum shall contribute five and three-quarters per centum of annual wages.

Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but **from April first, two thousand twenty-two through March thirty-first, two thousand twenty-eight** shall not include any overtime payments. Effective April first, two thousand twelve, all members subject to the provisions of this article shall not be required to make member contributions on annual wages excluded from the calculation of final average salary pursuant to section twelve hundred three of this article. Nothing in this section, however, shall be construed or deemed to allow members to receive a refund of any member contributions on such wages paid prior to April first, two thousand twelve.

Members who are enrolled in a retirement plan that limits the amount of creditable service a member can accrue shall not be required to make contributions pursuant to this section after accruing the maximum amount of service credit allowed by the retirement plan in which they are enrolled. The state comptroller shall promulgate such regulations as may be necessary and appropriate with respect to the deduction of such contribution from members' wages and for the maintenance of any special fund or funds with respect to amounts so contributed. In no way shall the member contributions made pursuant to this section be used to provide for pension increases or annuities of any kind.

§ 6. Subdivisions 1 and 2 of section 182 of the education law, subdivision 1 as amended by chapter 63 of the laws of 1993 and subdivision 2 as amended by chapter 18 of the laws of 2012, are amended to read as follows:

1. Employer contributions. In the case of any electing employee initially appointed on or before June thirtieth, nineteen hundred ninety-two, the state shall, during continuance of [~~his~~] **their** employment, make contributions at the rate of nine percentum of that portion of [~~his~~] **their** state salary upon which contributions are or may hereafter be paid to the secretary of the treasury of the United States pursuant to article three of the retirement and social security law and at the rate of twelve percentum of that portion of [~~his~~] **their** state salary above said amount, out of moneys which shall be appropriated to the department for such purpose. In the case of any electing employee initially appointed on or after July first, nineteen hundred ninety-two, the state shall, during continuance of [~~his~~] **their** employment, make contributions at the rate of eight percentum of [~~his~~] **their** state salary during the first seven years of such employment and at the rate of ten percentum of [~~his~~] **their** state salary, thereafter, out of moneys which shall be appropriated to the department for such purpose. For purposes of this subdivision, that portion of the employee's salary upon which

contributions are paid to the secretary of the treasury of the United States pursuant to article three of the retirement and social security law shall not exceed sixteen thousand five hundred dollars**, provided however, that effective October first, two thousand twenty-six, in the case of any electing employee initially appointed on or after April first, two thousand twelve, with respect to employees of the state university and the electing employer, with respect to employees of a community college, shall, during continuance of their employment, make contributions at the rate of nine percentum of their salary during the first seven years of such employment and at the rate of eleven percentum of their salary thereafter, out of monies which shall be appropriated to the state university or which shall be available to the electing employer for such purpose**.

2. Employee contributions. In the case of any electing employee, contributions at the rate of three per centum of [~~his~~] **such electing employee's** state salary shall be deducted by the state comptroller as the employee contribution, provided however, that such employee contribution shall be made by the state in accordance with subdivision one of this section during such period as (a) either section seventy-a of the retirement and social security law or section five hundred twenty-eight of this title provides that the contribution of each member of the New York state employees' retirement system or the New York state teachers' retirement system in the employ of the state shall be reduced by at least eight per centum of [~~his~~] **such member's** compensation, or (b) employee contributions to either such system are no longer required by reason of such system becoming noncontributory for state employees.

Notwithstanding any other law to the contrary, beginning April first, two thousand thirteen any electing employee appointed on or after April first, two thousand twelve, the rate at which each such employee shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:

(a) members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(b) members with wages greater than forty-five thousand **dollars** per annum, but not more than fifty-five thousand **dollars** per annum shall contribute three and one-half per centum of annual wages;

(c) members with wages greater than fifty-five thousand **dollars** per annum, but not more than seventy-five thousand **dollars** per annum shall contribute four and one-half per centum of annual wages;

(d) members with wages greater than seventy-five thousand **dollars** per annum but not more than one hundred thousand **dollars** per annum shall contribute five and three-quarters per centum of annual wages; and

(e) members with wages greater than one hundred thousand **dollars** per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (January first to December thirty-first) in which such member has established membership in the Education Department Optional Retirement Program, such employee shall contribute a percent of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer**, provided, however, that notwithstanding any other law to the contrary, on and after October first, two thousand twenty-six, the rate at which any electing employee who is subject to this paragraph shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the**

wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:

(i) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute four per centum of annual wages;

(iii) members with wages greater than one hundred thousand dollars per annum but not more than one hundred twenty-five thousand dollars per annum shall contribute five and one-quarter per centum of annual wages; and

(iv) members with wages greater than one hundred twenty-five thousand dollars per annum shall contribute five and three-quarters per centum of annual wages.

§ 7. Subdivisions 1 and 1-a and paragraph (d) of subdivision 2 of section 392 of the education law, subdivision 1 as amended by chapter 63 of the laws of 1993 and subdivision 1-a and paragraph (d) of subdivision 2 as added by chapter 18 of the laws of 2012, are amended to read as follows:

1. Employer contributions. In the case of any electing employee initially appointed on or before June thirtieth, nineteen hundred ninety-two, the state, with respect to employees of state university, and the electing employer, with respect to employees of a community college, shall, during continuance of his employment, make contributions at the rate of nine percentum of that portion of [~~his~~] their salary upon which contributions, if any, are or may hereafter be paid to the secretary of the treasury of the United States pursuant to article three of the retirement and social security law and at the rate of twelve percentum of any portion of [~~his~~] their salary upon which such contributions are not paid, out of monies which shall be appropriated to state university or which shall be available to the electing employer for such purpose. In the case of any electing employee initially appointed on or after July first, nineteen hundred ninety-two, the state, with respect to employees of the state university and the electing employer, with respect to employees of a community college, shall, during continuance of [~~his~~] their employment, make contributions at the rate of eight percentum of [~~his~~] their salary during the first seven years of such employment and at the rate of ten percentum of [~~his~~] their salary thereafter, out of monies which shall be appropriated to the state university or which shall be available to the electing employer for such purpose, provided however, that effective October first, two thousand twenty-six, in the case of any electing employee initially appointed on or after April first, two thousand twelve, with respect to employees of the state university and the electing employer, with respect to employees of a community college, shall, during continuance of their employment, make contributions at the rate of nine percentum of their salary during the first seven years of such employment and at the rate of eleven percentum of their salary thereafter, out of monies which shall be appropriated to the state university or which shall be available to the electing employer for such purpose. For purposes of this subdivision, that portion of the employee's salary upon which contributions are or may thereafter be paid to the secretary of the treasury of the United States pursuant to article three of the retirement and social security law shall be deemed not to exceed sixteen thousand five hundred dollars.

1-a. Employer contributions. In the case of any electing employee excluded from or not encompassed within a negotiating unit within the

meaning of article fourteen of the civil service law initially hired on or after July first, two thousand thirteen, the state and the electing employer shall, during the continuance of [~~his or her~~] their employment, make contributions at the rate of eight per centum of [~~his or her~~] their salary, provided however, that effective October first, two thousand twenty-six, the state and the electing employer shall, during the continuance of their employment, make contributions at the rate of nine percentum of their salary.

(d) Notwithstanding any other law to the contrary, beginning April first, two thousand thirteen any electing employee appointed on or after April first, two thousand twelve, the rate at which each such employee shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:

(i) members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than forty-five thousand dollars per annum, but not more than fifty-five thousand dollars per annum shall contribute three and one-half per centum of annual wages;

(iii) members with wages greater than fifty-five thousand dollars per annum, but not more than seventy-five thousand dollars per annum shall contribute four and one-half per centum of annual wages;

(iv) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute five and three-quarters per centum of annual wages; and

(v) members with wages greater than one hundred thousand dollars per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (January first to December thirty-first) in which such member has established membership in the State University Optional Retirement Program, such employee shall contribute a percent of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer, provided, however, that notwithstanding any other law to the contrary, on and after October first, two thousand twenty-six, the rate at which any electing employee who is subject to this paragraph shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:

(i) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute four per centum of annual wages;

(iii) members with wages greater than one hundred thousand dollars per annum but not more than one hundred twenty-five thousand dollars per annum shall contribute five and one-quarter per centum of annual wages; and

(iv) members with wages greater than one hundred twenty-five thousand dollars per annum shall contribute five and three-quarters per centum of annual wages.

§ 8. Subdivision 1 and paragraph (d) of subdivision 2 of section 6252 of the education law, subdivision 1 as amended by chapter 63 of the laws of 1993 and paragraph (d) of subdivision 2 as added by chapter 18 of the laws of 2012, are amended to read as follows:

1. Employer contributions. In the case of any electing employee initially appointed on or before June thirtieth, nineteen hundred ninety-two, the city shall, during continuance of [~~his~~] **their** employment, makes contributions at the rate of nine percentum of that portion of [~~his~~] **their** city salary upon which contributions are or may hereafter be paid to the secretary of the treasury of the United States pursuant to article three of the retirement and social security law and at the rate of twelve percentum of that portion of [~~his~~] **their** city salary above said amount, out of monies which shall be appropriated to the city university for such purposes. In the case of any electing employee initially appointed on or after July first, nineteen hundred ninety-two, the city shall, during continuance of [~~his~~] **their** employment, make contributions at the rate of eight percentum of [~~his~~] **their** city salary during the first seven years of such employment and at the rate of ten percentum of [~~his~~] **their** city salary, thereafter, out of monies which shall be appropriated to the city university for such purpose**, provided however, that effective October first, two thousand twenty-six, in the case of any electing employee initially appointed on or after April first, two thousand twelve, the city shall, during continuance of their employment, make contributions at the rate of nine percentum of their salary during the first seven years of such employment and at the rate of eleven percentum of their salary thereafter, out of monies which shall be appropriated to the city university for such purpose**. For purposes of this subdivision, that portion of the employee's salary upon which contributions are or may thereafter be paid to the secretary of the treasury of the United States pursuant to article three of the retirement and social security law shall be deemed not to exceed sixteen thousand five hundred dollars.

(d) Notwithstanding any other law to the contrary, beginning April first, two thousand thirteen any electing employee appointed on or after April first, two thousand twelve, the rate at which each such employee shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:

(1) members with wages of forty-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(2) members with wages greater than forty-five thousand **dollars** per annum, but not more than fifty-five thousand **dollars** per annum shall contribute three and one-half per centum of annual wages;

(3) members with wages greater than fifty-five thousand **dollars** per annum, but not more than seventy-five thousand **dollars** per annum shall contribute four and one-half per centum of annual wages;

(4) members with wages greater than seventy-five thousand **dollars** per annum but not more than one hundred thousand **dollars** per annum shall contribute five and three-quarters per centum of annual wages; and

(5) members with wages greater than one hundred thousand **dollars** per annum shall contribute six per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (January first to December thirty-first) in which such member has established membership in the Board of Higher Education Optional Retirement Program, such employee shall contribute a percent of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer**, provided, however, that notwithstanding any other law to the contrary, on and after October first, two thousand twenty-six, the rate at which any electing employee who is**

subject to this paragraph shall contribute in any current plan year (January first to December thirty-first) shall be determined by reference to the wages of such member in the second plan year (January first to December thirty-first) preceding such current plan year as follows:

(i) members with wages of seventy-five thousand dollars per annum or less shall contribute three per centum of annual wages;

(ii) members with wages greater than seventy-five thousand dollars per annum but not more than one hundred thousand dollars per annum shall contribute four per centum of annual wages;

(iii) members with wages greater than one hundred thousand dollars per annum but not more than one hundred twenty-five thousand dollars per annum shall contribute five and one-quarter per centum of annual wages; and

(iv) members with wages greater than one hundred twenty-five thousand dollars per annum shall contribute five and three-quarters per centum of annual wages.

§ 9. Paragraph (c) of subdivision 24 of section 501 of the retirement and social security law, as amended by chapter 368 of the laws of 2017, is amended to read as follows:

(c)[~~(i)~~] The "overtime ceiling" shall mean fifteen thousand dollars per annum on January first, two thousand ten, and shall be increased by three percent each year thereafter, provided, however, that [~~for~~]**:**

(i) For members who first become members of the New York state and local employees' retirement system on or after April first, two thousand twelve, "overtime ceiling" shall mean fifteen thousand dollars per annum on April first, two thousand twelve, and shall be increased each year thereafter by a percentage to be determined annually by reference to the consumer price index (all urban consumers, CPI-U, U.S. city average, all items, 1982-84=100), published by the United States bureau of labor statistics, for each applicable calendar year. Said percentage shall equal the annual inflation as determined from the increase in the consumer price index in the one year period ending on the December thirty-first preceding the overtime ceiling adjustment effective on the ensuing April first.

(ii) Commencing January first, two thousand eighteen, and each year thereafter, the overtime ceiling percentage shall be increased by an amount equal to the annual inflation as determined from the increase in the consumer price index in the one year period ending on the September thirtieth prior to the overtime ceiling adjustment effective on the ensuing January first.

(iii) Commencing January first, two thousand twenty-seven, for members who first become members of such system on or after January first, two thousand ten, the "over-time ceiling" shall mean thirty thousand dollars per annum and shall be increased by three percent each year thereafter.

§ 10. Paragraph (c) of subdivision l of section 601 of the retirement and social security law, as amended by chapter 368 of the laws of 2017, is amended to read as follows:

(c) The "overtime ceiling" shall mean fifteen thousand dollars per annum on January first, two thousand ten, and shall be increased by three [~~per cent~~] **percent** each year thereafter, provided, however, that:

(i) [~~for~~] **For** members who first become members of a public retirement system of the state on or after April first, two thousand twelve, "overtime ceiling" shall mean fifteen thousand dollars per annum on April first, two thousand twelve, and shall be increased each year thereafter by a percentage to be determined annually by reference to the consumer

price index (all urban consumers, CPI-U, U.S. city average, all items, 1982-84=100), published by the United States bureau of labor statistics, for each applicable calendar year. Said percentage shall equal the annual inflation as determined from the increase in the consumer price index in the one year period ending on the December thirty-first preceding the overtime ceiling adjustment effective on the ensuing April first.

(ii) Commencing January first, two thousand eighteen, and each year thereafter, the overtime ceiling percentage shall be increased by an amount equal to the annual inflation as determined from the increase in the consumer price index in the one year period ending on the September thirtieth prior to the overtime ceiling adjustment effective on the ensuing January first.

(iii) Commencing January first, two thousand twenty-seven, for members of the New York state and local employees' retirement system or the New York state teachers' retirement system who first become members of such system on or after January first, two thousand ten and for the New York city revised plan members, "overtime ceiling" shall mean thirty thousand dollars per annum and shall be increased by three percent each year thereafter.

§ 11. Section 1203 of the retirement and social security law, as added by section 1 of part A of chapter 504 of the laws of 2009, is amended to read as follows:

§ 1203. Overtime. A member's final average salary shall be calculated in accordance with such provisions of article eight or article eleven of this chapter as govern the member's benefits, except that earnings classified as overtime compensation in an amount in excess of fifteen percent of a member's annual wages not classified as overtime compensation shall be excluded from such calculation**, provided, however, members who retire on or after January first, two thousand twenty-seven, earnings classified as overtime compensation in an amount in excess of twenty-five percent of a member's annual wages not classified as overtime compensation shall be excluded from such calculation**. "Overtime compensation" shall mean, for purposes of this section, compensation paid under any law or policy under which employees are paid at a rate greater than their standard rate for additional hours worked beyond those required, including compensation paid under section one hundred thirty-four of the civil service law and section ninety of the general municipal law.

§ 12. Nothing in this act shall be construed or deemed to allow members to receive a refund of any member contributions made or collected prior to the effective date of this act.

§ 13. Notwithstanding any other provision of law to the contrary, none of the provisions of this act shall be subject to section 25 of the retirement and social security law.

§ 14. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026; provided, however, that section three, the amendments to subdivision a of section 613 of the retirement and social security law made by section four and sections five, six, seven and eight of this act shall take effect October 1, 2026, and sections nine, ten and eleven of this act shall take effect January 1, 2027.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

This bill would revise the benefit structure of Tier 5 and Tier 6 members in the New York State and Local Retirement System (NYSLRS).

(1) For Tier 6 members only, this bill would reduce member contribution rates, effective October 1, 2026. No member contributions paid before this date will be refunded.

Wage Range ($ in thousands)	Current Rate	Proposed Rate
Less than 45	3.00%	3.00%
45 to 55	3.50%	3.00%
55 to 75	4.50%	3.00%
75 to 100	5.75%	4.00%
100 to 125	6.00%	5.25%
125 to 250	6.00%	5.75%

(2) When determining a member's contribution rate, overtime earnings would be excluded from wages until the fiscal year beginning April 1, 2028. Thereafter, all pensionable earnings would be included.

(3) For Tier 5 and Tier 6 members, this bill would increase overtime compensation included in the calculation of final average salary, effective January 1, 2027. Consequently, there will be an increase in the pensionable earnings used in the calculation of member contributions and an increase in the billable salary used to calculate employer contributions.

a. For members of the New York State and Local Employees' Retirement System (NYSLERS), the overtime limit would increase to $30,000 and would increase by 3% each calendar year thereafter. The current limits are approximately $24,000 for Tier 5 members and $22,000 for Tier 6.

b. For members of the New York State and Local Police and Fire Retirement System (NYSLPFRS), the overtime limit would increase to 25 percent of annual wages. The current limit is 15 percent.

No other provisions included in this bill affect NYSLRS.

Insofar as this bill affects NYSLERS, the net present value of benefits would increase by approximately $1.6 billion.

The provisions of Section 25 will not apply. Benefit improvements will be funded by increasing the billing rates charged annually. The annual contribution required by all participating employers in NYSLERS would increase by 0.6% of billable salary, with Tier 6 billing rates increasing 0.8% on average.

Systemwide, annual contributions would increase by approximately $90 million for the state of New York and $125 million for the local participating employers. System average billing rates would increase from approximately 17.6% to 18.2%.

Required contributions will increase significantly as Tier 6 grows. Employer costs would vary according to plan coverage and salary reported in Tier 6.

In addition to employers, NYSLERS members will pay contributions on the $75 million in newly pensionable overtime earnings, generating approximately $4 million in member contributions annually. The additional contributions will be paid exclusively by members with overtime earnings more than the existing limits.

Insofar as this bill affects NYSLPFRS, the net present value of benefits would increase by approximately $1.2 billion.

Benefit improvements would be funded by increasing the billing rates charged annually. The annual billing rate required of all participating employers in NYSLPFRS would increase by 0.8% of billable salary, with Tier 6 billing rates increasing 1.0% on average.

Systemwide, annual contributions would increase approximately $15 million for the state of New York and $70 million for the local partic-

ipating employers. System average billing rates would increase from 36.5% to approximately 37.3%.

Required contributions will increase significantly as Tier 6 grows. Employer costs would vary according to plan coverage and salary reported.

In addition to employers, NYSLPFRS members will pay contributions on the $60 million in newly pensionable overtime earnings, generating approximately $3 million in member contributions annually. The additional contributions will be paid exclusively by members with overtime earnings more than the existing 15% limit.

These estimated costs are based on members of Tiers 5 and 6 as of March 31, 2025, comprised of 344,860 NYSLERS members with annual salary of approximately $18 billion and 21,643 NYSLPFRS members with annual salary of approximately $2.3 billion.

Summary of relevant resources:

Membership data as of March 31, 2025 was used to measure the impact of the bill, the same data used in the Actuarial Valuations dated April 1, 2025. Distributions and other statistics can be found in the 2025 Report of the Actuary and the 2025 Annual Comprehensive Financial Report. The actuarial assumptions and methods used are described in the 2025 Annual Report to the Comptroller on Actuarial Assumptions, and the Codes, Rules and Regulations of the State of New York: Audit and Control. The fair value of assets and GASB disclosures can be found in the 2025 Financial Statements and Supplementary Information.

Assumptions, demographics, and other considerations may have been modified to better reflect specific provisions of any proposed benefit change(s).

This fiscal note does not constitute a legal opinion on the viability of the bill, nor is it intended to serve as a substitute for the professional judgment of an attorney.

