

STATE OF NEW YORK

11020

IN ASSEMBLY

April 22, 2026

Introduced by M. of A. PRETLOW -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means

AN ACT making appropriations for the support of government; to amend chapter 98 of the laws of 2026, relating to making appropriations for the support of government, in relation thereto; to amend chapter 100 of the laws of 2026, relating to making appropriations for the support of government, in relation thereto; to amend chapter 102 of the laws of 2026, relating to making appropriations for the support of government, in relation thereto; and providing for the repeal of such provisions upon expiration thereof

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

1 Section 1. Legislative intent. The legislature hereby finds and
2 declares that the enactment of these appropriations provides sufficient
3 authority to the comptroller for the purpose of making payments for the
4 purposes described herein until such time as appropriation bills submitted by the governor pursuant to article VII of the state constitution
5 for the support of government for the state fiscal year beginning April
6 1, 2026 are enacted.

8 § 2. Section 2 of chapter 98 of the laws of 2026, relating to making
9 appropriations for the support of government, as amended by chapter 104
10 of the laws of 2026, is amended to read as follows:

11 § 2. The amounts specified in this section, or so much thereof as
12 shall be sufficient to accomplish the purposes designated, is hereby
13 appropriated and authorized to be paid as hereinafter provided, to the
14 public officers and for the purpose specified, which amount shall be
15 available for the state fiscal year beginning April 1, 2026.

16 ALL STATE DEPARTMENTS AND AGENCIES

17 For the purpose of making payments for
18 personal service, including liabilities
19 incurred prior to April 1, 2026, on the
20 payrolls scheduled to be paid during the

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

LBD12031-01-6

1 period April 1 through April [~~22~~ 27, 2026
2 to state officers and employees of the
3 executive branch, including the governor,
4 lieutenant governor, comptroller, and
5 attorney general, and to employees of the
6 legislature. This appropriation also
7 includes payments for services performed
8 by mentally ill or developmentally disa-
9 bled persons who are employed in state-op-
10 erated special employment, work-for-pay or
11 sheltered workshop programs 1,228,949,722
12 -----

13 § 3. Section 3 of chapter 98 of the laws of 2026, relating to making
14 appropriations for the support of government, as amended by chapter 104
15 of the laws of 2026, is amended to read as follows:

16 § 3. The amount specified in this section, or so much thereof as shall
17 be sufficient to accomplish the purpose designated, is hereby appropri-
18 ated and authorized to be paid as hereinafter provided, to the public
19 officers and for the purpose specified, which amount shall be available
20 for the state fiscal year beginning April 1, 2026.

21 ALL STATE DEPARTMENTS AND AGENCIES

22 For the payment of state operations non
23 personal service liabilities to the execu-
24 tive branch, including the comptroller,
25 and the attorney general, and legislature,
26 incurred in the ordinary course of busi-
27 ness, during the period April 1 through
28 April [~~22~~ 27, 2026, pursuant to existing
29 state law and for purposes for which the
30 legislature authorized the expenditure of
31 moneys during the 2025-2026 state fiscal
32 year; provided, however, that nothing
33 contained herein shall be deemed to limit
34 or restrict the power or authority of
35 state departments or agencies to conduct
36 their activities or operations in accord-
37 ance with existing law, and further
38 provided that nothing contained herein
39 shall be deemed to supersede, nullify or
40 modify the provisions of section 40 of the
41 state finance law prescribing when appro-
42 priations made for the 2025-2026 state
43 fiscal year shall have ceased to have
44 force and effect 44,000,000
45 -----

46 § 4. Section 4 of chapter 102 of the laws of 2026, relating to making
47 appropriations for the support of government, as amended by chapter 104
48 of the laws of 2026, is amended to read as follows:

49 § 4. The amounts specified in this section, or so much thereof as
50 shall be sufficient to accomplish the purposes designated, is hereby
51 appropriated and authorized to be paid as hereinafter provided, to the

1 respective public officers and for the purposes specified, which amount
2 shall be available for the state fiscal year beginning April 1, 2026.