This estimate, dated May 19, 2026, and intended for use only during the 2026 Legislative Session, is Fiscal Note Number 2026-230-R. As Chief Actuary of the New York State and Local Retirement System (NYSLRS), I, Aaron Schottin Young, hereby certify that this analysis complies with applicable Actuarial Standards of Practice as well as the Code of Professional Conduct and Qualification Standards for Actuaries Issuing Statements of Actuarial Opinion of the American Academy of Actuaries, of which I am a member. I am a member of NYSLRS but do not believe it impairs my objectivity.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation, as it relates to Tier 6 members of the New York City Retirement Systems and Pension Funds (NYCRS) would give TRS members unreduced early retirement at age 58 with 30 years of service, reduce required member contribution rates for certain NYCERS and BERS members, and increase the Overtime Ceiling.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS
by Fiscal Year for the first 25 years ($ in Millions)

Year	NYCERS	TRS	BERS	TOTAL
2027	57.0	86.6	7.5	151.1
2028	61.7	90.4	8.0	160.1
2029	66.5	94.6	8.5	169.6
2030	71.2	99.1	9.1	179.4
2031	75.8	103.9	9.6	189.3
2032	80.5	109.1	10.2	199.8
2033	85.1	114.7	10.8	210.6
2034	89.8	120.7	11.3	221.8

2035	94.4	127.3	11.9	233.6
2036	98.9	134.2	12.6	245.7
2037	103.5	141.7	13.2	258.4
2038	108.0	149.6	13.8	271.4
2039	112.5	158.0	14.4	284.9
2040	116.9	166.8	15.1	298.8
2041	121.3	175.8	13.7	310.8
2042	104.3	185.2	14.3	303.8
2043	108.6	194.6	15.0	318.2
2044	112.8	166.7	15.6	295.1
2045	116.9	176.3	16.3	309.5
2046	120.9	185.7	17.0	323.6
2047	124.8	195.0	17.6	337.4
2048	128.6	204.1	18.3	351.0
2049	132.3	213.0	18.9	364.2
2050	135.8	221.8	19.6	377.2
2051	139.1	230.4	20.2	389.7

Projected contributions include future new hires that may be impacted. For Fiscal Year 2052 and beyond, the expected increase in normal cost as a level percent of pay for impacted new entrants is approximately 0.31% for NYCERS, 0.66% for TRS, and 0.44% for BERS.

The initial increase in employer contributions of $151.1 million is estimated to be $123.3 million for New York City and $27.8 million for the other obligors of NYCRS.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases. Future new hires are not included in this present value.

INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES
as of June 30, 2025 ($ in Millions)

Present Value (PV)	NYCERS	TRS	BERS
(1) PV of Employer Contributions:	606.2	991.1	83.8
(2) PV of Employee Contributions:	(451.9)	(210.9)	(91.5)
Total PV of Benefits (1) + (2):	154.3	780.2	(7.8)

UNFUNDED ACCRUED LIABILITY (UAL): Actuarial Accrued Liabilities are the portion of the Present Value of Benefits allocated to past service. Changes in UAL were amortized over the expected remaining working life-time of those impacted using level dollar payments.

AMORTIZATION OF UNFUNDED ACCRUED LIABILITY

	NYCERS	TRS	BERS
Increase (Decrease) in UAL:	187.7 M	354.2 M	17.0 M
Number of Payments:	15	17	14
Amortization Payment:	21.3 M	37.5 M	2.0 M

CENSUS DATA: The estimates presented herein are based on preliminary census data collected as of June 30, 2025. The census data for the impacted population is summarized below.

	NYCERS	TRS	BERS
Active Members			
- Number Count:	99,619	71,364	37,490
- Average Age:	43.0	39.0	41.5
- Average Service:	5.2	5.7	2.2

- Average Salary:	87,100	86,500	37,900

IMPACT ON MEMBER BENEFITS: Currently, Tier 6 TRS members are eligible for unreduced service retirement under the Tier 6 basic plan upon attainment of age 63 with at least 5 years of credited service. Members may retire as early as age 55 with a reduction of 6.5% for each year that retirement precedes age 63.

Under the proposed legislation, Tier 6 TRS members would be eligible for unreduced service retirement upon attainment of age 58 with at least 30 years of credited service.

IMPACT ON MEMBER CONTRIBUTIONS: Currently, Tier 6 members are generally required to make Basic Member Contributions (BMC) ranging from 3% to 6% of annual wages, determined by the member's annual wages for the second prior calendar year.

Under the proposed legislation, effective October 1, 2026, the required BMC rates for Tier 6 NYCERS and BERS members, except for members in the Tier 6 Transit 25-Year/Age 55 Retirement Plan or Tier 6 Triborough Bridge and Tunnel Authority 20-Year Retirement Plan, would be reduced as shown in the table below.

Salary Band	Current Rate	Proposed Rate
$45,000 or less	3.00%	3.00%
$45,001 up to $55,000	3.50%	3.00%
$55,001 up to $75,000	4.50%	3.00%
$75,001 up to $100,000	5.75%	4.00%
$100,001 up to $125,000	6.00%	5.25%
Greater than $125,000	6.00%	5.75%

In addition, the current exclusion of overtime and compensation earned for extracurricular activities from the annual wages used for the determination of the member's salary band for all Tier 6 members, which is currently set to expire on January 1, 2027, would be extended to January 1, 2029.

IMPACT ON OVERTIME CEILING: Currently, the pensionable wages of certain Tier 6 members are capped by an Overtime Ceiling which is $21,589 in calendar year 2026 and increases annually based on future cost of living increases.

Under the proposed legislation, the Tier 6 Overtime Ceiling would increase to $30,000 for calendar year 2027 and would increase by 3% each year thereafter. As a result, overtime earnings above the current Overtime Ceiling, but below the proposed Overtime Ceiling, would be included in determining member contribution rates and the annual contributions paid by members.

Participants may be entitled to a higher annual pension benefit if such earnings increase their Final Average Salary. Some members may make larger employee contributions without earning additional benefits and may be entitled to a refund as a result. Potential costs for such additional refunds are not included in this Fiscal Note.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted retirement systems. In addition:

* The impact of the current and proposed Overtime Ceilings was modeled based on the reported overtime for the last three fiscal years, with the assumption that the historical proportion of earnings above each Overtime Ceiling would remain consistent in future years

* Retirement rates were adjusted on and after age 58 and 30 years of service for TRS to reflect the change in the plan provisions.

* New entrants were assumed to replace exiting members so that total payroll increases by 3% each year for impacted groups. New entrant demographics were developed based on data for recent new hires and actuarial judgement.

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative costs, costs related to changes in the Voluntary Defined Contribution Program, or Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-88 dated May 18, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

Bill Description:

This fiscal note is prepared for legislative bill draft #65723-05-6. This bill would amend various sections of Retirement and Social Security Law to permit Tier 6 members of the New York State Teachers' Retirement System (NYSTRS) to retire with an unreduced benefit upon attainment of at least age 58 and 30 years of service credit and reduce their required employee contribution rate. Tier 6 members are currently unable to retire with an unreduced benefit until attainment of age 63, regardless of service credit.

This bill would also amend Section 613 of the Retirement and Social Security Law to extend the period during which the calculation of the employee contribution rate for Tier 6 members is to be determined using only a member's annual base wages and would not include compensation earned for extracurricular programs or any other pensionable earnings paid in addition to the annual base wages. This provision would be extended for two additional fiscal years, those ending June 30, 2027 and June 30, 2028. The current expiration date of this provision is the fiscal year ending June 30, 2026.

Cost:

The annual cost to the participating employers of the New York State Teachers' Retirement System is estimated to be $94.9 million or 0.46% of payroll if this bill is enacted.

The System's "new entrant rate," a hypothetical employer contribution rate that would be charged if we started a new retirement system without any assets, is equal to 5.52% of pay under the current Tier 6 benefit structure. This can be thought of as the long-term expected employer cost of Tier 6, based on current actuarial assumptions. For the proposed change to the Tier 6 benefit structure under this bill, this new entrant rate is estimated to increase to 5.95% of pay, an increase of 0.43% of pay.

Data:

Member data as of June 30, 2025, prepared for the most recent actuarial valuation was used in determining this cost. The most recent data distributions and statistics can be found in the System's Annual Report for the fiscal year ended June 30, 2025. System assets are as reported in the System's financial statements which can be found in the System's Annual Report. This data will also be presented in the System's Actuarial Valuation Report as of June 30, 2025.

Methods and Assumptions:

A summary of actuarial assumptions and methods will be provided in the System's Actuarial Valuation Report as of June 30, 2025. Further details can be found in the most recent Recommended Actuarial Assumptions 2025 Report.

Actuarial Certification:

We, the undersigned actuaries for the New York State Teachers' Retirement System, certify the following:

1. The actuarial assumptions, methods, and data used are reasonable for the purposes of this fiscal note, internally consistent and are in accordance with standards of practice prescribed by the Actuarial Standards Board and generally accepted actuarial principles and procedures.

2. We relied on member data supplied by the participating employers of the New York State Teachers' Retirement System and assets as supplied in the annual Financial Statements by NYSTRS' Finance Department.

3. Results were prepared based on our current understanding of the proposal as of the date of this fiscal note. If the language or our understanding of the proposal changes, the results could change and require the issuance of a new fiscal note. The next annual update of the actuarial valuation could also produce different results. Results should not be relied upon for any other purpose.

4. This fiscal note was prepared in accordance with New York State Retirement and Social Security Law, New York State Education Law, applicable Internal Revenue Code, and accepted actuarial standards of practice as of the date of this fiscal note. This fiscal note does not constitute a legal opinion on the viability of this legislative proposal.

5. We are members of the American Academy of Actuaries and the Society of Actuaries, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. We are currently compliant with the Continuing Professional Development Requirement of the Society of Actuaries.

Fiscal Note Identification:

This Fiscal Note, 2026-58, revised May 19, 2026, was prepared by the Office of the Actuary of the New York State Teachers' Retirement System and is intended for use only during the 2026 Legislative Session.

Section 1. Section 13-638.2 of the administrative code of the city of New York is amended by adding two new subdivisions k-3 and k-4 to read as follows:

k-3. All installments of contribution resulting from any unfunded accrued liability established for any retirement system prior to the establishment of the unfunded accrued liability as of June thirtieth, two thousand twenty-four for the retirement systems pursuant to the provisions of paragraph one of subdivision k-4 of this section which are payable to any retirement system on or after July first, two thousand twenty-five are hereby canceled and shall not be due and payable on or after such July first.

k-4. (1) (i) The actuary for each of the retirement systems (as defined in paragraph one of subdivision a of this section), upon the basis of the latest mortality and other tables applicable at the time such actuary performs the calculations, and the valuation rate of interest (as defined in paragraph eleven of subdivision a of this section), shall calculate separately for each of the retirement systems, as of June thirtieth, two thousand twenty-four and as of each succeeding June thirtieth, an unfunded accrued liability for each of the retirement systems in accordance with the succeeding subparagraphs of this paragraph.

(ii) The actuary shall calculate, as of the applicable June thirtieth, an amount equal to the sum of (A) the total actuarial present value of all benefits payable by the retirement system pursuant to applicable law, as determined by the actuary, and (B) the liability of the retirement system, as determined by the actuary, for amounts which the retirement system may be required by applicable law to pay to any other fund on account of related benefits financed through the retirement system, without a corresponding offset in the liabilities of the retirement system.

(iii) The unfunded accrued liability of the retirement system as of the applicable June thirtieth shall be the amount obtained by deducting from the amount of such total liability of the retirement system on account of benefits, as determined by the actuary pursuant to subparagraph (ii) of this paragraph, the sum of:

(A) the actuarial present value of entry age normal contributions payable to the retirement system, as determined by the actuary as of the applicable June thirtieth in a manner consistent with the entry age actuarial cost method, and with the applicable methodologies set forth for NYCERS in subparagraph (d) of paragraph two of subdivision b of section 13-127 of this title, for the PPF in subparagraph (e) of paragraph two of subdivision b of section 13-228 of this title, for the FPF in subparagraph (e) of paragraph two of subdivision b of section 13-331 of this title, for the NYCTRS in paragraph five of subdivision b of section 13-527 of this title or for BERS in item (v) of subparagraph four of paragraph (c) of subdivision sixteen of section twenty-five hundred seventy-five of the education law;

(B) the present value of future member contributions of all members of the retirement system, as determined by the actuary as of the applicable June thirtieth;

(C) the total funds on hand of the retirement system for valuation purposes, as determined by the actuary as of the applicable June thirtieth;

(D) the present value of future installments of unfunded accrued liability contributions to be paid to the retirement system as of the applicable June thirtieth;

(E) the present value of the pending normal contribution to the retirement system as of the applicable June thirtieth as determined by the actuary and established in the valuation for the prior year; and

(F) the present value of pending contributions to the retirement system for administrative expenses in accordance with the provisions of subdivision f of section 13-103 of this title for NYCERS, subdivision h of section 13-216 of this title for the PPF, subdivision h of section 13-316 of this title for the FPF, subdivision d of section 13-518 of this title for the NYCTRS or paragraph (e) of subdivision twenty-three of section twenty-five hundred seventy-five of the education law for BERS.

(iv) The actuary, in determining the unfunded accrued liability pursuant to this paragraph, may make any adjustments which such actuary deems appropriate due to the calculation of the unfunded accrued liability as of the second June thirtieth preceding the fiscal year in which the first installment of such unfunded accrued liability becomes payable or creditable.

(2) (i) The unfunded accrued liability calculated by the actuary as of June thirtieth, two thousand twenty-four for each retirement system pursuant to paragraph one of this subdivision shall be known as the "2024 UAL" or, with respect to NYCERS as the "NYCERS 2024 UAL", with respect to NYCTRS as the "NYCTRS 2024 UAL", with respect to the PPF as the "PPF 2024 UAL", with respect to the FPF as the "FPF 2024 UAL" and with respect to BERS as the "BERS 2024 UAL".

(ii) The 2024 UAL for each retirement system shall be amortized in twelve annual installments, as determined by the actuary, with payments commencing with the two thousand twenty-five--two thousand twenty-six fiscal year. The actuary for each of the retirement systems shall determine the schedule of contribution installments such that the first installment is equal to the amount accrued by each obligor for the two thousand twenty-five--two thousand twenty-six fiscal year reduced by one-twelfth of the preliminary annual contribution and by any difference between the preliminary and final total annual contribution for the same fiscal year, as determined by the actuary, followed by eleven equal annual installments. Any overpayments of the first installment shall be applied to the next fiscal year without interest, as determined by the actuary.

(3) Notwithstanding paragraph three of subdivision k-2 of this section or any other law to the contrary, the unfunded accrued liability calculated pursuant to paragraph one of this subdivision by the actuary as of June thirtieth, two thousand twenty-five, and as of each succeeding June thirtieth, shall be known as a "post-2024 UAL adjustment". With respect to each retirement system, such unfunded accrued liability shall be known by the name consisting of the applicable abbreviation for the retirement system, as defined in paragraph three, four, five, six or seven of subdivision a of this section, followed by the calendar year as of which the unfunded accrued liability was established, followed by the term "UAL adjustment". Each post-2024 UAL adjustment shall be amortized in the same manner and period as provided in subdivision k-2 of this section relative to post-2010 UAL adjustments.

§ 2. Notwithstanding any provision of law to the contrary, the board of trustees of each retirement system may elect the amortization schedule established pursuant to subdivisions k-3 and k-4 of section 13-638.2 of the administrative code of the city of New York as added by section one of this act. Upon such election by the board of trustees of such electing retirement system, the actuary for such retirement system shall

implement such amortization schedule commencing with the two thousand twenty-five--two thousand twenty-six fiscal year in determining the employer contributions required for such retirement system. Absent an election by the board of trustees of a retirement system within thirty days of the effective date of this section, the amortization schedule established pursuant to this section shall not apply to such retirement system.

§ 3. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after July 1, 2025.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation (see Appendix), would modify the existing amortization schedule for the Unfunded Accrued Liabilities (UAL) of the New York City Retirement Systems and Pension Funds (NYCRS) effective upon enactment and deemed to have been in effect on and after July 1, 2025.

NYCRS TOTAL EMPLOYER CONTRIBUTION IMPACT
Due to Change in UAL Amortization Schedule ($ in Millions)

Fiscal Year	Current Schedule	Proposed Schedule	Contribution Impact
2026	6,471.3	5,423.2	(1,048.1)
2027	6,563.0	4,326.5	(2,236.5)
2028	6,744.1	4,326.5	(2,417.6)
2029	6,668.7	4,326.5	(2,342.2)
2030	6,941.8	4,326.5	(2,615.3)
2031	7,233.1	4,326.5	(2,906.6)
2032	7,429.8	4,326.5	(3,103.4)
2033	(747.0)	4,326.5	5,073.4
2034	(428.4)	4,326.5	4,754.9
2035	(718.1)	4,326.5	5,044.6
2036	(766.5)	4,326.5	5,093.0
2037	(13.3)	4,326.5	4,339.8
2038	51.5	0.0	(51.5)
2039	(228.6)	0.0	228.6
2040	178.5	0.0	(178.5)
2041	33.7	0.0	(33.7)
2042	25.8	0.0	(25.8)
2043	18.8	0.0	(18.8)
2044	0.0	0.0	0.0

Allocation of the impact above to New York City and other obligors of NYCRS will vary by year. The initial decrease in employer contributions of approximately $1.0 billion is estimated to be $884 million for New York City and $164 million for the other obligors of NYCRS. Not shown above are other contribution components, such as the Normal Cost and Administrative Expenses, that are not impacted by the proposed legislation.

EMPLOYER CONTRIBUTION IMPACT BY SYSTEM
Due to Change in UAL Amortization Schedule ($ in Millions)

Fiscal Year	NYCERS	TRS	BERS	POLICE	FIRE	TOTAL
2026	(353.2)	(312.4)	(21.1)	(232.8)	(128.5)	(1,048.1)
2027	(612.8)	(945.1)	(77.7)	(296.3)	(304.6)	(2,236.5)
2028	(690.4)	(925.3)	(73.9)	(401.5)	(326.4)	(2,417.6)

2029	(735.5)	(744.6)	(40.1)	(477.0)	(344.9)	(2,342.2)
2030	(963.0)	(703.7)	(35.1)	(552.2)	(361.3)	(2,615.3)
2031	(1,090.9)	(695.6)	(24.9)	(707.2)	(388.0)	(2,906.6)
2032	(1,198.5)	(877.0)	(17.3)	(710.1)	(300.3)	(3,103.4)
2033	1,551.4	1,643.6	121.3	1,087.5	669.6	5,073.4
2034	1,510.4	1,570.1	113.4	912.5	648.5	4,754.9
2035	1,780.4	1,586.5	66.0	945.3	666.3	5,044.6
2036	1,796.0	1,580.3	78.5	979.4	658.8	5,093.0
2037	1,559.2	1,277.0	36.9	850.9	615.8	4,339.8
2038	(120.2)	87.3	37.0	19.8	(75.4)	(51.5)
2039	63.8	108.6	23.3	59.1	(26.2)	228.6
2040	0.0	(117.6)	(35.7)	(18.2)	(7.0)	(178.5)
2041	0.0	(19.9)	0.0	(6.8)	(7.0)	(33.7)
2042	0.0	(18.8)	0.0	0.0	(7.0)	(25.8)
2043	0.0	(18.8)	0.0	0.0	0.0	(18.8)
2044	0.0	0.0	0.0	0.0	0.0	0.0

IMPACT ON EMPLOYER CONTRIBUTIONS: The proposed legislation would amend the NYCRS UAL amortization schedule to a twelve-year schedule, bringing forward charges and credits currently scheduled to occur after Fiscal Year 2037. While the proposed changes will impact the timing of employer contributions and interest on those contributions, there is no change to the benefits paid and therefore no ultimate actuarial savings or cost.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases.

INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES
as of June 30, 2024 ($)

Present Value (PV)	NYCERS	TRS	BERS	POLICE	FIRE
(1) PV of Employer Contributions:	0.0	0.0	0.0	0.0	0.0
(2) PV of Employee Contributions:	**0.0**	**0.0**	**0.0**	**0.0**	**0.0**
Total PV of Benefits (1) + (2):	0.0	0.0	0.0	0.0	0.0

IMPACT ON UAL AMORTIZATION: Pursuant to Chapter 3 of the Laws of 2013, an Initial UAL amortization base was established for each of the NYCRS such that the annual amortization payments would increase by 3% per year consistent with the expected annual increases in total payroll, with the final payment scheduled to occur in Fiscal Year 2032.

Subsequent changes in the UAL have their own statutorily defined amortization period, generally amortized using level dollar payments, with those currently scheduled to Fiscal Years 2039 through 2043, depending on the System.

The proposed legislation would re-amortize all outstanding UAL balances as of June 30, 2024, adjusted for Fiscal Year 2025 employer contributions already contributed, over a 12year period starting in Fiscal Year 2026 such that the amortization payment for Fiscal Year 2026 is reduced by 1/12th of the preliminary annual amortization amount and by any difference between the preliminary and final total annual contribution for the same fiscal year, followed by eleven new level dollar payments. Any resulting over-payments for Fiscal Year 2026 will be applied to Fiscal Year 2027 without interest. New amortization bases

after June 30, 2024 for benefit, method, and assumption changes, and actuarial gains and losses would continue to be added on an annual basis in future years using the current statutorily required amortization methods.

IMPACT ON ASSET SMOOTHING: This legislation has no impact on the approach used to smooth investment gains and losses. The current asset smoothing method phases in the recognition of investment gains and losses over a five-year period. Once recognized, each investment gain or loss is then amortized over 14 payments. The amortization of current deferred investment gains and losses is not shown in the Current and Proposed columns and has no impact on the change in employer contributions shown.

COST BASIS: The estimates presented herein are based on census data collected as of June 30, 2024 and the Preliminary June 30, 2024 Actuarial Valuation, with known adjustments for subsequent events, such as data corrections or other legislative changes. If enacted, this legislation would impact and be reflected in the Final June 30, 2024 Actuarial Valuation.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the actuarial assumptions and methods used for the Final Fiscal Year 2026 employer contributions of NYCRS.

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-73 dated May 3, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.

PART ZZ

Section 1. Paragraph 2 of subdivision b of section 510 of the retirement and social security law, as amended by chapter 18 of the laws of 2012, is amended and a new paragraph 2-a is added to read as follows:

2. The first day of the month following the date on which a member completes or would have completed twenty-five years of credited service, with respect to service retirement benefits for police/fire members and their beneficiaries, New York city uniformed correction/sanitation revised plan members and their beneficiaries or investigator revised

plan members and their beneficiaries**, except for uniformed members of the New York city fire department pension fund and their beneficiaries**.

2-a. The first day of the month following the date on which a member completes or would have completed twenty-three years of credited service, with respect to service retirement benefits for uniformed members of the New York city fire department pension fund.

§ 2. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation grants earlier Escalation eligibility for Tier 3 FIRE members who retire for service by allowing for Full Escalation at 23 years of service, and commencement of partial escalation for retirements with more than 20 years of service.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS
by Fiscal Year for the first 25 years ($ in Millions)

Year	FIRE
2027	5.2
2028	5.6
2029	5.9
2030	6.3
2031	6.7
2032	7.2
2033	7.6
2034	8.1
2035	8.6
2036	9.1
2037	9.7
2038	10.2
2039	10.8
2040	11.5
2041	12.2
2042	12.6
2043	12.8
2044	11.4
2045	11.9
2046	12.3
2047	12.8
2048	13.4
2049	13.8
2050	14.1
2051	14.6

Projected contributions include future new hires that may be impacted. For Fiscal Year 2052 and beyond, the expected increase in normal cost as a level percent of pay for impacted new entrants is approximately 0.45%.

The entire increase in employer contributions will be allocated to New York City.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases. Future new hires are not included in this present value.

INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES
as of June 30, 2025 ($ in Millions)

Present Value (PV)	FIRE
(1) PV of Employer Contributions:	56.1
(2) PV of Employee Contributions:	**(1.8)**
Total PV of Benefits (1) + (2):	54.3

UNFUNDED ACCRUED LIABILITY (UAL): Actuarial Accrued Liabilities are the portion of the Present Value of Benefits allocated to past service. Changes in UAL were amortized over the expected remaining working lifetime of those impacted using level dollar payments.

AMORTIZATION OF UNFUNDED ACCRUED LIABILITY	FIRE
Increase (Decrease) in UAL:	18.6 M
Number of Payments:	17
Amortization Payment:	2.0 M

CENSUS DATA: The estimates presented herein are based on preliminary census data collected as of June 30, 2025. The census data for the impacted population is summarized below.

	FIRE
Active Members	
- Number Count:	6,510
- Average Age:	34.5
- Average Service:	6.4
- Average Salary:	118,200

IMPACT ON MEMBER BENEFITS: Tier 3 FIRE members who retire for service are potentially eligible for the following benefit adjustments after retirement:

* Cost-of-Living Adjustments (COLA) which are based on 50% of the change in Consumer Price Index (CPI), limited to between 1% and 3%, and applied to the first $18,000 of the maximum retirement allowance.

* Escalation which is based on 100% of the change in CPI and is applied to the entire benefit. Yearly increases (or decreases) are limited to 3%, although any such excess is banked and applied cumulatively to the benefit in subsequent years. Members eligible for Escalation are also eligible for COLA, if COLA is greater.

Currently, Tier 3 FIRE members who retire for service are eligible for:

* Full Escalation, if commencing their service retirement benefit on or after the date they attain (or would have attained) 25 years of service.

* Partial Escalation, if commencing their service retirement benefit up to three years prior to their Full Escalation date, wherein 1/36th of Full Escalation is granted for each month that commencement succeeds 22 years of service.

* COLA, if commencing their service benefit at 22 years or fewer.

Under the proposed legislation, Tier 3 FIRE members who retire for service would be eligible for:

* Full Escalation, if commencing their service retirement benefit on or after the date they attain (or would have attained) 23 years of service.

* Partial Escalation, if commencing their service retirement benefit up to three years prior to their Full Escalation date, wherein 1/36th of Full Escalation is granted for each month that commencement succeeds 20 years of service.

* COLA, if commencing their service benefit at 20 years or fewer.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted retirement systems. In addition:

* Retirement rates were adjusted to reflect the earlier payability of Full Escalation granted by the proposed legislation.

* New entrants were assumed to replace exiting members so that total payroll increases by 3% each year for impacted groups. New entrant demographics were developed based on data for recent new hires and actuarial judgement.

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

This Fiscal Note does not include cost analyses relating to provisions contained in Retirement and Social Security Law Section 500(c).

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-11 dated February 10, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.

PART AAA

Section 1. The administrative code of the city of New York is amended by adding a new section 15-110.1 to read as follows:

§ 15-110.1 Longevity bonuses. a. Notwithstanding any provision of law to the contrary, when a member shall have accrued twenty-five years of uniformed service with the New York city fire department, and retires in any rank, they shall have five per centum of the highest grade of pay under the applicable collective bargaining agreement of such rank in which they retire, added to the applicable salary used for the purposes of computing pension benefits under the plan in which they are enrolled with the New York city fire department pension fund.

b. In addition to the increase set forth in subdivision a of this section, commencing with the twenty-sixth year of service and for each year thereafter, such member shall receive an additional one per centum

of the highest grade of pay under the applicable collective bargaining agreement of such rank in which they retire for each year exceeding twenty-five years, added to the applicable salary used for the purposes of computing pension benefits under the plan in which they are enrolled with the New York city fire department pension fund, provided, however, that the total additional credit provided by this subdivision does not exceed fifteen per centum and shall be capped upon the completion of thirty-five years of uniformed service with the department.

§ 2. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation, as it relates to the New York City Fire Pension Fund (FIRE), would increase the salary used for determining pension benefits for members who retire with at least 25 years of uniformed FIRE service.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS
by Fiscal Year for the first 25 years ($ in Millions)

Year	FIRE
2027	0.0
2028	3.2
2029	6.4
2030	9.8
2031	13.3
2032	16.8
2033	20.5
2034	24.3
2035	28.1
2036	32.0
2037	36.0
2038	40.0
2039	44.1
2040	48.2
2041	52.4
2042	53.6
2043	54.7
2044	55.8
2045	56.8
2046	57.9
2047	58.9
2048	60.0
2049	61.1
2050	62.2
2051	63.4

Employer Contribution impact beyond Fiscal Year 2051 is not shown. Projected contributions are based on historical experience for Tier 2 members. Future retirement patterns may differ due to a shift in population from Tier 2 to Tier 3.

The entire increase in employer contributions will be allocated to New York City.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits (PVFB) is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases.

The enactment of this proposed legislation is expected to increase the PVFB by approximately $26.8 million in the first year and every year thereafter, adjusted for inflation, group demographics, and the actual experience of benefiting retirees. Each year's PVFB increase will be recognized in the year benefits are first payable.

UNFUNDED ACCRUED LIABILITY (UAL): Actuarial Accrued Liabilities are the portion of the Present Value of Benefits allocated to past service. Changes in UAL were recognized as future gain/loss.

AMORTIZATION OF UNFUNDED ACCRUED LIABILITY

Recognized as Ongoing Gain/Loss	FIRE
Increase (Decrease) in UAL:	26.8 M
Number of Payments:	14
Amortization Payment:	3.2 M

CENSUS DATA: The estimates presented herein are based on preliminary census data collected as of June 30, 2025. The census data for FIRE active members is summarized below.

	FIRE
Active Members	
- Number Count:	11,178
- Average Age:	40.3
- Average Service:	13.1
- Average Salary:	141,300

The 2024 salaries used in this analysis were provided by the Uniformed Firefighters Association and are summarized below. The salaries were increased with assumed inflation.

* Firefighters would use a highest grade of pay of $140,392.
* Lieutenants would use a highest grade of pay of $157,751.
* Captains would use a highest grade of pay of $179,842.
* Chiefs would use a highest grade of pay of $255,863.
* Marshals would use a highest grade of pay of $223,866.
* Medical Officers would use a highest grade of pay of $235,229.

Data from the prior eleven years of actuarial valuations was used to estimate the number of retirees who could potentially benefit from this proposed legislation each year and is summarized below.

Average Number Number Retired per Year	Firefighters	Lieutenants	Captains	Chiefs	Marshals*
At least 25 but less than 26 years of service	17	5	3	1	1
At least 26 but less than 27 years of service	12	5	3	1	1
At least 27 but less than 28 years of service	10	5	2	1	1
At least 28 but less than 29 years of service	9	3	2	1	1
At least 29 but					

less than 30 years of service	7	5	3	1	1
At least 30 but less than 31 years of service	7	4	3	2	0
At least 31 but less than 32 years of service	7	2	2	3	1
At least 32 but less than 33 years of service	6	3	3	2	0
At least 33 but less than 34 years of service	4	2	2	2	0
At least 34 but less than 35 years of service	4	2	2	4	1
At least 35 years of service	11	8	8	17	2

* Includes Medical officers.

IMPACT ON MEMBER BENEFITS: The proposed legislation would increase the applicable salary used for computing pension benefits for members who retire with at least 25 years of uniformed FIRE service.

The increase in applicable salary would be equal to:

* 5% for members with at least 25 years of service plus an additional 1% for each year of service exceeding 25, but not more than 15%, multiplied by

* The highest grade of pay under the applicable collective bargaining agreement of the rank in which the member retires.

For example, a Tier 2 firefighter who retires with 32 years of uniformed FIRE service would receive an increase in their annual pension of approximately $10,143 (based on adding 12% of the highest pay grade for firefighters with assumed overtime and salary inflation of $158,622 to the applicable salary used for the benefit calculation). Additional benefits would then be subject to applicable Cost-of-Living or Escalation increases.

Based on an estimate of the number of FIRE members who are expected to be impacted by this proposed legislation, the annual increase in FIRE pension benefits paid will be approximately $2.3 million in the first year and increase in every year thereafter.

With respect to an individual member, the impact on benefits due to this proposed legislation could vary greatly depending on the member's age, years of service, retirement cause, and Tier.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted retirement systems. In addition:

* New entrants were assumed to replace exiting members so that total payroll increases by 3% each year for impacted groups. New entrant demographics were developed based on data for recent new hires and actuarial judgement.

* Future contribution impacts have been developed assuming a homogeneous population and a consistent retirement pattern.

* Costs for Tier 3 members have been developed by applying the increased salary directly to Final Average Salary (i.e., without limiting salaries in the average based on prior years).

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS but do not believe it impairs our objectivity and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-12 dated February 10, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.

PART BBB

Section 1. Pension system self-reports. (a) No later than twelve months after the effective date of this act, the comptroller shall submit a report to the superintendent of the department of financial services, regarding the financial health of the New York state and local retirement system. Such report shall include a summary of the current provisions underlying the common retirement fund, the assumed rate of return used by the system, an analysis of the stability and solvency of the common retirement fund, the required level of annual employer and employee contributions to the fund, the burden to employees and employers imposed by such contributions, and whether the common retirement fund is adequately funded to provide required benefits to retirees and current members. The report shall also include any specific recommendations for legislative and administrative correction that the comptroller deems necessary.

(b) No later than twelve months after the effective date of this act, the president of the board of the New York state teachers' retirement system shall submit a report to the superintendent of the department of financial services, regarding the financial health of the New York state teachers retirement system. Such report shall include a summary of the current provisions underlying the common retirement fund, the assumed rate of return used by the system, an analysis of the stability and solvency of the common retirement fund, the required level of annual employer and employee contributions to the fund, the burden to employees and employers imposed by such contributions, and whether the common retirement fund is adequately funded to provide required benefits to retirees and current members. The report shall also include any specific

recommendations for legislative and administrative correction that the president deems necessary.

(c) No later than twelve months after the effective date of this act, the comptroller of the city of New York shall submit a report to the superintendent of the department of financial services, regarding the financial health of the New York city employees retirement system, New York city teachers retirement system, New York board of education retirement system, New York city police pension fund, and New York city fire pension fund. Such report shall include a summary of the current provisions underlying the common retirement fund, the assumed rate of return used by the system, an analysis of the stability and solvency of the common retirement fund, the required level of annual employer and employee contributions to the fund, the burden to employees and employers imposed by such contributions, and whether the common retirement fund is adequately funded to provide required benefits to retirees and current members. The report shall also include any specific recommendations for legislative and administrative correction that the president deems necessary.

§ 2. Report by superintendent of the department of financial services. No later than sixteen months after the effective date of this act, the superintendent of the department of financial services shall submit a report to the governor, the speaker of the assembly, and the temporary president of the senate summarizing the information in the pension system self-reports described in section one of this act. The report shall include the reports provided to the superintendent pursuant to section one of this act and may also include any analysis or further recommendations for legislative or administrative correction that the superintendent deems necessary.

§ 3. This act shall take effect immediately and shall expire and be deemed repealed twenty-four months after such date.

PART CCC

Section 1. Subdivision b of section 448 of the retirement and social security law is amended by adding a new paragraph 3 to read as follows:

3. Provided further, notwithstanding any other provision of this article to the contrary, where the member is in a title as defined in subdivision i of section eighty-nine of this chapter, and would have been entitled to a service retirement benefit at the time of such member's death and where such member's death occurs on or after July first, two thousand twenty-six, the beneficiary or beneficiaries nominated for the purposes of this subdivision may elect to receive, in a lump sum, an amount payable which shall be equal to the pension reserve that would have been established had the member retired on the date of such member's death, or the value of the death benefit and the reserve-for-increased-take-home-pay, if any, whichever is greater.

§ 2. Subdivision b of section 508 of the retirement and social security law, as amended by chapter 476 of the laws of 2018, is amended to read as follows:

b. A member of a retirement system subject to the provisions of this article who is a police officer, firefighter, correction officer, investigator revised plan member or sanitation worker and is in a plan which permits immediate retirement upon completion of a specified period of service without regard to age or who is subject to the provisions of section five hundred four or five hundred five of this article, shall upon completion of ninety days of service be covered for financial

protection in the event of death in service pursuant to this subdivision.

1. Such death benefit shall be equal to three times the member's salary raised to the next highest multiple of one thousand dollars, but in no event shall it exceed three times the maximum salary specified in section one hundred thirty of the civil service law or, in the case of a member of a retirement system other than the New York city employees' retirement system, or in the case of a member of the New York city employees' retirement system who is a New York city uniformed correction/sanitation revised plan member or an investigator revised plan member, the specific limitations specified for age of entrance into service contained in subparagraphs (b), (c), (d), (e) and (f) of paragraph two of subdivision a of this section.

2. Provided further, notwithstanding any other provision of this article to the contrary, where the member is in a title as defined in subdivision i of section eighty-nine of this chapter, and would have been entitled to a service retirement benefit at the time of such member's death and where such member's death occurs on or after July first, two thousand twenty-six, the beneficiary or beneficiaries nominated for the purposes of this subdivision may elect to receive, in a lump sum, an amount payable which shall be equal to the pension reserve that would have been established had the member retired on the date of such member's death, or the value of the death benefit and the reserve-for-increased-take-home-pay, if any, whichever is greater.

§ 3. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

This bill would modify the in-service death benefit for retirement eligible members of the New York State and Local Employees' Retirement System employed by the state of New York as correction officers and security hospital treatment assistants. The in-service death benefit will be the value of the pension reserve as if the member had retired on their date of death.

We estimate that the state of New York's annual contributions will increase $1.7 million beginning FYE 2027. Annual costs will vary but are expected to average 0.1% of salary.

In addition, there will be an immediate past service cost of $25.6 million borne by the state of New York as a one-time payment. This cost assumes that payment will be made on March 1, 2027.

These estimated costs are based on 14,529 affected members employed by the State of New York, with annual salary of approximately $1.6 billion as of March 31, 2025.

Summary of relevant resources:

Membership data as of March 31, 2025 was used to measure the impact of the bill, the same data used in the Actuarial Valuations dated April 1, 2025. Distributions and other statistics can be found in the 2025 Report of the Actuary and the 2025 Annual Comprehensive Financial Report. The actuarial assumptions and methods used are described in the 2025 Annual Report to the Comptroller on Actuarial Assumptions, and the Codes, Rules and Regulations of the State of New York: Audit and Control. The fair value of assets and GASB disclosures can be found in the 2025 Financial Statements and Supplementary Information.

Assumptions, demographics, and other considerations may have been modified to better reflect specific provisions of any proposed benefit change(s).

This fiscal note does not constitute a legal opinion on the viability of the bill, nor is it intended to serve as a substitute for the professional judgment of an attorney.

This estimate, dated January 5, 2026, and intended for use only during the 2026 Legislative Session, is Fiscal Note Number 2026-18. As Chief Actuary of the New York State and Local Retirement System (NYSLRS), I, Aaron Schottin Young, hereby certify that this analysis complies with applicable Actuarial Standards of Practice as well as the Code of Professional Conduct and Qualification Standards for Actuaries Issuing Statements of Actuarial Opinion of the American Academy of Actuaries, of which I am a member. I am a member of NYSLRS but do not believe it impairs my objectivity.