3 MISCELLANEOUS - - ALL STATE DEPARTMENTS AND AGENCIES

4 The sum of ten million dollars
5 (\$10,000,000), or so much thereof as shall
6 be sufficient to accomplish the purpose
7 designated, is hereby appropriated for
8 contracts and grants approved for purposes
9 for which the legislature authorized the
10 expenditures of money during the 2025-2026
11 fiscal year. An amount up to ten million
12 dollars (\$10,000,000) shall be available
13 for the payment of capital projects
14 liabilities incurred during the period
15 from April 1 through April [~~22~~ 27, 2026
16 for contracts and grants approved prior to
17 April 1, 2026, provided, however, that
18 nothing contained herein shall be deemed
19 to limit or restrict the power or authori-
20 ty of state departments or agencies to
21 conduct their activities or operations in
22 accordance with existing law, and further
23 provided that nothing contained herein
24 shall be deemed to supersede, nullify, or
25 modify the provisions of section 40 of the
26 state finance law prescribing when appro-
27 priations made for the 2025-2026 fiscal
28 year shall have ceased to have force and
29 effect 10,000,000
30 -----

31 § 5. Section 5 of chapter 102 of the laws of 2026, relating to making
32 appropriations for the support of government, as amended by chapter 104
33 of the laws of 2026, is amended to read as follows:

34 § 5. The amounts specified in this section, or so much thereof as
35 shall be sufficient to accomplish the purposes designated, is hereby
36 appropriated and authorized to be paid as hereinafter provided, to the
37 respective public officers and for the purposes specified, which amount
38 shall be available for the state fiscal year beginning April 1, 2026.

39 MISCELLANEOUS - - ALL STATE DEPARTMENTS AND AGENCIES

40 The sum of twenty million dollars
41 (\$20,000,000), or so much thereof as shall
42 be sufficient to accomplish the purpose
43 designated, is hereby appropriated for
44 contracts and grants approved for purposes
45 for which the legislature authorized the
46 expenditures of money during the 2025-2026
47 fiscal year. An amount up to twenty
48 million dollars (\$20,000,000) shall be
49 available for the payment of capital
50 projects liabilities incurred during the
51 period from April 1 through April [~~22~~ 27,

1 2026 for contracts and grants approved
 2 after April 1, 2026, provided, however,
 3 that nothing contained herein shall be
 4 deemed to limit or restrict the power or
 5 authority of state departments or agencies
 6 to conduct their activities or operations
 7 in accordance with existing law, and
 8 further provided that nothing contained
 9 herein shall be deemed to supersede,
 10 nullify, or modify the provisions of
 11 section 40 of the state finance law
 12 prescribing when appropriations made for
 13 the 2025-2026 fiscal year shall have
 14 ceased to have force and effect 20,000,000
 15 -----

16 § 6. Section 4 of chapter 98 of the laws of 2026, relating to making
 17 appropriations for the support of government, as amended by chapter 104
 18 of the laws of 2026, is amended to read as follows:

19 § 4. The amounts specified in this section, or so much thereof as
 20 shall be sufficient to accomplish the purposes designated, is hereby
 21 appropriated and authorized to be paid as hereinafter provided, to the
 22 public officers and for the purposes specified, which amount shall be
 23 available for the state fiscal year beginning April 1, 2026.

24 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

25 GENERAL STATE CHARGES

26 STATE OPERATIONS

27 GENERAL STATE CHARGES [~~682,246,500~~] 691,626,500
 28 -----

29 General Fund

30 State Purposes Account - 10050

31 For employee fringe benefits according to
 32 the following project schedule including
 33 those benefits which are related to
 34 employees paid from funds, accounts, or
 35 programs where the division of the budget
 36 has issued waivers (85022) .. [~~682,068,500~~] 683,728,500

37 Project Schedule

38 PROJECT AMOUNT

39 -----

40 For the state's contribution
 41 to the health insurance fund
 42 and deposit into the retiree
 43 health benefit trust fund
 44 pursuant to section 99-aa of
 45 the state finance law. The
 46 state's share of the health
 47 insurance program dividends

1	shall be available to pay	
2	for the premiums in 2026-27 ..	514,422,000
3	For the state's contribution	
4	to the social security	
5	contribution fund	116,000,000
6	For the state's contribution	
7	to employee benefit fund	
8	programs	40,500,000
9	For the state's contribution	
10	to the dental insurance plan ...	7,415,000
11	For the payment of the metro-	
12	politan commuter transporta-	
13	tion mobility tax pursuant	
14	to article 23 of the tax	
15	law, as added by chapter 25	
16	of the laws of 2009, on	
17	behalf of the state employ-	
18	ees employed in the metro-	
19	politan commuter transporta-	
20	tion district ... [3,010,000]	<u>4,670,000</u>
21	For the state's share of	
22	contributions to the volun-	
23	tary defined contribution	
24	plan made on behalf of	
25	eligible employees pursuant	
26	to chapter 18 of the laws	
27	of 2012 who elect to partic-	
28	ipate in such plan and who	
29	are not otherwise eligi-	
30	ble to participate in the	
31	SUNY optional retirement	
32	program	704,500
33	For the state's contribution	
34	to the vision care plan	17,000
35	-----	
36	Project schedule total ...	
37	 [682,068,500]	<u>683,728,500</u>
38	-----	
39	<u>For payments in accordance with section 19-a</u>	
40	<u>of the public lands law (80567)</u>	<u>7,720,000</u>
41	For payment of claims for damage to personal	
42	or real property or for bodily injuries or	
43	wrongful death caused by officers, employ-	
44	ees, or other authorized persons providing	
45	service to state government while provid-	
46	ing such service, and the state university	
47	construction fund while acting within the	
48	scope of their employment, and while oper-	
49	ating motor vehicles, and for any individ-	
50	uals operating motor vehicles which are	
51	assigned on a permanent basis with unre-	
52	stricted use to state officers and employ-	
53	ees when the person is permanently	
54	assigned the motor vehicle (80559)	178,000
55	-----	