PART DDD

Section 1. Subdivisions a, c, g and h of section 383-e of the retirement and social security law, as added by section 1 of part YY of chapter 55 of the laws of 2025, are amended to read as follows:

a. Membership. Every non-seasonally appointed sworn member or officer of the division of law enforcement in the department of environmental conservation, a forest ranger in the service of the department of environmental conservation, which shall mean a person who serves on a full-time basis in the title of forest ranger I, forest ranger II, forest ranger III, assistant superintendent of forest fire control, superintendent of forest fire control or any successor titles or new titles in the forest ranger title series in the department of environmental conservation, a police officer in the department of environmental conservation, the regional state park police, and university police officers whose date of membership is on or after July first, two thousand twenty-five shall be covered by the provisions of this section. Every member described in this subdivision in such service whose date of membership is on or after January ninth, two thousand ten, but before July first, two thousand twenty-five may irrevocably elect to be covered by the provisions of this section by filing an election therefor with the comptroller. The deadline to make such election for every member described in this subdivision in such service shall be [~~within one year of the effective date of this section~~] **December thirty-first, two thousand twenty-six** or within one year of employment in an eligible title, whichever is later. To be effective, such election must be duly executed and acknowledged on a form prepared by the comptroller for that purpose.

c. Credit for previous service. In computing the years of total creditable service for each member described herein, full credit shall be given and full allowance shall be made for service rendered as **a member of a retirement plan established pursuant to section three hundred eighty-one-b of this title,** a police officer or state university peace officer or member of a police force or department of a state park authority or commission or an organized police force or department of a county, city, town, village, police district, authority or other participating employer or member of the capital police force in the office of general services while a member of the New York state and local police and fire retirement system, of the New York state and local employees' retirement system or of the New York city police pension fund and for all service for which full credit has been given and full allowance made pursuant to the provisions of section three hundred seventy-five-h of this article provided, however, that full credit pursuant to the provisions of such section shall mean only such service as would be

creditable service pursuant to the provisions of section three hundred eighty-three, three hundred eighty-three-a, three hundred eighty-three-b, as added by chapter six hundred seventy-four of the laws of nineteen hundred eighty-six, three hundred eighty-three-b, as added by chapter six hundred seventy-seven of the laws of nineteen hundred eighty-six, three hundred eighty-three-c or three hundred eighty-three-d of this title or pursuant to the provisions of title thirteen of the administrative code of the city of New York for any member contributing pursuant to this section who transferred to the jurisdiction of the department of environmental conservation including but not limited to environmental conservation officers and forest rangers, regional state park police or state university of New York peace officers.

g. Employee contributions. **1.** Notwithstanding any provisions of this chapter to the contrary, any member currently enrolled pursuant to this section shall be required to make employee contributions equal to the amounts identified in this section. No other employee contributions shall be required. Upon the date of enrollment in the plan provided by this section, the rate at which each such member shall make basic member contributions in any plan year (April first to March thirty-first) shall be determined by reference to the wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year as follows:

[~~1.~~] **(a)** members with wages of forty-five thousand dollars per annum or less shall contribute four and one-half per centum of annual wages;

[~~2.~~] **(b)** members with wages greater than forty-five thousand **dollars** per annum, but not more than fifty-five thousand **dollars** per annum shall contribute five per centum of annual wages;

[~~3.~~] **(c)** members with wages greater than fifty-five thousand **dollars** per annum, but not more than seventy-five thousand **dollars** per annum shall contribute six per centum of annual wages;

[~~4.~~] **(d)** members with wages greater than seventy-five thousand **dollars** per annum but not more than one hundred thousand **dollars** per annum shall contribute seven and one-quarter per centum of annual wages; and

[~~5.~~] **(e)** members with wages greater than one hundred thousand **dollars** per annum shall contribute seven and one-half per centum of annual wages.

Notwithstanding the foregoing, during each of the first three plan years (April first to March thirty-first) in which such member has established membership in the New York state and local police and fire retirement system, such member shall contribute a percentage of annual wages in accordance with the preceding schedule based upon a projection of annual wages provided by the employer. Notwithstanding the foregoing, when determining the rate at which members enrolled in the plan provided by this section shall contribute for any plan year (April first to March thirty-first) between April first, two thousand twenty-two and April first, two thousand [~~twenty-six~~] **twenty-eight**, such rate shall be determined by reference to employees annual base wages of such member in the second plan year (April first to March thirty-first) preceding such current plan year. Base wages shall include regular pay, shift differential pay, location pay, and any increased hiring rate pay, but shall not include any overtime payments.

2. (a) Effective July first, two thousand twenty-five, any member currently enrolled pursuant to this section, who first became a member of the New York state and local police and fire retirement system prior to July first, two thousand twenty-five, shall be required to make

employee contributions pursuant to section twelve hundred four of this chapter. No other employee contributions shall be required.

(b) Effective October first, two thousand twenty-six, any member currently enrolled pursuant to this section, who first became a member of the New York state and local police and fire retirement system on or after July first, two thousand twenty-five, shall be required to make employee contributions pursuant to section twelve hundred four of this chapter. No other employee contributions shall be required.

h. The provisions of this section shall be controlling, notwithstanding any provision of [~~this article~~] law to the contrary.

§ 2. Subdivisions a, c, d, and e of section 383-f of the retirement and social security law, as added by section 1 of part YY of chapter 55 of the laws of 2025, are amended to read as follows:

a. Membership. Every non-seasonally appointed sworn member or officer of the division of law enforcement in the department of environmental conservation, a forest ranger in the service of the department of environmental conservation, which shall mean a person who serves on a full-time basis in the title of forest ranger I, forest ranger II, forest ranger III, assistant superintendent of forest fire control, or any successor titles or new titles in the forest ranger title series in the department of environmental conservation, a police officer in the department of environmental conservation, the regional state park police, and university police officers whose date of membership is prior to January ninth, two thousand ten may irrevocably elect to be covered by the provisions of this section by filing an election therefor with the comptroller. The deadline to make such election for every member described in this subdivision in such service shall be [~~within one year of the effective date of this section~~] December thirty-first, two thousand twenty-six or within one year of employment in an eligible title, whichever is later. Upon completion of twenty-five years of such service and upon retirement, each such member shall receive a pension which, together with an annuity, if any, which shall be the actuarial equivalent of such member's accumulated contributions at the time of their retirement and an additional pension which is the actuarial equivalent of the reserve-for-increased-take-home-pay to which such member may then be entitled, if any, shall be sufficient to provide such member with a retirement allowance equal to fifty-five percent of their final average salary. To be effective, such election must be duly executed and acknowledged on a form prepared by the comptroller for such purpose.

c. Credit for previous service. In computing the years of total creditable service for each member described herein, full credit shall be given and full allowance shall be made for service rendered as a member of a retirement plan established pursuant to section three hundred eighty-one-b of this title, a police officer or state university peace officer or member of a police force or department of a state park authority or commission or an organized police force or department of a county, city, town, village, police district, authority or other participating employer or member of the capital police force in the office of general services while a member of the New York state and local police and fire retirement system, of the New York state and local employees' retirement system or of the New York city police pension fund and for all service for which full credit has been given and full allowance made pursuant to the provisions of section three hundred seventy-five-h of this article provided, however, that full credit pursuant to the provisions of such section shall mean only such service as would be creditable service pursuant to the provisions of section three hundred

eighty-three, three hundred eighty-three-a, three hundred eighty-three-b, as added by chapter six hundred seventy-four of the laws of nineteen hundred eighty-six, three hundred eighty-three-b, as added by chapter six hundred seventy-seven of the laws of nineteen hundred eighty-six, three hundred eighty-three-c or three hundred eighty-three-d of this title or pursuant to the provisions of title thirteen of the administrative code of the city of New York for any member contributing pursuant to this section who transferred to the jurisdiction of the department of environmental conservation including but not limited to environmental conservation officers and forest rangers, regional state park police or state university of New York peace officers.

d. Employee contributions. Notwithstanding any provisions of this chapter to the contrary, any member currently enrolled pursuant to this section shall be required to make employee contributions equal to one and one-half per centum of annual wages**, provided, however, that beginning on and after July first, two thousand twenty-five, any member currently enrolled pursuant to this section shall have no such employee contributions**.

e. The provisions of this section shall be controlling, notwithstanding any provision of [~~this article~~] **law** to the contrary.

§ 3. No employee contributions made by a member of a public retirement system prior to the effective date of this act shall be refunded as a result of this act becoming a law.

§ 4. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026; provided however, that subparagraph (a) of paragraph 2 of subdivision g of section 383-e of the retirement and social security law as added by section one of this act and the amendment to subdivision d of section 383-f of the retirement and social security law made by section two of this act shall take effect July 1, 2025; and provided, further, that subparagraph (b) of paragraph 2 of subdivision g of section 383-e of the retirement and social security law as added by section one of this act shall take effect October 1, 2026. Effective immediately, the addition, amendment and/or repeal of any rule or regulation necessary for the implementation of this act on its effective date are authorized to be made and completed on or before such effective date.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

This bill would improve the benefits of (non-Trooper) state police in the New York State and Local Police and Fire Retirement System (NYSLPFRS), covered under sections 383-e and 383-f of the retirement and social security law (RSSL), to:

(1) Reduce member contributions by 1.5% of pensionable wages, with Tier 5 member contributions further reduced to an overall rate of 3.0%. This reduction would be effective July 1, 2025 for members of NYSLPFRS prior to that date, and October 1, 2026 otherwise. Member contributions paid prior to the effective date will not be refunded. Currently, all these members contribute at least 1.5% greater than other members in NYSLPFRS.

(2) Allow benefit accruals to continue until attaining 35 years of service credit effective April 1, 2026. Currently, accruals cease at 32 years.

(3) Allow prior service as a state trooper under section 381-b to be creditable. Currently, this service is not creditable in 383-e and 383-f.

Insofar as this bill affects NYSLPFRS, the net present value of benefits would increase by approximately $24 million.

Benefit improvements would be funded by increasing the billing rates charged annually. Billing rates in affected plans would increase approximately 6.9% in Tier 5 and 2.6% in other Tiers. Annual contributions would increase approximately $4.0 million to the state of New York.

In addition to the annual contributions discussed above, there will be an immediate past service cost of approximately $10 million which will be borne by the state of New York as a one-time payment. This estimate assumes that payment will be made on March 1, 2027.

These estimated costs are based on 1,233 affected members employed by the state of New York, with annual salary of approximately $133 million as of March 31, 2025.

Summary of relevant resources:

Membership data as of March 31, 2025 was used to measure the impact of the bill, the same data used in the Actuarial Valuations dated April 1, 2025. Distributions and other statistics can be found in the 2025 Report of the Actuary and the 2025 Annual Comprehensive Financial Report. The actuarial assumptions and methods used are described in the 2025 Annual Report to the Comptroller on Actuarial Assumptions, and the Codes, Rules and Regulations of the State of New York: Audit and Control. The fair value of assets and GASB disclosures can be found in the 2025 Financial Statements and Supplementary Information.

Assumptions, demographics, and other considerations may have been modified to better reflect specific provisions of any proposed benefit change(s).

This fiscal note does not constitute a legal opinion on the viability of the bill, nor is it intended to serve as a substitute for the professional judgment of an attorney.

This estimate, dated May 20, 2026, and intended for use only during the 2026 Legislative Session, is Fiscal Note Number 2026-220. As Chief Actuary of the New York State and Local Retirement System (NYSLRS), I, Aaron Schottin Young, hereby certify that this analysis complies with applicable Actuarial Standards of Practice as well as the Code of Professional Conduct and Qualification Standards for Actuaries Issuing Statements of Actuarial Opinion of the American Academy of Actuaries, of which I am a member. I am a member of NYSLRS but do not believe it impairs my objectivity.

PART EEE

Section 1. Short title. This act shall be known and may be cited as the "Didarul Islam police recruitment act".

§ 2. Paragraph 2 of subdivision c of section 513 of the retirement and social security law is amended by adding a new subparagraph (iv) to read as follows:

(iv) Notwithstanding any other provision of law to the contrary, a member of the New York city police pension fund subject to this article shall be eligible to obtain credit for any period of service rendered as a New York city school safety agent or supervisor of school safety agents, a New York city corrections officer or supervisor of New York city corrections officers, a New York city traffic enforcement agent or supervisor of traffic enforcement agents, or in the New York city police department cadet program in the title of police cadet program or police cadet program II, which immediately precedes service in the uniformed force of the New York city police department, and such service shall be deemed to be in service of the uniformed force of the New York city police department for purposes of eligibility for benefits and to deter-

mine the amount of benefits under the New York city police pension fund, provided that such member pays or transfers into the New York city police pension fund all member contributions set forth in section five hundred seventeen of this article plus interest, at a rate of five percent per annum. For a member who transfers such contributions from the New York city employees' retirement system to the New York city police pension fund or for a member who withdraws such contributions from the New York city employees' retirement system, such member's membership in the New York city employees' retirement system shall cease upon such transfer or withdrawal and such member shall retain no credited service in such system.

§ 3. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation would provide eligible Tier 3 New York City Police Pension Fund (POLICE) members with credit for prior service as a correction officer, traffic enforcement agent, school safety agent, or police cadet that immediately precedes POLICE membership.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS
by Fiscal Year for the first 25 years ($ in Millions)

Year	NYC
2027	34.7
2028	35.9
2029	37.1
2030	38.3
2031	39.3
2032	40.1
2033	40.9
2034	41.8
2035	42.6
2036	43.3
2037	44.1
2038	45.0
2039	45.8
2040	46.6
2041	47.4
2042	20.5
2043	21.3
2044	21.8
2045	22.1
2046	22.7
2047	23.8
2048	25.1
2049	26.3
2050	27.5
2051	28.9

Projected contributions include future new hires that may be impacted. For Fiscal Year 2052 and beyond, the expected increase in normal cost as a level percent of pay for impacted new entrants is approximately 1.56% for each year of service purchased or transferred.

The entire increase in employer contributions will be allocated to New York City.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases. Future new hires are not included in this present value.

INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES
as of June 30, 2025 ($ in Millions)

Present Value (PV)	NYC
(1)PV of Employer Contributions:	261.2
(2)PV of Employee Contributions:	**0.7**
Total PV of Benefits (1)+(2):	261.9

UNFUNDED ACCRUED LIABILITY (UAL): Actuarial Accrued Liabilities are the portion of the Present Value of Benefits allocated to past service. Changes in UAL were amortized over the expected remaining working lifetime of those impacted using level dollar payments.

AMORTIZATION OF UNFUNDED ACCRUED LIABILITY

	NYC
Increase (Decrease) in UAL:	244.3M
Number of Payments:	15
Amortization Payment:	27.7M

CENSUS DATA: The estimates presented herein are based on preliminary census data collected as of June 30, 2025 and was supplemented with data previously provided by the Police Benevolent Association. The census data for the impacted population is summarized below.

	POLICE
Active Members	
- Number Count:	3,159
- Average Age:	33.2
- Average Current Uniform Service:	5.3
- Average Additional Service:	2.6
- Average Salary:	117,100

For the purposes of this Fiscal Note, and due to a lack of sufficient data, it was assumed that service earned under the eligible titles was immediately preceding such members' POLICE service and would therefore be eligible for credit under the proposed legislation.

IMPACT ON MEMBER BENEFITS AND CONTRIBUTIONS: To receive service credit, eligible POLICE members will need to transfer or pay the applicable member contributions that would have otherwise been required.

Prior service may be used to determine the initial date of POLICE membership for plan or tier eligibility and would be included in the minimum service required for eligibility and payment of retirement benefits.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted retirement systems. In addition:

* New entrants were assumed to replace exiting members so that total payroll increases by 3% each year for impacted groups. New entrant demographics were developed based on data for recent new hires and actuarial judgement.

* Each year, 10% of new entrants are assumed to purchase an average of 2.0 years of prior service. For the purposes of this Fiscal Note, new entrant costs have been shown assuming that the entirety of the cost would be funded via normal cost.

To determine the impact of the elective nature of the proposed legislation, a subgroup of eligible members was developed based on who is assumed to benefit actuarially by comparing the net present value of future employer costs of each member's benefit before and after the assumed transfer or purchase of eligible non-uniformed service.

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-17 dated February 20, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.

PART FFF

Section 1. Subdivision 17 of section 501 of the retirement and social security law, as separately amended by section 1 of part SS of chapter 55 and chapter 692 of the laws of 2025, is amended to read as follows:

17. "Normal retirement age" shall be age sixty-two, for general members, the age at which a member completes or would have completed twenty-two years of service, for police/fire members, New York city uniformed correction/sanitation revised plan members and investigator revised plan members[~~,~~]; except that for police/fire members of the New York city police pension fund, normal retirement age shall be the age at which a member completes or would have completed twenty years of service, and the age at which a member completes twenty years of service for police/fire members who are members of the New York city fire department pension fund; **and except that for New York city uniformed correction/sanitation revised plan members, normal retirement age shall be the age at which a member completes or would have completed twenty years of service**.

§ 2. Subdivision d of section 503 of the retirement and social security law, as separately amended by section 2 of part SS of chapter 55 and chapter 692 of the laws of 2025, is amended to read as follows:

d. The normal service retirement benefit specified in section five hundred five of this article shall be paid to police/fire members, New York city uniformed correction/sanitation revised plan members and investigator revised plan members without regard to age upon retirement after twenty-two years of service[~~.~~]**;** except that the normal service retirement benefit specified in section five hundred five of this article shall be paid to police/fire members of the New York city police pension fund, after twenty years of service; provided, however, that such normal service retirement benefit for police/fire members who are members of the New York city fire department pension fund shall be paid to such members of the New York city fire department pension fund without regard to age upon retirement after twenty years of service**; and except that the normal service retirement benefit specified in section five hundred five of this article shall be paid to New York city uniformed correction/sanitation revised plan members after twenty years of service**. Early service retirement shall be permitted upon retirement after twenty years of credited service or attainment of age sixty-two, provided, however, that New York city police/fire revised plan members, New York city uniformed correction/sanitation revised plan members and investigator revised plan members shall not be eligible to retire for service prior to the attainment of twenty years of credited service.

§ 3. Section 505 of the retirement and social security law is amended by adding a new subdivision e to read as follows:

e. Notwithstanding anything to the contrary in any other law, New York city uniformed correction/sanitation revised plan members shall be eligible for a normal service retirement benefit in lieu of an early service retirement benefit upon completing twenty years of service pursuant to subdivision d of section five hundred three of this article.

§ 4. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50:

SUMMARY: This proposed legislation would reduce the Normal Retirement Age for NYCERS Tier 3 members of the Uniformed Sanitation Force and Uniformed Correction Force 22-Year Plans (i.e., Revised Plan members) to be the age at which a member completes or would have completed twenty years of service.

EXPECTED INCREASE (DECREASE) IN EMPLOYER CONTRIBUTIONS
by Fiscal Year for the first 25 years ($ in Millions)

Year	NYCERS
2027	6.6
2028	7.0
2029	7.4
2030	7.8
2031	8.2
2032	8.6
2033	8.9
2034	9.3
2035	9.6
2036	9.9
2037	10.1
2038	10.4
2039	10.6
2040	10.8
2041	11.1
2042	8.3

2043	8.6
2044	8.9
2045	9.2
2046	9.4
2047	9.7
2048	10.1
2049	10.4
2050	10.7
2051	11.1

Projected contributions include future new hires that may be impacted. For Fiscal Year 2052 and beyond, the expected increase in normal cost as a level percent of pay for impacted new entrants is approximately 0.32%.

The entire increase in employer contributions will be allocated to New York City.

PRESENT VALUE OF BENEFITS: The Present Value of Benefits is the discounted expected value of benefits paid to current members if all assumptions are met, including future service accrual and pay increases. Future new hires are not included in this present value.

INITIAL INCREASE (DECREASE) IN ACTUARIAL PRESENT VALUES
as of June 30, 2025 ($ in Millions)

Present Value (PV)	NYCERS
(1) PV of Employer Contributions:	53.4
(2) PV of Employee Contributions:	**(3.5)**
Total PV of Benefits (1) + (2):	49.9

UNFUNDED ACCRUED LIABILITY (UAL): Actuarial Accrued Liabilities are the portion of the Present Value of Benefits allocated to past service. Changes in UAL were amortized over the expected remaining working life-time of those impacted using level dollar payments.

AMORTIZATION OF UNFUNDED ACCRUED LIABILITY

	NYCERS
Increase (Decrease) in UAL:	27.6 M
Number of Payments:	15
Amortization Payment:	3.1 M

CENSUS DATA: The estimates presented herein are based on preliminary census data collected as of June 30, 2025. The census data for the impacted population is summarized below.

	NYCERS
Active Members	
- Number Count:	8,609
- Average Age:	40.3
- Average Service:	7.7
- Average Salary:	109,200

IMPACT ON MEMBER BENEFITS: Currently, NYCERS Tier 3 Sanitation and Correction Revised Plan members in 22-Year Plans who retire with at

least 20 years of service are eligible to receive an annual benefit that is equal to 42% of Final Average Salary (FAS), increasing to a maximum benefit of 50% of FAS after 22 years of service.

Under the proposed legislation, NYCERS Tier 3 Sanitation and Correction Revised Plan members in 22-Year Plans who retire with at least 20 years of service would be eligible to receive an annual benefit that is equal to 50% of FAS.

ASSUMPTIONS AND METHODS: The estimates presented herein have been calculated based on the Revised 2021 Actuarial Assumptions and Methods of the impacted retirement systems. In addition:

* Retirement rates were adjusted to reflect the earlier payability of the service retirement benefit associated with the proposed legislation.

* New entrants were assumed to replace exiting members so that total payroll increases by 3% each year for impacted groups. New entrant demographics were developed based on data for recent new hires and actuarial judgement.

RISK AND UNCERTAINTY: The costs presented in this Fiscal Note depend highly on the actuarial assumptions, methods, and models used, demographics of the impacted population, and other factors such as investment, contribution, and other risks. If actual experience deviates from actuarial assumptions, the actual costs could differ from those presented herein. Quantifying these risks is beyond the scope of this Fiscal Note.

This Fiscal Note is intended to measure pension-related impacts and does not include other potential costs (e.g., administrative and Other Postemployment Benefits). This Fiscal Note does not reflect any chapter laws that may have been enacted during the current legislative session.

STATEMENT OF ACTUARIAL OPINION: Marek Tyszkiewicz and Gregory Zelikovsky are members of the Society of Actuaries and the American Academy of Actuaries. We are members of NYCERS, but do not believe it impairs our objectivity, and we meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion contained herein. To the best of our knowledge, the results contained herein have been prepared in accordance with generally accepted actuarial principles and procedures and with the Actuarial Standards of Practice issued by the Actuarial Standards Board.

FISCAL NOTE IDENTIFICATION: This Fiscal Note 2026-02 dated January 21, 2026 was prepared by the Chief Actuary for the New York City Retirement Systems and Pension Funds and is intended for use only during the 2026 Legislative Session.

PART GGG

Section 1. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the following funds and/or accounts:

1. Local government records management account (20501).
2. Child health plus program account (20810).
3. EPIC premium account (20818).
4. Transit authorities account (20851).
5. Railroad account (20852).
6. Non-MTA capital account (20853).
7. Recreation account (21067).
8. Education - New (20901).
9. VLT - Sound basic education fund (20904).

10. Sewage treatment program management and administration fund (21000).
11. Utility environmental regulatory account (21064).
12. Federal grants indirect cost recovery account (21065).
13. Low level radioactive waste account (21066).
14. Environmental regulatory account (21081).
15. Natural resource account (21082).
16. Environmental protection and oil spill compensation fund (21200).
17. Public transportation systems account (21401).
18. Metropolitan mass transportation (21402).
19. Operating permit program account (21451).
20. Mobile source account (21452).
21. New York state thruway authority account (21905).
22. Financial control board account (21911).
23. Regulation of racing account (21912).
24. State university dormitory income reimbursable account (21937).
25. Training, management and evaluation account (21961).
26. Clinical laboratory reference system assessment account (21962).
27. Indirect cost recovery account (21978).
28. Multi-agency training account (21989).
29. Bell jar collection account (22003).
30. Real property disposition account (22006).
31. Parking account (22007).
32. Courts special grants (22008).
33. Batavia school for the blind account (22032).
34. Financial oversight account (22039).
35. Regulation of Indian gaming account (22046).
36. Rome school for the deaf account (22053).
37. Administrative adjudication account (22055).
38. Cultural education account (22063).
39. DHCR mortgage servicing account (22085).
40. Voting Machine Examinations account (22099).
41. DHCR-HCA application fee account (22100).
42. Restitution account (22134).
43. New York State Home for Veterans in the Lower-Hudson Valley account (22144).
44. Deferred compensation administration account (22151).
45. Transportation aviation account (22165).
46. New York State Campaign Finance Fund account (22211).
47. New York state medical indemnity fund account (22240).
48. Behavioral health parity compliance fund (22246).
49. Pharmacy benefit manager regulatory fund (22255).
50. Virtual currency assessments account (22262).
51. Employers assessment account (22269).
52. State university general income offset account (22654).
53. Highway safety program account (23001).
54. NYCCC operating offset account (23151).
55. Commercial gaming revenue account (23701).
56. Commercial gaming regulation account (23702).
57. New York state secure choice administrative account (23806).
58. New York state cannabis revenue fund (24800).
59. Fantasy sports administration account (24951).
60. Mobile sports wagering fund (24955).
61. Highway and bridge capital account (30051).
62. State university residence hall rehabilitation fund (30100).
63. State parks infrastructure account (30351).

64. Hazardous waste cleanup account (31506).
65. Youth facilities improvement account (31701).
66. Housing assistance fund (31800).
67. Housing program fund (31850).
68. Highway facility purpose account (31951).
69. New York racing account (32213).
70. Information technology capital financing account (32215).
71. New York environmental protection and spill remediation account (32219).
72. Department of financial services IT modernization capital account (32230).
73. Grants Reimbursement from Non-Federal Entity Account (32231).
74. Renourishment account (32232).
75. Mental hygiene facilities capital improvement fund (32300).
76. Correctional facilities capital improvement fund (32350).
77. OGS convention center account (50318).
78. Empire Plaza Gift Shop (50327).
79. Unemployment Insurance Benefit Fund, Interest Assessment Account (50651).
80. Centralized services fund (55000).
81. Archives records management account (55052).
82. Federal single audit account (55053).
83. Civil service administration account (55055).
84. Banking services account (55057).
85. Cultural resources survey account (55058).
86. Neighborhood work project account (55059).
87. Automation & printing chargeback account (55060).
88. Data center account (55062).
89. Intrusion detection account (55066).
90. Domestic violence grant account (55067).
91. Centralized technology services account (55069).
92. Labor contact center account (55071).
93. Human services contact center account (55072).
94. Department of law civil recoveries account (55074).
95. Executive direction internal audit account (55251).
96. CIO Information technology centralized services account (55252).
97. Health insurance internal service account (55300).
98. Civil service employee benefits division administrative account (55301).
99. Correctional industries revolving fund (55350).
100. Employees health insurance account (60201).
101. Medicaid management information system escrow fund (60900).
102. Animal shelter regulation account.
103. Climate initiative account.
104. Responsible AI Safety and Education account.
105. Data broker account.

§ 2. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to any account within the following federal funds, provided the comptroller has made a determination that sufficient federal grant award authority is available to reimburse such loans:

1. Federal USDA-food and nutrition services fund (25000).
2. Federal health and human services fund (25100).
3. Federal education fund (25200).
4. Federal block grant fund (25250).

5. Federal miscellaneous operating grants fund (25300).
6. Federal unemployment insurance administration fund (25900).
7. Federal unemployment insurance occupational training fund (25950).
8. Federal emergency employment act fund (26000).
9. Federal capital projects fund (31350).

§ 3. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, on or before March 31, 2027, up to the unencumbered balance or the following amounts:

Economic Development and Public Authorities:

1. An amount up to the unencumbered balance from the miscellaneous special revenue fund, business and licensing services account (21977), to the general fund.

2. $19,810,000 from the miscellaneous special revenue fund, code enforcement account (21904), to the general fund.

3. $3,000,000 from the general fund to the miscellaneous special revenue fund, tax revenue arrearage account (22168).

Education:

1. $2,458,070,000 from the general fund to the state lottery fund, education account (20901), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of the state finance law that are in excess of the amounts deposited in such fund for such purposes pursuant to section 1612 of the tax law.

2. $1,069,000,000 from the general fund to the state lottery fund, VLT education account (20904), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of the state finance law that are in excess of the amounts deposited in such fund for such purposes pursuant to section 1612 of the tax law.

3. $142,222,000 from the general fund to the New York state commercial gaming fund, commercial gaming revenue account (23701), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 97-nnnn of the state finance law that are in excess of the amounts deposited in such fund for purposes pursuant to section 1352 of the racing, pari-mutuel wagering and breeding law.

4. $1,455,798,000 from the general fund to the mobile sports wagering fund, education account (24955), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of the state finance law that are in excess of the amounts deposited in such fund for such purposes pursuant to section 1367 of the racing, pari-mutuel wagering and breeding law.

5. $19,070,000 from the interactive fantasy sports fund, fantasy sports education account (24950), to the state lottery fund, education account (20901), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 92-c of the state finance law.

6. $50,000,000 from the cannabis revenue fund cannabis education account (24801), to the state lottery fund, education account (20901), as reimbursement for disbursements made from such fund for supplemental aid to education pursuant to section 99-ii of the state finance law.

7. An amount up to the unencumbered balance in the fund on March 31, 2026 from the charitable gifts trust fund, elementary and secondary education account (24901), to the general fund, for payment of general support for public schools pursuant to section 3609-a of the education law.

8. Moneys from the state lottery fund (20900) up to an amount deposited in such fund pursuant to section 1612 of the tax law in excess of the current year appropriation for supplemental aid to education pursuant to section 92-c of the state finance law.

9. $300,000 from the New York state local government records management improvement fund, local government records management account (20501), to the New York state archives partnership trust fund, archives partnership trust maintenance account (20351).

10. $900,000 from the general fund to the miscellaneous special revenue fund, Batavia school for the blind account (22032).

11. $900,000 from the general fund to the miscellaneous special revenue fund, Rome school for the deaf account (22053).

12. $343,400,000 from the state university dormitory income fund (40350) to the miscellaneous special revenue fund, state university dormitory income reimbursable account (21937).

13. $28,500,000 from any of the state education department's special revenue and internal service funds to the miscellaneous special revenue fund, indirect cost recovery account (21978).

14. $4,200,000 from any of the state education department's special revenue or internal service funds to the capital projects fund (30000).

15. $8,000,000 from the general fund to the miscellaneous special revenue fund, HESC-insurance premium payments account (21960).

16. $358,000,000 from the state university income fund, state university hospitals income reimbursable account (22656), and the state university income fund, state university-wide hospital reimbursable account (22658) to the General Fund for the payment of SUNY Hospitals Health Insurance premiums on or before March 31, 2027.

17. $5,000,000 from the general fund to the miscellaneous capital projects fund, state university of New York green energy loan fund.

18. $12,000,000 from the miscellaneous special revenue fund office of professions account (22051) to the miscellaneous special revenue fund cultural education account (22063).

19. $150,000 from the dedicated miscellaneous special revenue fund, gifts for the state library system account (23821) to the miscellaneous special revenue fund, love your library account (22119).

Environmental Affairs:

1. $16,000,000 from any of the department of environmental conservation's special revenue federal funds, and/or federal capital funds, to the environmental conservation special revenue fund, federal indirect recovery account (21065).

2. $5,000,000 from any of the department of environmental conservation's special revenue federal funds, and/or federal capital funds, to the conservation fund (21150) or Marine Resources Account (21151) as necessary to avoid diversion of conservation funds.

3. $3,000,000 from any of the office of parks, recreation and historic preservation capital projects federal funds and special revenue federal funds to the miscellaneous special revenue fund, federal grant indirect cost recovery account (22188).

4. $150,000,000 from the general fund to the environmental protection fund, environmental protection fund transfer account (30451).

5. $10,000,000 from the general fund to the hazardous waste remedial fund, hazardous waste cleanup account (31506).

6. An amount up to or equal to the cash balance within the special revenue-other waste management & cleanup account (21053) to the capital projects fund (30000) for services and capital expenses related to the

management and cleanup program as put forth in section 27-1915 of the environmental conservation law.

7. $7,000,000 from the general fund to the enterprise fund, state fair account (50051).

8. $3,000,000 from the waste management & cleanup account (21053) to the environmental protection fund transfer account (30451).

9. $14,000,000 from the general fund to the miscellaneous special revenue fund, patron services account (22163).

10. $15,000,000 from the enterprise fund, golf account (50332) to the state park infrastructure fund, state park infrastructure account (30351).

11. $10,000,000 from the general fund to the environmental protection and oil spill compensation fund (21203).

12. $500,000 from the general fund to the Lake George park account (22751).

Family Assistance:

1. $7,000,000 from any of the office of children and family services, office of temporary and disability assistance, or department of health special revenue federal funds and the general fund, in accordance with agreements with social services districts, to the miscellaneous special revenue fund, office of human resources development state match account (21967).

2. $4,000,000 from any of the office of children and family services or office of temporary and disability assistance special revenue federal funds to the miscellaneous special revenue fund, family preservation and support services and family violence services account (22082).

3. $18,670,000 from any of the office of children and family services, office of temporary and disability assistance, or department of health special revenue federal funds and any other miscellaneous revenues generated from the operation of office of children and family services programs to the general fund.

4. $225,300,000 from any of the office of temporary and disability assistance or department of health special revenue funds to the general fund.

5. $2,500,000 from any of the office of temporary and disability assistance special revenue funds to the miscellaneous special revenue fund, office of temporary and disability assistance program account (21980).

6. $35,000,000 from any of the office of children and family services, office of temporary and disability assistance, department of labor, and department of health special revenue federal funds to the office of children and family services miscellaneous special revenue fund, multi-agency training contract account (21989).

7. $205,000,000 from the miscellaneous special revenue fund, youth facility per diem account (22186), to the general fund.

8. $788,000 from the general fund to the combined gifts, grants, and bequests fund, WB Hoyt Memorial account (20128).

9. $5,000,000 from the miscellaneous special revenue fund, state central registry (22028), to the general fund.

10. $900,000 from the general fund to the Veterans' Remembrance and Cemetery Maintenance and Operation account (20201).

11. $7,000,000 from the general fund to the housing program fund (31850).

12. $15,000,000 from any of the office of children and family services special revenue federal funds to the office of court administration special revenue other federal iv-e funds account.

13. $10,000,000 from any of the office of children and family services special revenue federal funds to the miscellaneous special revenue fund, title iv-e parental services account (22273).

General Government:

1. $12,000,000 from the general fund to the health insurance revolving fund (55300).

2. $292,400,000 from the health insurance reserve receipts fund (60550) to the general fund.

3. $150,000 from the general fund to the not-for-profit revolving loan fund (20650).

4. $150,000 from the not-for-profit revolving loan fund (20650) to the general fund.

5. $3,000,000 from the miscellaneous special revenue fund, surplus property account (22036), to the general fund.

6. $19,000,000 from the miscellaneous special revenue fund, revenue arrearage account (22024), to the general fund.

7. $3,828,000 from the miscellaneous special revenue fund, revenue arrearage account (22024), to the miscellaneous special revenue fund, authority budget office account (22138).

8. $1,000,000 from the miscellaneous special revenue fund, parking account (22007), to the general fund, for the purpose of reimbursing the costs of debt service related to state parking facilities.

9. $11,460,000 from the general fund to the agencies internal service fund, central technology services account (55069), for the purpose of enterprise technology projects.

10. $10,000,000 from the general fund to the agencies internal service fund, state data center account (55062).

11. $12,000,000 from the miscellaneous special revenue fund, parking account (22007), to the centralized services, building support services account (55018).

12. $36,000,000 from the general fund to the internal service fund, business services center account (55022).

13. $9,500,000 from the general fund to the internal service fund, building support services account (55018).

14. $1,500,000 from the combined expendable trust fund, plaza special events account (20120), to the general fund.

15. A transfer from the general fund to the miscellaneous special revenue fund, New York State Campaign Finance Fund Account (22211), up to an amount equal to total reimbursements due to qualified candidates.

16. $6,000,000 from the miscellaneous special revenue fund, standards and purchasing account (22019), to the general fund.

17. $12,400,000 from the banking department special revenue fund (21970) funded by the assessment to defray operating expenses authorized by section 206 of the financial services law to the IT Modernization Capital Fund.

18. $17,000,000 from the miscellaneous special revenue fund, New York State cannabis revenue fund (24800), to the miscellaneous capital projects fund, Cannabis IT subfund.

19. $12,400,000 from the insurance department special revenue fund (21994) funded by the assessment to defray operating expenses authorized by section 206 of the financial services law to the IT Modernization Capital Fund.

20. $1,550,000 from the pharmacy benefits bureau special revenue fund (22255) funded by the assessment to defray operating expenses authorized by section 206 of the financial services law, to the IT Modernization Capital Fund.

21. $4,650,000 from the virtual currency special revenue fund (22262) funded by the assessment to defray operating expenses authorized by section 206 of the financial services law, to the IT Modernization Capital Fund.

22. $30,000,000 from the miscellaneous special revenue fund, workers' compensation account (21995), to the miscellaneous capital projects fund, workers' compensation board IT business process design fund (32218).

23. $250,000 from the general fund to the miscellaneous special revenue fund, authority budget office account (22138).

Health:

1. A transfer from the general fund to the combined gifts, grants and bequests fund, breast cancer research and education account (20155), up to an amount equal to the monies collected and deposited into that account in the previous fiscal year.

2. A transfer from the general fund to the combined gifts, grants and bequests fund, prostate cancer research, detection, and education account (20183), up to an amount equal to the moneys collected and deposited into that account in the previous fiscal year.

3. A transfer from the general fund to the combined gifts, grants and bequests fund, Alzheimer's disease research and assistance account (20143), up to an amount equal to the moneys collected and deposited into that account in the previous fiscal year.

4. $3,600,000 from the miscellaneous special revenue fund, certificate of need account (21920), to the miscellaneous capital projects fund, healthcare IT capital subfund (32216).

5. $4,000,000 from the miscellaneous special revenue fund, vital health records account (22103), to the miscellaneous capital projects fund, healthcare IT capital subfund (32216).

6. $6,000,000 from the miscellaneous special revenue fund, professional medical conduct account (22088), to the miscellaneous capital projects fund, healthcare IT capital subfund (32216).

7. $126,000,000 from the HCRA resources fund (20800) to the capital projects fund (30000).

8. $6,550,000 from the general fund to the medical cannabis trust fund, health operation and oversight account (23755).

9. An amount up to the unencumbered balance from the charitable gifts trust fund, health charitable account (24900), to the general fund, for payment of general support for primary, preventive, and inpatient health care, dental and vision care, hunger prevention and nutritional assistance, and other services for New York state residents with the overall goal of ensuring that New York state residents have access to quality health care and other related services.

10. $500,000 from the miscellaneous special revenue fund, New York State cannabis revenue fund (24800), to the miscellaneous special revenue fund, environmental laboratory fee account (21959).

11. An amount up to the unencumbered balance from the public health emergency charitable gifts trust fund (23816), to the general fund, for payment of goods and services necessary to respond to a public health disaster emergency or to assist or aid in responding to such a disaster.

12. $1,000,000,000 from the general fund to the health care transformation fund (24850).

13. $2,590,000 from the miscellaneous special revenue fund, patient safety center account (22139), to the general fund.

14. $1,000,000 from the miscellaneous special revenue fund, nursing home receivership account (21925), to the general fund.

15. $130,000 from the miscellaneous special revenue fund, quality of care account (21915), to the general fund.

16. $2,200,000 from the miscellaneous special revenue fund, adult home quality enhancement account (22091), to the general fund.

17. $8,467,000 from the general fund, to the miscellaneous special revenue fund, helen hayes hospital account (22140).

18. $1,303,000 from the general fund, to the miscellaneous special revenue fund, New York city veterans' home account (22141).

19. $606,000 from the general fund, to the miscellaneous special revenue fund, New York state home for veterans' and their dependents at oxford account (22142).

20. $334,000 from the general fund, to the miscellaneous special revenue fund, western New York veterans' home account (22143).

21. $1,636,000 from the general fund, to the miscellaneous special revenue fund, New York state for veterans in the lower-hudson valley account (22144).

22. $750,000,000 from the general fund, to the miscellaneous special revenue fund, healthcare stability fund account (22267).

23. $5,000,000 from the general fund to the occupational health clinics account (22177).

24. $13,000 from the miscellaneous special revenue fund, veterans home assistance account (20208), to the miscellaneous special revenue fund, New York city veterans' home account (22141).

25. $13,000 from the miscellaneous special revenue fund, veterans home assistance account (20208), to the miscellaneous special revenue fund, New York state home for veterans' and their dependents at oxford account (22142).

26. $13,000 from the miscellaneous special revenue fund, veterans assistance account (20208), to the miscellaneous special revenue fund, western New York veterans' home account (22143).