1 § 7. Section 5 of chapter 100 of the laws of 2026, relating to making
 2 appropriations for the support of government, as amended by chapter 104
 3 of the laws of 2026, is amended to read as follows:

4 § 5. The amounts specified in this section, or so much thereof as
 5 shall be sufficient to accomplish the purposes designated, is hereby
 6 appropriated and authorized to be paid as hereinafter provided, to the
 7 public officers and for the purposes specified, which amount shall be
 8 available for the state fiscal year beginning April 1, 2026.

9 JUDICIARY

10 For the purpose of making payments for
 11 personal service, including liabilities
 12 incurred prior to April 1, 2026, on the
 13 payrolls scheduled to be paid during the
 14 period April 1 through April [~~22~~ 27, 2026
 15 to officers and employees of the judi-
 16 ciary 186,000,000

17 For the payment of state operations nonper-
 18 sonal service liabilities, the sum of
 19 thirteen million dollars (\$13,000,000), or
 20 so much thereof as shall be sufficient to
 21 accomplish the purpose designated, is
 22 hereby appropriated to the judiciary out
 23 of any moneys in the general fund or other
 24 funds to the credit of the state purposes
 25 account not otherwise appropriated. The
 26 comptroller is hereby authorized and
 27 directed to utilize this appropriation for
 28 the purpose of making payments for nonper-
 29 sonal service liabilities incurred by the
 30 judiciary from April 1 through April [~~22~~
 31 27, 2026 13,000,000

32 For the payment of aid to localities liabil-
 33 ities, the sum of eleven million dollars
 34 (\$11,000,000), or so much thereof as shall
 35 be sufficient to accomplish the purpose
 36 designated, is hereby appropriated to the
 37 judiciary out of any moneys in the general
 38 fund or other funds to the credit of the
 39 state purposes account not otherwise
 40 appropriated. The comptroller is hereby
 41 authorized and directed to utilize this
 42 appropriation for the purpose of making
 43 payments for aid to localities liabilities
 44 incurred by the judiciary from April 1
 45 through April [~~22~~ 27, 2026 11,000,000

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

1 for workers' compensation benefits, the
 2 sum of sixty-two million two hundred fifty
 3 thousand dollars (\$62,250,000), or so much
 4 thereof as shall be sufficient to accom-
 5 plish the purpose designated, is hereby
 6 appropriated to the judiciary out of any
 7 moneys in the general fund or other funds
 8 to the credit of the state purposes
 9 account not otherwise appropriated. The
 10 comptroller is hereby authorized and
 11 directed to utilize this appropriation for
 12 the purpose of making payments for employ-
 13 ee fringe benefit liabilities incurred by
 14 the judiciary from April 1 through April
 15 [~~22~~] 27, 2026 62,250,000
 16 -----

17 § 8. Section 5 of chapter 98 of the laws of 2026, relating to making
 18 appropriations for the support of government, as amended by chapter 104
 19 of the laws of 2026, is amended to read as follows:

20 § 5. The amounts specified in this section, or so much thereof as
 21 shall be sufficient to accomplish the purposes designated, is hereby
 22 appropriated and authorized to be paid as hereinafter provided, to the
 23 public officers and for the purposes specified, which amount shall be
 24 available for the state fiscal year beginning April 1, 2026.