27. $13,000 from the miscellaneous special revenue fund, veterans assistance account (20208), to the miscellaneous special revenue fund, New York state for veterans in the lower-Hudson valley account (22144).

28. $13,000 from the miscellaneous special revenue fund, veterans assistance account (20208), to the state university income fund, Long Island Veterans' Home Account (22652).

29. $159,000,000 from the miscellaneous special revenue fund, healthcare stability fund account (22267) to the HCRA resources fund, HCRA program account (20807).

Labor:

1. $600,000 from the miscellaneous special revenue fund, DOL fee and penalty account (21923), to the child performer's protection fund, child performer protection account (20401).

2. $11,700,000 from the unemployment insurance interest and penalty fund, unemployment insurance special interest and penalty account (23601), to the general fund.

3. $50,000,000 from the DOL fee and penalty account (21923), unemployment insurance special interest and penalty account (23601), and public work enforcement account (21998), to the general fund.

4. $850,000 from the miscellaneous special revenue fund, DOL elevator safety program fund (22252) to the miscellaneous special revenue fund, DOL fee and penalty account (21923).

5. $22,000,000 from the miscellaneous special revenue fund, Interest and Penalty Account (23601), to the Training and Education Program on Occupation Safety and Health Fund, OSHA Training and Education Account (21251).

6. $1,000,000 from the miscellaneous special revenue fund, Public Work Enforcement account (21998), to the Training and Education Program on Occupation Safety and Health Fund, OSHA Training and Education Account (21251).

7. $4,000,000 from the miscellaneous special revenue fund, Public Work Enforcement account (21998), to the Training and Education Program on Occupational Safety and Health Fund, OSHA Inspection Account (21252).

Mental Hygiene:

1. $60,000,000 from the general fund, to the mental hygiene facilities capital improvement fund (32300).

2. $20,000,000 from the opioid settlement fund (23817) to the miscellaneous capital projects fund, opioid settlement capital account (32200).

3. $20,000,000 from the miscellaneous capital projects fund, opioid settlement capital account (32200) to the opioid settlement fund (23817).

Public Protection:

1. $2,587,000 from the general fund to the miscellaneous special revenue fund, recruitment incentive account (22171).

2. $23,773,000 from the general fund to the correctional industries revolving fund, correctional industries internal service account (55350).

3. $2,000,000,000 from any of the division of homeland security and emergency services special revenue federal funds to the general fund.

4. $115,420,000 from the state police motor vehicle law enforcement and motor vehicle theft and insurance fraud prevention fund, state police motor vehicle enforcement account (22802), to the general fund for state operation expenses of the division of state police.

5. $138,272,000 from the general fund to the correctional facilities capital improvement fund (32350).

6. $5,000,000 from the general fund to the dedicated highway and bridge trust fund (30050) for the purpose of work zone safety activities provided by the division of state police for the department of transportation.

7. $10,000,000 from the miscellaneous special revenue fund, statewide public safety communications account (22123), to the capital projects fund (30000).

8. $39,830,000 from the miscellaneous special revenue fund, legal services assistance account (22096), to the general fund.

9. $1,000,000 from the general fund to the agencies internal service fund, neighborhood work project account (55059).

10. $7,980,000 from the miscellaneous special revenue fund, fingerprint identification & technology account (21950), to the general fund.

11. $1,100,000 from the state police motor vehicle law enforcement and motor vehicle theft and insurance fraud prevention fund, motor vehicle theft and insurance fraud account (22801), to the general fund.

12. $38,938,000 from the general fund to the miscellaneous special revenue fund, criminal justice improvement account (21945).

13. $6,000,000 from the general fund to the miscellaneous special revenue fund, hazard mitigation revolving loan account (22266).

14. $234,000,000 from the indigent legal services fund, indigent legal services account (23551) to the general fund.

15. $50,000,000 from the miscellaneous special revenue fund, statewide public safety communications account (22123) to the general fund.

Transportation:

1. $20,000,000 from the general fund to the mass transportation operating assistance fund, public transportation systems operating assistance account (21401), of which $12,000,000 constitutes the base need for operations.

2. $727,500,000 from the general fund to the dedicated highway and bridge trust fund (30050).

3. $243,250,000 from the general fund to the MTA financial assistance fund, mobility tax trust account (23651).

4. $477,000 from the miscellaneous special revenue fund, traffic adjudication account (22055), to the general fund.

5. $5,000,000 from the miscellaneous special revenue fund, transportation regulation account (22067) to the general fund, for disbursements made from such fund for motor carrier safety that are in excess of the amounts deposited in the general fund for such purpose pursuant to section 94 of the transportation law.

6. Up to $3,000,000 from the general fund to the New York state thruway authority account (21905), pursuant to a plan submitted by the executive director of the New York state thruway authority and approved by the director of budget, for costs related to providing a toll discount on the governor Mario M. Cuomo bridge for applicable Orange county residents.

Miscellaneous:

1. $250,000,000 from the general fund to any funds or accounts for the purpose of reimbursing certain outstanding accounts receivable balances.

2. $500,000,000 from the general fund to the debt reduction reserve fund (40000).

3. $15,500,000 from the general fund, community projects account GG (10256), to the general fund, state purposes account (10050).

4. $100,000,000 from any special revenue federal fund to the general fund, state purposes account (10050).

5. An amount up to the unencumbered balance from the special revenue federal fund, ARPA-Fiscal Recovery Fund (25546) to the general fund.

6. $1,500,000,000 from the general fund to the hazardous waste remedial fund, hazardous waste cleanup account (31506), State parks infrastructure account (30351), environmental protection fund transfer account (30451), the correctional facilities capital improvement fund (32350), housing program fund (31850), or the Mental hygiene facilities capital improvement fund (32300), up to an amount equal to certain outstanding accounts receivable balances.

§ 4. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, on or before March 31, 2027:

1. Upon request of the commissioner of environmental conservation, up to $12,745,400 from revenues credited to any of the department of environmental conservation special revenue funds, including $4,000,000 from the environmental protection and oil spill compensation fund (21200), and $1,834,600 from the conservation fund (21150), to the environmental conservation special revenue fund, indirect charges account (21060).

2. Upon request of the commissioner of agriculture and markets, up to $3,000,000 from any special revenue fund or enterprise fund within the department of agriculture and markets to the general fund, to pay appropriate administrative expenses.

3. Upon request of the commissioner of the division of housing and community renewal, up to $6,221,000 from revenues credited to any division of housing and community renewal federal or miscellaneous special

revenue fund to the miscellaneous special revenue fund, housing indirect cost recovery account (22090).

4. Upon request of the commissioner of the division of housing and community renewal, up to $5,500,000 may be transferred from any miscellaneous special revenue fund account, to any miscellaneous special revenue fund.

5. Upon request of the commissioner of health up to $13,694,000 from revenues credited to any of the department of health's special revenue funds, to the miscellaneous special revenue fund, administration account (21982).

6. Upon the request of the attorney general, up to $5,000,000 from revenues credited to the federal health and human services fund, federal health and human services account (25117) or the miscellaneous special revenue fund, recoveries and revenue account (22041), to the miscellaneous special revenue fund, litigation settlement and civil recovery account (22117).

§ 5. On or before March 31, 2027, the comptroller is hereby authorized and directed to deposit earnings that would otherwise accrue to the general fund that are attributable to the operation of section 98-a of the state finance law, to the agencies internal service fund, banking services account (55057), for the purpose of meeting direct payments from such account.

§ 6. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget and upon consultation with the state university chancellor or their designee, on or before March 31, 2027, up to $16,000,000 from the state university income fund general revenue account (22653) to the state general fund for debt service costs related to campus supported capital project costs for the NY-SUNY 2020 challenge grant program at the University at Buffalo.

§ 7. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget and upon consultation with the state university chancellor or their designee, on or before March 31, 2027, up to $6,500,000 from the state university income fund general revenue account (22653) to the state general fund for debt service costs related to campus supported capital project costs for the NY-SUNY 2020 challenge grant program at the University at Albany.

§ 8. Notwithstanding any law to the contrary, the state university chancellor or their designee is authorized and directed to transfer estimated tuition revenue balances from the state university collection fund (61000) to the state university income fund, state university general revenue offset account (22655) on or before March 31, 2027.

§ 9. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, a total of up to $100,000,000 from the general fund to the state university income fund, state university general revenue offset account (22655) and/or the state university income fund, state university hospitals income reimbursable account (22656) during the period July 1, 2026 through June 30, 2027 to pay costs attributable to the state university health science center at Brooklyn and/or the state university of New York hospital at Brooklyn, respectively, pursuant to a plan approved by the director of the budget.

§ 10. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, up to $1,619,189,500 from the general fund to the state university income fund, state university general revenue offset account (22655) during the period of July 1, 2026 through June 30, 2027 to support operations at the state university.

§ 11. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, up to $25,000,000 from the general fund to the state university income fund, state university general revenue offset account (22655) during the period of April 1, 2026 through June 30, 2026 to support operations at the state university.

§ 12. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, up to $51,120,000 from the general fund to the state university income fund, state university general revenue offset account (22655) during the period of July 1, 2026 to June 30, 2027 for general fund operating support pursuant to subparagraph (4-b) of paragraph h of subdivision 2 of section three hundred fifty-five of the education law.

§ 13. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, upon request of the state university chancellor or their designee, up to $55,000,000 from the state university income fund, state university hospitals income reimbursable account (22656), for services and expenses of hospital operations and capital expenditures at the state university hospitals; and the state university income fund, Long Island veterans' home account (22652) to the state university capital projects fund (32400) on or before June 30, 2027.

§ 14. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller, after consultation with the state university chancellor or their designee, is hereby authorized and directed to transfer moneys, in the first instance, from the state university collection fund, Stony Brook hospital collection account (61006), Brooklyn hospital collection account (61007), and Syracuse hospital collection account (61008) to the state university income fund, state university hospitals income reimbursable account (22656) in the event insufficient funds are available in the state university income fund, state university hospitals income reimbursable account (22656) to permit the full transfer of moneys authorized for transfer, to the general fund for payment of debt service related to the SUNY hospitals. Notwithstanding any law to the contrary, the comptroller is also hereby authorized and directed, after consultation with the state university chancellor or their designee, to transfer moneys from the state university income fund to the state university income fund, state university hospitals income reimbursable account (22656) in the event insufficient funds are available in the state university income fund, state university hospitals income reimbursable account (22656) to pay hospital operating costs or to permit the full transfer of moneys authorized for transfer, to the general fund for payment of debt service related to the SUNY hospitals on or before March 31, 2027.

§ 15. Notwithstanding any law to the contrary, upon the direction of the director of the budget and the chancellor of the state university of New York or their designee, and in accordance with section 4 of the

state finance law, the comptroller is hereby authorized and directed to transfer monies from the state university dormitory income fund (40350) to the state university residence hall rehabilitation fund (30100), and from the state university residence hall rehabilitation fund (30100) to the state university dormitory income fund (40350), in an amount not to exceed $125 million from each fund.

§ 16. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, at the request of the director of the budget, up to $1,000,000,000 from the unencumbered balance of any special revenue fund or account, agency fund or account, internal service fund or account, enterprise fund or account, or any combination of such funds and accounts, to the general fund. The amounts transferred pursuant to this authorization shall be in addition to any other transfers expressly authorized in the 2026-27 budget. Transfers from federal funds, debt service funds, capital projects funds, the community projects fund, or funds that would result in the loss of eligibility for federal benefits or federal funds pursuant to federal law, rule, or regulation as assented to in chapter 683 of the laws of 1938 and chapter 700 of the laws of 1951 are not permitted pursuant to this authorization.

§ 17. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, at the request of the director of the budget, up to $100 million from any non-general fund or account, or combination of funds and accounts, to the miscellaneous special revenue fund, technology financing account (22207), the miscellaneous capital projects fund, the federal capital projects account (31350), information technology capital financing account (32215), or the centralized technology services account (55069), for the purpose of consolidating technology procurement and services. The amounts transferred to the miscellaneous special revenue fund, technology financing account (22207) pursuant to this authorization shall be equal to or less than the amount of such monies intended to support information technology costs which are attributable, according to a plan, to such account made in pursuance to an appropriation by law. Transfers to the technology financing account shall be completed from amounts collected by non-general funds or accounts pursuant to a fund deposit schedule or permanent statute, and shall be transferred to the technology financing account pursuant to a schedule agreed upon by the affected agency commissioner. Transfers from funds that would result in the loss of eligibility for federal benefits or federal funds pursuant to federal law, rule, or regulation as assented to in chapter 683 of the laws of 1938 and chapter 700 of the laws of 1951 are not permitted pursuant to this authorization.

§ 18. Notwithstanding any law to the contrary, and in accordance with section 4 of the state finance law, the comptroller is hereby authorized and directed to transfer, at the request of the director of the budget, up to $400 million from any non-general fund or account, or combination of funds and accounts, to the general fund for the purpose of consolidating technology procurement and services. The amounts transferred pursuant to this authorization shall be equal to or less than the amount of such monies intended to support information technology costs which are attributable, according to a plan, to such account made in pursuance to an appropriation by law. Transfers to the general fund shall be completed from amounts collected by non-general funds or accounts pursuant to a fund deposit schedule. Transfers from funds that would result in the loss of eligibility for federal benefits or federal funds pursu-

ant to federal law, rule, or regulation as assented to in chapter 683 of the laws of 1938 and chapter 700 of the laws of 1951 are not permitted pursuant to this authorization.

§ 19. Notwithstanding any provision of law to the contrary, as deemed feasible and advisable by its trustees, the power authority of the state of New York is authorized and directed to transfer to the state treasury to the credit of the general fund up to $10,000,000 for the state fiscal year commencing April 1, 2026, the proceeds of which will be utilized to support energy-related state activities.

§ 20. Notwithstanding any provision of law to the contrary, as deemed feasible and advisable by its trustees, the power authority of the state of New York is authorized to transfer to the state treasury to the credit of the general fund up to $25,000,000 for the state fiscal year commencing April 1, 2026, the proceeds of which will be utilized to support programs established or implemented by or within the department of labor, including but not limited to the office of just energy transition and programs for workforce training and retraining, to prepare workers for employment for work in the renewable energy field.

§ 21. Notwithstanding any provision of law, rule or regulation to the contrary, the New York state energy research and development authority is authorized and directed to contribute $913,000 to the state treasury to the credit of the general fund on or before March 31, 2027.

§ 22. Notwithstanding any provision of law, rule or regulation to the contrary, the New York state energy research and development authority is authorized and directed to transfer five million dollars to the credit of the Environmental Protection Fund on or before March 31, 2027 from proceeds collected by the authority from the auction or sale of carbon dioxide emission allowances allocated by the department of environmental conservation.

§ 23. Subdivision 5 of section 97-rrr of the state finance law, as amended by section 23 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

5. Notwithstanding the provisions of section one hundred seventy-one-a of the tax law, as separately amended by chapters four hundred eighty-one and four hundred eighty-four of the laws of nineteen hundred eighty-one, and notwithstanding the provisions of chapter ninety-four of the laws of two thousand eleven, or any other provisions of law to the contrary, during the fiscal year beginning April first, two thousand [~~twenty-five~~] twenty-six, the state comptroller is hereby authorized and directed to deposit to the fund created pursuant to this section from amounts collected pursuant to article twenty-two of the tax law and pursuant to a schedule submitted by the director of the budget, up to [~~$1,396,911,000~~] $1,294,911,000 as may be certified in such schedule as necessary to meet the purposes of such fund for the fiscal year beginning April first, two thousand [~~twenty-five~~] twenty-six.

§ 24. Notwithstanding any law to the contrary, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, on or before March 31, 2027, the following amounts from the following special revenue accounts to the capital projects fund (30000), for the purposes of reimbursement to such fund for expenses related to the maintenance and preservation of state assets:

1. $43,000 from the miscellaneous special revenue fund, administrative program account (21982).

2. $1,690,000 from the miscellaneous special revenue fund, helen hayes hospital account (22140).

3. $219,000 from the miscellaneous special revenue fund, New York city veterans' home account (22141).

4. $840,000 from the miscellaneous special revenue fund, New York state home for veterans' and their dependents at oxford account (22142).

5. $176,000 from the miscellaneous special revenue fund, western New York veterans' home account (22143).

6. $492,000 from the miscellaneous special revenue fund, New York state for veterans in the lower-hudson valley account (22144).

7. $2,550,000 from the miscellaneous special revenue fund, patron services account (22163).

8. $5,000,000 from the miscellaneous special revenue fund, state university general income reimbursable account (22653).

9. $110,000,000 from the miscellaneous special revenue fund, state university revenue offset account (22655).

10. $35,000,000 from the state university dormitory income fund, state university dormitory income fund (40350).

11. $1,000,000 from the miscellaneous special revenue fund, litigation settlement and civil recovery account (22117).

§ 25. Notwithstanding any law to the contrary, the comptroller is hereby authorized and directed to transfer, upon request of the director of the budget, on or before March 31, 2027 the following amounts from the following special revenue accounts or enterprise funds to the general fund, for the purposes of offsetting principal and interest costs, incurred by the state pursuant to section 53 of part PP of chapter 56 of the laws of 2023, provided that the annual amount of the transfer shall be no more than the principal and interest that would have otherwise been due to the power authority of the state of New York, from any state agency, in a given state fiscal year. Amounts pertaining to special revenue accounts assigned to the state university of New York shall be considered interchangeable between the designated special revenue accounts as to meet the requirements of this section and section 52 of part RR of chapter 56 of the laws of 2023:

1. $15,000,000 from the miscellaneous special revenue fund, state university general income reimbursable account (22653).

2. $5,000,000 from state university dormitory income fund, state university dormitory income fund (40350).

3. $5,000,000 from the enterprise fund, city university senior college operating fund (60851).

§ 26. Paragraph (a) of subdivision 2 of section 47-e of the private housing finance law, as amended by section 32 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(a) Subject to the provisions of chapter fifty-nine of the laws of two thousand, in order to enhance and encourage the promotion of housing programs and thereby achieve the stated purposes and objectives of such housing programs, the agency shall have the power and is hereby authorized from time to time to issue negotiable housing program bonds and notes in such principal amount as shall be necessary to provide sufficient funds for the repayment of amounts disbursed (and not previously reimbursed) pursuant to law or any prior year making capital appropriations or reappropriations for the purposes of the housing program; provided, however, that the agency may issue such bonds and notes in an aggregate principal amount not exceeding [~~sixteen billion seven hundred seventy-seven million nine hundred sixty-four thousand dollars $16,777,964,000~~] **eighteen billion eighty-four million seven hundred sixty-four thousand dollars $18,084,764,000**, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt

service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. No reserve fund securing the housing program bonds shall be entitled or eligible to receive state funds apportioned or appropriated to maintain or restore such reserve fund at or to a particular level, except to the extent of any deficiency resulting directly or indirectly from a failure of the state to appropriate or pay the agreed amount under any of the contracts provided for in subdivision four of this section.

§ 27. Subdivision 1 of section 16 of part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, as amended by section 53 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding the provisions of section 18 of section 1 of chapter 174 of the laws of 1968, the New York state urban development corporation is hereby authorized to issue bonds, notes and other obligations in an aggregate principal amount not to exceed [~~eleven billion one hundred seventeen million three hundred fifty-nine thousand dollars $11,117,359,000~~] **eleven billion five hundred thirty-six million five hundred fifty-nine thousand dollars $11,536,559,000**, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date.

§ 28. Paragraph (c) of subdivision 14 of section 1680 of the public authorities law, as amended by section 34 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(c) Subject to the provisions of chapter fifty-nine of the laws of two thousand, (i) the dormitory authority shall not deliver a series of bonds for city university community college facilities, except to refund or to be substituted for or in lieu of other bonds in relation to city university community college facilities pursuant to a resolution of the dormitory authority adopted before July first, nineteen hundred eighty-five or any resolution supplemental thereto, if the principal amount of bonds so to be issued when added to all principal amounts of bonds previously issued by the dormitory authority for city university community college facilities, except to refund or to be substituted in lieu of other bonds in relation to city university community college facilities will exceed the sum of four hundred twenty-five million dollars and (ii) the dormitory authority shall not deliver a series of bonds issued for city university facilities, including community college facilities, pursuant to a resolution of the dormitory authority adopted on or after July first, nineteen hundred eighty-five, except to refund or to be substituted for or in lieu of other bonds in relation to city university facilities and except for bonds issued pursuant to a resolution supplemental to a resolution of the dormitory authority adopted prior to July first, nineteen hundred eighty-five, if the principal amount of bonds so to be issued when added to the principal amount of bonds previously issued pursuant to any such resolution, except bonds issued to refund or to be substituted for or in lieu of other bonds in relation to city university facilities, will exceed [~~twelve billion three hundred million three hundred sixty-eight thousand dollars $12,300,368,000~~] **thirteen**

billion one million four thousand dollars $13,001,004,000, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. The legislature reserves the right to amend or repeal such limit, and the state of New York, the dormitory authority, the city university, and the fund are prohibited from covenanting or making any other agreements with or for the benefit of bondholders which might in any way affect such right.

§ 29. Subdivision 1 of section 1689-i of the public authorities law, as amended by section 35 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. The dormitory authority is authorized to issue bonds, at the request of the commissioner of education, to finance eligible library construction projects pursuant to section two hundred seventy-three-a of the education law, in amounts certified by such commissioner not to exceed a total principal amount of [~~four hundred fifty-five million dollars $455,000,000~~] **four hundred ninety-nine million dollars $499,000,000**.

§ 30. Paragraph (c) of subdivision 19 of section 1680 of the public authorities law, as amended by section 36 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(c) Subject to the provisions of chapter fifty-nine of the laws of two thousand, the dormitory authority shall not issue any bonds for state university educational facilities purposes if the principal amount of bonds to be issued when added to the aggregate principal amount of bonds issued by the dormitory authority on and after July first, nineteen hundred eighty-eight for state university educational facilities will exceed [~~twenty billion nine hundred forty-eight million one hundred sixty-four thousand dollars $20,948,164,000~~] **twenty-one billion eight hundred ninety-eight million one hundred sixty-four thousand dollars $21,898,164,000**, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. The legislature reserves the right to amend or repeal such limit, and the state of New York, the dormitory authority, the state university of New York, and the state university construction fund are prohibited from covenanting or making any other agreements with or for the benefit of bondholders which might in any way affect such right.

§ 31. Subdivision 10-a of section 1680 of the public authorities law, as amended by section 37 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

10-a. Subject to the provisions of chapter fifty-nine of the laws of two thousand, but notwithstanding any other provision of the law to the contrary, the maximum amount of bonds and notes to be issued after March thirty-first, two thousand two, on behalf of the state, in relation to any locally sponsored community college, shall be [~~one billion four hundred ninety-five million seven hundred seventy-four thousand dollars $1,495,774,000~~] **one billion six hundred twenty-three million eight hundred eighty-four thousand dollars $1,623,884,000**. Such amount shall be exclusive of bonds and notes issued to fund any reserve fund or funds, costs of issuance and to refund any outstanding bonds and notes,

issued on behalf of the state, relating to a locally sponsored community college.

§ 32. Paragraph b of subdivision 2 of section 9-a of section 1 of chapter 392 of the laws of 1973, constituting the New York state medical care facilities finance agency act, as amended by section 38 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

b. The agency shall have power and is hereby authorized from time to time to issue negotiable bonds and notes in conformity with applicable provisions of the uniform commercial code in such principal amount as, in the opinion of the agency, shall be necessary, after taking into account other moneys which may be available for the purpose, to provide sufficient funds to the facilities development corporation, or any successor agency, for the financing or refinancing of or for the design, construction, acquisition, reconstruction, rehabilitation or improvement of mental health services facilities pursuant to paragraph a of this subdivision, the payment of interest on mental health services improvement bonds and mental health services improvement notes issued for such purposes, the establishment of reserves to secure such bonds and notes, the cost or premium of bond insurance or the costs of any financial mechanisms which may be used to reduce the debt service that would be payable by the agency on its mental health services facilities improvement bonds and notes and all other expenditures of the agency incident to and necessary or convenient to providing the facilities development corporation, or any successor agency, with funds for the financing or refinancing of or for any such design, construction, acquisition, reconstruction, rehabilitation or improvement and for the refunding of mental hygiene improvement bonds issued pursuant to section 47-b of the private housing finance law; provided, however, that the agency shall not issue mental health services facilities improvement bonds and mental health services facilities improvement notes in an aggregate principal amount exceeding [~~thirteen billion six hundred thirty-nine million five hundred fifty-four thousand dollars $13,639,554,000~~] **fourteen billion two hundred ninety-nine million four hundred fifty-two thousand dollars $14,299,452,000**, excluding bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. The director of the budget shall allocate the aggregate principal authorized to be issued by the agency among the office of mental health, office for people with developmental disabilities, and the office of addiction services and supports, in consultation with their respective commissioners to finance bondable appropriations previously approved by the legislature.

§ 33. Subdivision (a) of section 48 of part K of chapter 81 of the laws of 2002, relating to providing for the administration of certain funds and accounts related to the 2002-2003 budget, as amended by section 39 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000 but notwithstanding the provisions of section 18 of the urban development corporation act, the corporation is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [~~five hundred fifty million five hundred thousand dollars $550,500,000~~] **seven hundred twenty-eight million one hundred thousand dollars $728,100,000**, excluding bonds issued to fund one or more debt

service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital costs related to homeland security and training facilities for the division of state police, the division of military and naval affairs, and any other state agency, including the reimbursement of any disbursements made from the state capital projects fund, and is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [~~two billion one hundred sixty-eight million three hundred thirty-one thousand dollars $2,168,331,000~~] two billion five hundred twenty million eight hundred six thousand dollars $2,520,806,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing improvements to State office buildings and other facilities located statewide, including the reimbursement of any disbursements made from the state capital projects fund. Such bonds and notes of the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation for debt service and related expenses pursuant to any service contracts executed pursuant to subdivision (b) of this section, and such bonds and notes shall contain on the face thereof a statement to such effect.

§ 34. Subdivision 1 of section 47 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 40 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the office of information technology services, department of law, and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~one billion eight hundred seventy-three million four hundred twelve thousand dollars $1,873,412,000~~] two billion four million one hundred twelve thousand dollars $2,004,112,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 35. Subdivision (b) of section 11 of chapter 329 of the laws of 1991, amending the state finance law and other laws relating to the establishment of the dedicated highway and bridge trust fund, as amended by section 41 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(b) Any service contract or contracts for projects authorized pursuant to sections 10-c, 10-f, 10-g and 80-b of the highway law and section 14-k of the transportation law, and entered into pursuant to subdivision

(a) of this section, shall provide for state commitments to provide annually to the thruway authority a sum or sums, upon such terms and conditions as shall be deemed appropriate by the director of the budget, to fund, or fund the debt service requirements of any bonds or any obligations of the thruway authority issued to fund or to reimburse the state for funding such projects having a cost not in excess of [~~fifteen billion eight hundred twenty-two million three hundred eighty-four thousand dollars $15,822,384,000~~] sixteen billion eight hundred million one hundred eighty-one thousand dollars $16,800,181,000. Such limit shall exclude bonds issued after April first, two thousand twenty-five to (i) fund one or more debt service reserve funds, (ii) pay costs of issuance of such bonds, and (iii) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. For purposes of this subdivision, such projects shall be deemed to include capital grants to cities, towns and villages for the reimbursement of eligible capital costs of local highway and bridge projects within such municipality, where allocations to cities, towns and villages are based on the total number of New York or United States or interstate signed touring route miles for which such municipality has capital maintenance responsibility, and where such eligible capital costs include the costs of construction and repair of highways, bridges, highway-railroad crossings, and other transportation facilities for projects with a service life of ten years or more.

§ 36. Subdivision 1 of section 53 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 42 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the acquisition of equipment, including but not limited to the creation or modernization of information technology systems and related research and development equipment, health and safety equipment, heavy equipment and machinery, the creation or improvement of security systems, and laboratory equipment and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~six hundred ninety-three million dollars $693,000,000~~] seven hundred ninety-three million dollars $793,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 37. Subdivision 3 of section 1285-p of the public authorities law, as amended by section 43 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

3. The maximum amount of bonds that may be issued for the purpose of financing environmental infrastructure projects authorized by this section shall be [~~fourteen billion four hundred eighty million eight hundred sixty thousand dollars $14,480,860,000~~] **seventeen billion seven hundred fifty million one hundred sixty thousand dollars $17,750,160,000**, exclusive of bonds issued to fund any debt service reserve funds, pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay bonds or notes previously issued. Such bonds and notes of the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the corporation for debt service and related expenses pursuant to any service contracts executed pursuant to subdivision one of this section, and such bonds and notes shall contain on the face thereof a statement to such effect.

§ 38. Subdivision 1 of section 17 of part D of chapter 389 of the laws of 1997, relating to the financing of the correctional facilities improvement fund and the youth facility improvement fund, as amended by section 44 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding the provisions of section 18 of section 1 of chapter 174 of the laws of 1968, the New York state urban development corporation is hereby authorized to issue bonds, notes and other obligations in an aggregate principal amount not to exceed [~~one billion two hundred seventeen million seven hundred fifty-five thousand dollars $1,217,755,000~~] **one billion two hundred seventy million five hundred eighty thousand dollars $1,270,580,000**, excluding bonds issued after April first, two thousand twenty-five to (a) fund one or more debt service reserve funds, (b) to pay costs of issuance of such bonds, and (c) refund or otherwise repay such bonds or notes previously issued, provided that nothing herein shall affect the exclusion of refunding debt issued prior to such date. Which authorization increases the aggregate principal amount of bonds, notes and other obligations authorized by section 40 of chapter 309 of the laws of 1996, and shall include all bonds, notes and other obligations issued pursuant to chapter 211 of the laws of 1990, as amended or supplemented. The proceeds of such bonds, notes or other obligations shall be paid to the state, for deposit in the youth facilities improvement fund or the capital projects fund, to pay for all or any portion of the amount or amounts paid by the state from appropriations or reappropriations made to the office of children and family services from the youth facilities improvement fund or the capital projects fund for capital projects.

§ 39. Subdivision 1 of section 386-b of the public authorities law, as amended by section 45 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Notwithstanding any other provision of law to the contrary, the authority, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of financing peace bridge projects and capital costs of state and local highways, parkways, bridges, the New York state thruway, Indian reservation roads, and facilities, and transportation infrastructure projects including aviation projects, non-MTA mass transit projects, and rail service preservation projects, including work appurtenant and ancillary thereto. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed

[~~seventeen billion thirty million twenty-seven thousand dollars $17,030,027,000~~] eighteen billion five hundred sixty-two million three hundred eighty-five thousand dollars $18,562,385,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the authority, the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the authority, the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 40. Subdivision 1 of section 44 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 46 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the regional economic development council initiative, the economic transformation program, state university of New York college for nanoscale and science engineering, projects within the city of Buffalo or surrounding environs, the New York works economic development fund, projects for the retention of professional football in western New York, the empire state economic development fund, the clarkson-trudeau partnership, the New York genome center, the Cornell university college of veterinary medicine, the olympic regional development authority, projects at nano Utica, Onondaga county revitalization projects, Binghamton university school of pharmacy, New York power electronics manufacturing consortium, regional infrastructure projects, high tech innovation and economic development infrastructure program, high technology manufacturing projects in Chautauqua and Erie county, an industrial scale research and development facility in Clinton county, upstate revitalization initiative projects, downstate revitalization initiative, market New York projects, fairground buildings, equipment or facilities used to house and promote agriculture, the state fair, the empire state trail, the moynihan station development project, the Kingsbridge armory project, strategic economic development projects, the cultural, arts and public spaces fund, water infrastructure in the city of Auburn and town of Owasco, a life sciences laboratory public health initiative, not-for-profit pounds, shelters and humane societies, arts and cultural facilities improvement program, restore New York's communities initiative, heavy equipment, economic development and infrastructure projects, Roosevelt Island operating corporation capital projects, Lake Ontario regional projects, Pennsylvania station and other transit projects, athletic facilities for professional football in Orchard Park, New York, Rush - NY, New York AI Consortium, New York Creates UEV Tool, and other state costs associated with such projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~twenty-three billion seven hundred five million two hundred fifty-three thousand dollars $23,705,253,000~~] twenty-six billion four hundred ninety-eight million four hundred fifty-three thousand dollars $26,498,453,000, excluding bonds issued to fund one or more debt service

reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 41. Subdivision (a) of section 28 of part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, as amended by section 47 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding any provisions of law to the contrary, one or more authorized issuers as defined by section 68-a of the state finance law are hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [~~three hundred ninety-seven million dollars $397,000,000~~] **four hundred forty-two million dollars $442,000,000**, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital projects for public protection facilities in the Division of Military and Naval Affairs, debt service and leases; and to reimburse the state general fund for disbursements made therefor. Such bonds and notes of such authorized issuer shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to such authorized issuer for debt service and related expenses pursuant to any service contract executed pursuant to subdivision (b) of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 42. Subdivision 1 of section 50 of section 1 of chapter 174 of the laws of 1968, constituting the New York state urban development corporation act, as amended by section 48 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs undertaken by or on behalf of the state education department, special act school districts, state-supported schools for the blind and deaf, approved private special education schools, non-public schools, community centers, day care facilities, residential camps, day camps, Native American Indian Nation schools, and other state costs associated with such capital projects. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~four hundred forty million three hundred ninety-seven thousand dollars $440,397,000~~] **four hundred eighty-five million nine hundred sixty thousand dollars $485,960,000**, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such

bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 43. Subdivision 1 of section 1680-k of the public authorities law, as amended by section 49 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Subject to the provisions of chapter fifty-nine of the laws of two thousand, but notwithstanding any provisions of law to the contrary, the dormitory authority is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [~~forty-one million one hundred seventy-five thousand dollars $41,175,000~~] forty-one million two hundred ninety thousand dollars $41,290,000, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing the construction of the New York state agriculture and markets food laboratory. Eligible project costs may include, but not be limited to the cost of design, financing, site investigations, site acquisition and preparation, demolition, construction, rehabilitation, acquisition of machinery and equipment, and infrastructure improvements. Such bonds and notes of such authorized issuers shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to such authorized issuers for debt service and related expenses pursuant to any service contract executed pursuant to subdivision two of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 44. Subdivision 1 of section 1680-r of the public authorities law, as amended by section 50 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

1. Notwithstanding the provisions of any other law to the contrary, the dormitory authority and the urban development corporation are hereby authorized to issue bonds or notes in one or more series for the purpose of funding project costs for the capital restructuring financing program for health care and related facilities licensed pursuant to the public health law or the mental hygiene law and other state costs associated with such capital projects, the health care facility transformation programs, the essential health care provider program, and other health care capital project costs. The aggregate principal amount of bonds authorized to be issued pursuant to this section shall not exceed [~~six billion one hundred sixty-eight million dollars $6,168,000,000~~] seven billion one hundred seventy-eight million dollars $7,178,000,000, excluding bonds issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Such bonds and notes of the dormitory authority and the urban development

corporation shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to the dormitory authority and the urban development corporation for principal, interest, and related expenses pursuant to a service contract and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 45. Subdivision (a) of section 27 of part Y of chapter 61 of the laws of 2005, relating to providing for the administration of certain funds and accounts related to the 2005-2006 budget, as amended by section 52 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(a) Subject to the provisions of chapter 59 of the laws of 2000, but notwithstanding any provisions of law to the contrary, the urban development corporation is hereby authorized to issue bonds or notes in one or more series in an aggregate principal amount not to exceed [~~five hundred fifty million one hundred thousand dollars $550,100,000~~] six hundred sixteen million one hundred thousand dollars $616,100,000, excluding bonds issued to finance one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued, for the purpose of financing capital projects including IT initiatives for the division of state police, debt service and leases; and to reimburse the state general fund for disbursements made therefor. Such bonds and notes of such authorized issuer shall not be a debt of the state, and the state shall not be liable thereon, nor shall they be payable out of any funds other than those appropriated by the state to such authorized issuer for debt service and related expenses pursuant to any service contract executed pursuant to subdivision (b) of this section and such bonds and notes shall contain on the face thereof a statement to such effect. Except for purposes of complying with the internal revenue code, any interest income earned on bond proceeds shall only be used to pay debt service on such bonds.

§ 46. Paragraph (b) of subdivision 3 and clause (B) of subparagraph (iii) of paragraph (j) of subdivision 4 of section 1 of part D of chapter 63 of the laws of 2005, relating to the composition and responsibilities of the New York state higher education capital matching grant board, as amended by section 47 of part XX of chapter 56 of the laws of 2024, are amended to read as follows:

(b) Within amounts appropriated therefor, the board is hereby authorized and directed to award matching capital grants totaling [~~four hundred twenty-five million dollars $425,000,000~~] four hundred sixty-five million dollars $465,000,000. Each college shall be eligible for a grant award amount as determined by the calculations pursuant to subdivision five of this section. In addition, such colleges shall be eligible to compete for additional funds pursuant to paragraph (h) of subdivision four of this section.

(B) The dormitory authority shall not issue any bonds or notes in an amount in excess of [~~four hundred twenty-five million dollars $425,000,000~~] four hundred sixty-five million dollars $465,000,000 for the purposes of this section; excluding bonds or notes issued to fund one or more debt service reserve funds, to pay costs of issuance of such bonds, and bonds or notes issued to refund or otherwise repay such bonds or notes previously issued. Except for purposes of complying with the

internal revenue code, any interest on bond proceeds shall only be used to pay debt service on such bonds.

§ 47. Paragraph a of subdivision 5 of section 89-b of the state finance law, as amended by section 10 of part C of chapter 57 of the laws of 2014, is amended to read as follows:

a. Moneys in the dedicated highway and bridge trust fund shall, following appropriation by the legislature, be utilized for: reconstruction, replacement, reconditioning, restoration, rehabilitation and preservation of state, county, town, city and village roads, highways, parkways, and bridges thereon, to restore such facilities to their intended functions; construction, reconstruction, enhancement and improvement of state, county, town, city, and village roads, highways, parkways, and bridges thereon, to address current and projected capacity problems including costs for traffic mitigation activities; aviation projects authorized pursuant to section fourteen-j of the transportation law and for payments to the general debt service fund of amounts equal to amounts required for service contract payments related to aviation projects as provided and authorized by section three hundred eighty-six of the public authorities law; programs to assist small and minority and women-owned firms engaged in transportation construction and reconstruction projects, including a revolving fund for working capital loans, and a bonding guarantee assistance program in accordance with provisions of this chapter; matching federal grants or apportionments to the state for highway, parkway and bridge capital projects; the acquisition of real property and interests therein required or expected to be required in connection with such projects; preventive maintenance activities necessary to ensure that highways, parkways and bridges meet or exceed their optimum useful life; expenses of control of snow and ice on state highways by the department of transportation including but not limited to personal services, nonpersonal services and fringe benefits, payment of emergency aid for control of snow and ice in municipalities pursuant to section fifty-five of the highway law, expenses of control of snow and ice on state highways by municipalities pursuant to section twelve of the highway law, and for expenses of arterial maintenance agreements with cities pursuant to section three hundred forty-nine of the highway law; personal services, nonpersonal services, and fringe benefit costs of the department of transportation for bus safety inspection activities, rail safety inspection activities, and truck safety inspection activities; costs of the department of motor vehicles, including but not limited to personal and nonpersonal services; costs of engineering and administrative services of the department of transportation, including but not limited to fringe benefits; the contract services provided by private firms in accordance with section fourteen of the transportation law; personal services and nonpersonal services, for activities including but not limited to the preparation of designs, plans, specifications and estimates; construction management and supervision activities; costs of appraisals, surveys, testing and environmental impact statements for transportation projects; expenses in connection with buildings, equipment, materials and facilities used or useful in connection with the maintenance, operation, and repair of highways, parkways and bridges thereon; and project costs for: construction, reconstruction, improvement, reconditioning and preservation of rail freight facilities and intercity rail passenger facilities and equipment; construction, reconstruction, improvement, reconditioning and preservation of state, municipal and privately owned ports; construction, reconstruction, improvement, reconditioning and preserva-

tion of municipal airports; privately owned airports and aviation capital facilities, excluding airports operated by the state or operated by a bi-state municipal corporate instrumentality for which federal funding is not available provided the project is consistent with an approved airport layout plan; and construction, reconstruction, enhancement, improvement, replacement, reconditioning, restoration, rehabilitation and preservation of state, county, town, city and village roads, highways, parkways and bridges; and construction, reconstruction, improvement, reconditioning and preservation of fixed ferry facilities of municipal and privately owned ferry lines for transportation purposes, and the payment of debt service required on any bonds, notes or other obligations and related expenses for highway, parkway, bridge and project costs for: construction, reconstruction, improvement, reconditioning and preservation of rail freight facilities and intercity rail passenger facilities and equipment; construction, reconstruction, improvement, reconditioning and preservation of state, municipal and privately owned ports; construction, reconstruction, improvement, reconditioning and preservation of municipal airports; privately owned airports and aviation capital facilities, excluding airports operated by the state or operated by a bi-state municipal corporate instrumentality for which federal funding is not available provided the project is consistent with an approved airport layout plan; construction, reconstruction, enhancement, improvement, replacement, reconditioning, restoration, rehabilitation and preservation of state, county, town, city and village roads, highways, parkways and bridges; and construction, reconstruction, improvement, reconditioning and preservation of fixed ferry facilities of municipal and privately owned ferry lines for transportation purposes, purposes authorized on or after the effective date of this section. Beginning with disbursements made on and after the first day of April, nineteen hundred ninety-three, moneys in such fund shall be available to pay such costs or expenses made pursuant to appropriations or reappropriations made during the state fiscal year which began on the first of April, nineteen hundred ninety-two. Beginning the first day of April, nineteen hundred ninety-three, moneys in such fund shall also be used for transfers to the general debt service fund and the [~~revenue bond tax~~] **general** fund of amounts equal to that respectively required for service contract and financing agreement payments as provided and authorized by section three hundred eighty of the public authorities law, section eleven of chapter three hundred twenty-nine of the laws of nineteen hundred ninety-one, as amended, and sections sixty-eight-c and sixty-nine-o of this chapter.

§ 48. Paragraph a of subdivision 5 of section 89-b of the state finance law, as amended by section 52 of part JJJ of chapter 59 of the laws of 2021, is amended to read as follows:

a. Moneys in the dedicated highway and bridge trust fund shall, following appropriation by the legislature, be utilized for: reconstruction, replacement, reconditioning, restoration, rehabilitation and preservation of state, county, town, city and village roads, highways, parkways, and bridges thereon, to restore such facilities to their intended functions; construction, reconstruction, enhancement and improvement of state, county, town, city, and village roads, highways, parkways, and bridges thereon, to address current and projected capacity problems including costs for traffic mitigation activities; aviation projects authorized pursuant to section fourteen-j of the transportation law and for payments to the general debt service fund of amounts equal to amounts required for service contract payments related to aviation

projects as provided and authorized by section three hundred eighty-six of the public authorities law; programs to assist small and minority and women-owned firms engaged in transportation construction and reconstruction projects, including a revolving fund for working capital loans, and a bonding guarantee assistance program in accordance with provisions of this chapter; matching federal grants or apportionments to the state for highway, parkway and bridge capital projects; the acquisition of real property and interests therein required or expected to be required in connection with such projects; preventive maintenance activities necessary to ensure that highways, parkways and bridges meet or exceed their optimum useful life; expenses of control of snow and ice on state highways by the department of transportation including but not limited to personal services, nonpersonal services and fringe benefits, payment of emergency aid for control of snow and ice in municipalities pursuant to section fifty-five of the highway law, expenses of control of snow and ice on state highways by municipalities pursuant to section twelve of the highway law, and for expenses of arterial maintenance agreements with cities pursuant to section three hundred forty-nine of the highway law; personal services, nonpersonal services, and fringe benefit costs of the department of transportation for bus safety inspection activities, rail safety inspection activities, and truck safety inspection activities; [~~costs of the department of motor vehicles, including but not limited to personal and nonpersonal services;~~] costs of engineering and administrative services of the department of transportation, including but not limited to fringe benefits; the contract services provided by private firms in accordance with section fourteen of the transportation law; personal services and nonpersonal services, for activities including but not limited to the preparation of designs, plans, specifications and estimates; construction management and supervision activities; costs of appraisals, surveys, testing and environmental impact statements for transportation projects; expenses in connection with buildings, equipment, materials and facilities used or useful in connection with the maintenance, operation, and repair of highways, parkways and bridges thereon; and project costs for: construction, reconstruction, improvement, reconditioning and preservation of rail freight facilities and intercity rail passenger facilities and equipment; construction, reconstruction, improvement, reconditioning and preservation of state, municipal and privately owned ports; construction, reconstruction, improvement, reconditioning and preservation of municipal airports; privately owned airports and aviation capital facilities, excluding airports operated by the state or operated by a bi-state municipal corporate instrumentality for which federal funding is not available provided the project is consistent with an approved airport layout plan; and construction, reconstruction, enhancement, improvement, replacement, reconditioning, restoration, rehabilitation and preservation of state, county, town, city and village roads, highways, parkways and bridges; and construction, reconstruction, improvement, reconditioning and preservation of fixed ferry facilities of municipal and privately owned ferry lines for transportation purposes, and the payment of debt service required on any bonds, notes or other obligations and related expenses for highway, parkway, bridge and project costs for: construction, reconstruction, improvement, reconditioning and preservation of rail freight facilities and intercity rail passenger facilities and equipment; construction, reconstruction, improvement, reconditioning and preservation of state, municipal and privately owned ports; construction, reconstruction, improvement, recon-

ditioning and preservation of municipal airports; privately owned airports and aviation capital facilities, excluding airports operated by the state or operated by a bi-state municipal corporate instrumentality for which federal funding is not available provided the project is consistent with an approved airport layout plan; construction, reconstruction, enhancement, improvement, replacement, reconditioning, restoration, rehabilitation and preservation of state, county, town, city and village roads, highways, parkways and bridges; and construction, reconstruction, improvement, reconditioning and preservation of fixed ferry facilities of municipal and privately owned ferry lines for transportation purposes, purposes authorized on or after the effective date of this section. Beginning with disbursements made on and after the first day of April, nineteen hundred ninety-three, moneys in such fund shall be available to pay such costs or expenses made pursuant to appropriations or reappropriations made during the state fiscal year which began on the first of April, nineteen hundred ninety-two. Beginning the first day of April, nineteen hundred ninety-three, moneys in such fund shall also be used for transfers to the general debt service fund and the general fund of amounts equal to that respectively required for service contract and financing agreement payments as provided and authorized by section three hundred eighty of the public authorities law, section eleven of chapter three hundred twenty-nine of the laws of nineteen hundred ninety-one, as amended, and sections sixty-eight-c and sixty-nine-o of this chapter.

§ 49. Subdivision 2 of section 1680-q of the public authorities law, as amended by section 47 of part TTT of chapter 59 of the laws of 2019, is amended to read as follows:

2. The authority may, from and after April first, two thousand thirteen, issue dormitory facility revenue bonds in an amount not to exceed one billion [~~three~~] **eight** hundred [~~ninety-four~~] **forty-four** million dollars. Notwithstanding any other rule or law, such bonds shall not be a debt of the state of New York or the state university nor shall the state or the state university be liable thereon, nor shall they be payable out of any funds other than those of the authority constituting dormitory facilities revenues. Such amount shall be exclusive of bonds and notes issued to fund any reserve fund or funds, cost of issuance, original issue premium, and to refund any prior dormitory facility bonds or any dormitory facility revenue bonds. The authority and the state university are hereby authorized to enter into agreements relating to, among other things, the acquisition of property or interests therein, the construction, reconstruction, rehabilitation, improvement, equipping and furnishing of dormitory facilities, the operation and maintenance of dormitory facilities, and the billing, collection and disbursement of dormitory facilities revenues, the title to which has been conveyed, assigned or otherwise transferred to the authority pursuant to paragraph y of subdivision two of section three hundred fifty-five of the education law. In no event shall the state university have any obligation under the agreement to make payment with respect to, on account of or to pay dormitory facilities revenue bonds, and such bonds shall be payable solely from the dormitory facilities revenues assigned to the authority by the state university. No debt shall be contracted except to finance capital works or purposes. Notwithstanding any other provision of law, dormitory facility revenues shall not be deemed to be revenues of the state. Notwithstanding any other rule or law, the state shall not be liable for any payments on any dormitory facility revenue bonds, and such bonds shall not be a debt of the state and shall not be payable out

of any funds other than the dormitory facilities revenues assigned to the authority by the state university.

§ 50. Paragraph (b) of subdivision 1 of section 54-b of section 1 of chapter 174 of the laws of 1968 constituting the urban development corporation act, as amended by section 56 of part MM of chapter 56 of the laws of 2025, is amended to read as follows:

(b) Notwithstanding any other provision of law to the contrary, including, specifically, the provisions of chapter 59 of the laws of 2000 and section sixty-seven-b of the state finance law, the dormitory authority of the state of New York and the corporation are hereby authorized to issue personal income tax revenue anticipation notes with a maturity no later than March 31, [~~2026~~] **2027**, in one or more series in an aggregate principal amount for each fiscal year not to exceed three billion dollars, and to pay costs of issuance of such notes, for the purpose of temporarily financing budgetary needs of the state. Such purpose shall constitute an authorized purpose under subdivision two of section sixty-eight-a of the state finance law for all purposes of article five-C of the state finance law with respect to the notes authorized by this paragraph. Such notes shall not be renewed, extended or refunded. For so long as any notes authorized by this paragraph shall be outstanding, the restrictions, limitations and requirements contained in article five-B of the state finance law shall not apply.

§ 51. Paragraph (b) of subdivision 1 and subdivision 2 of section 67-b of the state finance law, as amended by section 34 of part P2 of chapter 62 of the laws of 2003, are amended to read as follows:

(b) If state-supported debt is issued to refund or otherwise affect the refunding, retirement or defeasance of state-supported debt originally issued on and after April first, two thousand, provided such refundings are conducted in accordance with section thirteen of article VII of the state constitution, the calculation of the total outstanding principal amount of debt shall [~~exclude~~] **include** such refunding debt, and shall [~~only include~~] **exclude** the amount of prior refunded debt, [~~as if it were still outstanding,~~] in each year until such refunding debt is finally retired. Notwithstanding the foregoing, the provisions of such section thirteen of article VII of the state constitution relating to the maintenance or management of escrow funds and sinking funds shall only be applicable to state-supported debt issued by the state comptroller. If state-supported debt is issued to refund or otherwise affect the refunding, retirement or defeasance of state-supported debt issued prior to April first, two thousand, then the amount of such refunding debt shall be [~~excluded from~~] **included in** the calculation of the total outstanding principal amount of debt in each year until such refunding debt is finally retired. In addition, if state-supported debt is retired or defeased with payments in any fiscal year made by the state that are not required by mandatory payments, such debt shall be excluded from the calculation of the total outstanding principal amount of debt, including retirements or defeasances accomplished on an economic basis.

2. State-supported debt may not be contracted for unless, as of October thirty-first, two thousand one and as of each October thirty-first thereafter, the total amount of interest, installments of principal, contributions to sinking funds, and related payments on a cash basis of accounting for state-supported debt in the immediately preceding fiscal year is less than the designated percentage of total governmental funds receipts for such fiscal year. Nothing shall preclude the contracting of state-supported debt prior to October thirty-first of each year if, in the immediately preceding fiscal year, the total amount of interest,

installments of principal, contributions to sinking funds, and related payments was less than the designated percentage of total governmental funds receipts. This shall include the total amount of payments on such debt issued on and after April first, two thousand, but shall not include payments in any fiscal year made by the state to defease or retire debt not required by mandatory payments nor payments made by the state for debt issued to refund debt that was issued prior to April first, two thousand. In addition, if state-supported debt is issued to refund or otherwise affect the refunding, retirement or defeasance of state-supported debt originally issued on and after April first, two thousand, provided such refundings are conducted in accordance with section thirteen of article VII of the state constitution, the calculation of the total amount of interest, installments of principal, contributions to sinking funds, and related payments shall [~~exclude~~] include payments made on such refunding debt, and shall [~~only include~~] exclude the payments on the prior refunded debt, [~~as if it were still outstanding,~~] in each year until such refunding debt is finally retired. Such designated percentage shall be seven and one-half-tenths of one percent for fiscal year two thousand--two thousand one, and shall increase by five-tenths of one percent in fiscal year two thousand one--two thousand two, by an additional four-tenths of one percent in fiscal year two thousand two--two thousand three, and by an additional one-third of one percent in each of the ten subsequent fiscal years. The designated percentage for fiscal year two thousand thirteen--two thousand fourteen and for each fiscal year thereafter shall be five percent.

§ 52. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2026; provided, however, that the provisions of sections one, two, three, four, five, six, seven, eight, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one and twenty-two of this act shall expire March 31, 2027; and provided, further, that the amendments to paragraph a of subdivision 5 of section 89-b of the state finance law made by section forty-seven of this act shall be subject to the expiration and reversion of such paragraph pursuant to section 2 of part B of chapter 84 of the laws of 2002, as amended, when upon such date the provisions of section forty-eight of this act shall take effect.

PART HHH

Section 1. Section 102-a of the New York city civil court act is amended by adding a new subdivision 2-d to read as follows:

2-d. Ten additional judges of the civil court of the city of New York shall be elected in and from the residences of the following counties in the indicated numbers:

From the county of Bronx, two, one to be elected from the first municipal court district and one to be elected from the second municipal court district;

From the county of Kings, three, one to be elected from the fourth municipal court district, one to be elected from the sixth municipal court district and one to be elected from the seventh municipal court district;

From the county of New York, two, one to be elected from the first municipal court district and one to be elected from the seventh municipal court district;

From the county of Queens, two, one to be elected from the second municipal court district and one to be elected from the fourth municipal court district; and

From the county of Richmond, one, to be elected from the first municipal court district.

§ 2. The positions created by section one of this act shall be filled by election at the November 3, 2026 election, for a term to commence on the first day of January, 2027, as if such vacancies occurred on the effective date of this act. Party nominations shall be made as provided for in sections 6-116 and 6-158 of the election law, and the independent nominations shall be made as provided for by subdivision 10 of section 6-158 of the election law.

§ 3. This act shall take effect June 1, 2026.

PART III

Section 1. The public service law is amended by adding a new section 67-b to read as follows:

§ 67-b. Excelsior power program. 1. As used in this section, the following terms shall have the following meanings:

(a) "Customer" means a residential recipient of retail electric or gas service from an electric corporation, gas corporation, or combination gas and electric corporation.

(b) "Smart thermostat" means an electronic device that has the capability to be accessed and controlled remotely and also directly regulates heating and/or cooling appliances located within a dwelling to maintain a thermostatic range.

(c) "Utility" means an electric corporation, a gas corporation, or combination electric and gas corporation as such terms are defined in section two of this chapter and shall not include municipalities.

(d) "Program" means the Excelsior power program designed to reduce peak energy demand established by this section.

(e) "Customer information" means the personal information and data of customers.

2. (a) The commission shall establish a program, developed and administered by the department, to reduce peak energy demand through the remote operation of voluntarily customer enrolled smart thermostats or other smart devices that reduce peak energy demand.

(b) Following the establishment of the program, the department shall, subject to appropriation, disburse available funds to utilities participating in the program for the purpose of providing bill credits to customers that have enrolled in the program.

(c) One year after the establishment of the program and annually thereafter, for as long as the program remains active, the department shall prepare a public report on the functioning, efficiency and usefulness of the program in reducing peak energy demand, which shall include enrollment information, information on curtailment events, and potential recommendations to improve the program.

(d) The department shall require that the program include:

(i) a mechanism for customers to override the smart thermostat during extreme heat or cold events. No assessment of a fee, charge, or penalty to a customer or their account may be levied for overriding the smart thermostat during these or other demand response events, except that, any bill credits that are associated with a customer's involvement in the program, may be discounted in a manner to be determined by the

commission that reflects the customer's limited involvement in the program; and

(ii) criteria pertaining to the length of temperature adjustments, including taking account of the limited nature of demand response events.

(e) The utility or the commission may authorize a review, analysis, or audit of a utility's implementation of the program.

3. (a) Customer participation in the program shall be voluntary. Customer enrollment in the program shall occur through the utility from which the customer receives service.

(b) No utility shall enroll a customer in the program without the customer's affirmative consent, which shall be confirmed via written consent that shall be maintained by the utility for seven years following the customer's disenrollment in the program. Customer enrollment shall occur only via an opt-in process, and the utility shall inform customers of their rights and protections under the program.

(c) A customer may disenroll from the program in a manner prescribed by the commission, provided that customers shall be offered a method of disenrollment no less convenient than the method of enrollment. No assessment of a fee, charge, or penalty to the customer or their account may be levied for disenrollment, except that, upon such disenrollment, any potential bill credits that may have been associated with a customer's enrollment in the program, shall cease, provided that any credits earned but not yet applied to the customer's bill as of the date of disenrollment shall be applied to the customer's next bill.

4. (a) Customer information related to the program shall be treated as confidential information.

(b) Utilities shall only collect customer information to the extent necessary to effectively administer the program. Utilities shall take all reasonable steps to maintain the confidentiality of customer information related to the program. Utilities shall not sell, lend, lease, share, exchange or provide such customer information to third parties, except pursuant to a lawful subpoena or warrant or as otherwise required by law. Utilities shall safely store and safely encrypt customer information related to the program to protect against unauthorized use or access. Utilities shall also dispose of, destroy, or delete customer information at the end of the provision of services and upon disenrollment, except as necessary to comply with this section, any applicable New York state or federal law or rule or regulation.

(c) Utilities shall take all reasonable steps to protect against unauthorized use or access of customers' smart thermostats or other malicious acts by third parties.

(d) The department shall consider additional cybersecurity protections, and shall establish such protections if the department deems them necessary or appropriate to safeguard customer information and customer smart thermostats.

(e) Utilities shall make available customer information to the department upon request, provided such customer information continues to be treated as confidential information in a manner no less protective than as required by this subdivision, and such customer information is only requested and used for purposes of implementing and enforcing the program.

5. In the development of the program, the commission shall require inclusion of:

(a) customer education requirements, such as examples of when a utility may modify the settings of an enrolled smart thermostat, the minimum

and maximum range of temperature adjustments, and the availability of other energy efficiency and affordability programs; and

(b) residential customer outreach efforts, methods to provide advance notice to enrolled customers of potential curtailment events such as forecasted high energy demand events or extreme weather events, identification of smart thermostats eligible to participate in the program, and actions to engage non-residential, commercial, or industrial customers in energy demand reduction efforts before adjusting participating residential customers' energy load.

§ 2. The public authorities law is amended by adding a new section 1020-nn to read as follows:

§ 1020-nn. Implementation of Excelsior power program in authority's service area. The authority and its service provider shall develop and implement a program designed to reduce peak energy demand consistent with the provisions of section sixty-seven-b of the public service law. The authority shall annually submit a public report to the department of public service describing the implementation, operation, and results of the program. Pursuant to section three-b of the public service law, the department of public service may review and make recommendations concerning the implementation and operation of the program by the authority and its service provider.

§ 3. This act shall take effect immediately.

PART JJJ

Section 1. For the purposes of this act, the following terms shall have the following meanings:

1. "Authorized project" shall mean any installation, construction, demolition, reconstruction, excavation, rehabilitation, remediation, repair, or renovation in connection with the District Galleria project located in the city of White Plains.

2. "Project labor agreement" shall have the meaning set forth in subdivision 1 of section 222 of the labor law.

§ 2. Notwithstanding any general, special, or local law, rule or regulation to the contrary, an authorized project may be undertaken pursuant to a project labor agreement considering interest in preventing favoritism, fraud and corruption, and other considerations such as the impact of delay, the possibility of cost savings advantages, and any local history of labor unrest.

§ 3. This act shall take effect immediately and shall expire and be deemed repealed ten years after such date.

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

§ 3. This act shall take effect immediately provided, however, that the applicable effective date of Parts A through JJJ of this act shall be as specifically set forth in the last section of such Parts.