25 DEPARTMENT OF HEALTH

26 AID TO LOCALITIES

27 CENTER FOR COMMUNITY HEALTH PROGRAM [~~30,540,000~~] 35,890,000
 28 -----

29 General Fund
 30 Local Assistance Account - 10000

31 For services and expenses related to the
 32 Indian health program pursuant to a plan
 33 prepared by the commissioner of health and
 34 approved by the director of the budget.
 35 The moneys hereby appropriated shall be
 36 for payment of financial assistance here-
 37 tofore accrued or hereafter to accrue
 38 (26840) 7,000,000
 39 -----

40 Special Revenue Funds - Federal
 41 Federal USDA-Food and Nutrition Services Fund
 42 Federal Food and Nutrition Services Account - 25022

43 For various federal food and nutritional
 44 services. The moneys hereby appropriated
 45 shall be available for payment of finan-
 46 cial assistance heretofore accrued (26986)
 47 [~~23,540,000~~] 28,890,000
 48 -----

1	ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM	
2	 [1,200,000]	1,800,000
3	-----	
4	Special Revenue Funds - Other	
5	HCRA Resources Fund	
6	EPIC Premium Account - 20818	
7	For services and expenses of the program for	
8	elderly pharmaceutical insurance coverage,	
9	including reimbursement to pharmacies	
10	participating in such program. The moneys	
11	hereby appropriated shall be available for	
12	payment of financial assistance heretofore	
13	accrued (26803) [1,200,000]	1,800,000
14	-----	
15	MEDICAL ASSISTANCE PROGRAM	6,489,781,000
16	-----	
17	General Fund	
18	Local Assistance Account - 10000	
19	For the medical assistance program, includ-	
20	ing administrative expenses, for local	
21	social services districts, and for medical	
22	care rates for authorized child care agen-	
23	cies.	
24	Notwithstanding section 40 of the state	
25	finance law or any provision of law to the	
26	contrary, subject to federal approval,	
27	department of health state funds medicaid	
28	spending, excluding payments for medical	
29	services provided at state facilities	
30	operated by the office of mental health,	
31	the office for people with developmental	
32	disabilities and the office of addiction	
33	services and supports and further exclud-	
34	ing any payments which are not appropri-	
35	ated within the department of health, in	
36	the aggregate, for the period April 1,	
37	2026 through March 31, 2027, shall not	
38	exceed \$36,099,200,000 except as provided	
39	below provided, however, such aggregate	
40	limits may be adjusted by the director of	
41	the budget to account for any changes in	
42	the New York state federal medical assist-	
43	ance percentage amount established pursu-	
44	ant to the federal social security act,	
45	increases in provider revenues, reductions	
46	in local social services district payments	
47	for medical assistance administration,	
48	minimum wage increases, and beginning	
49	April 1, 2012 the operational costs of the	
50	New York state medical indemnity fund,	
51	pursuant to chapter 59 of the laws of	

2011, and state costs or savings from the essential plan program. Such projections may be adjusted by the director of the budget to account for increased or expected department of health state funds medicaid expenditures as a result of a natural or other type of disaster, including a governmental declaration of emergency.

The director of the budget, in consultation with the commissioner of health, shall assess on a quarterly basis known and projected medicaid expenditures by category of service and by geographic region, as defined by the commissioner, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation adjustment to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation adjustment shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation adjustment that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial partic-

ipation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation adjustment; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation adjustment, to the extent that all or part of such adjustment, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the state.

(a) The commissioner shall post the medicaid savings allocation adjustment on the department of health's website and shall provide written copies of such adjustment to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

(b) The commissioner may revise the medicaid savings allocation adjustment subsequent to the provisions of notice and prior to implementation but needs to provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that

1 such revisions materially alter the
2 adjustment.
3 Notwithstanding the provisions of paragraphs
4 (a) and (b) of this subdivision, the
5 commissioner need not seek the input
6 described in paragraph (a) of this subdivi-
7 sion or provide notice pursuant to para-
8 graph (b) of this subdivision if, in the
9 discretion of the commissioner, expedited
10 development and implementation of a medi-
11 caid savings allocation adjustment is
12 necessary due to a public health emergen-
13 cy.
14 For purposes of this section, a public
15 health emergency is defined as: (i) a
16 disaster, natural or otherwise, that
17 significantly increases the immediate need
18 for health care personnel in an area of
19 the state; (ii) an event or condition that
20 creates a widespread risk of exposure to a
21 serious communicable disease, or the
22 potential for such widespread risk of
23 exposure; or (iii) any other event or
24 condition determined by the commissioner
25 to constitute an imminent threat to public
26 health.
27 Nothing in this paragraph shall be deemed to
28 prevent all or part of such medicaid
29 savings allocation adjustment from taking
30 effect retroactively to the extent permit-
31 ted by the federal centers for medicare
32 and medicaid services.
33 In accordance with the medicaid savings
34 allocation adjustment, the commissioner of
35 the department of health shall reduce
36 department of health state funds medicaid
37 spending by the amount of the projected
38 overspending through, actions including,
39 but not limited to modifying or suspending
40 reimbursement methods, including but not
41 limited to all fees, premium levels and
42 rates of payment, notwithstanding any
43 provision of law that sets a specific
44 amount or methodology for any such
45 payments or rates of payment; modifying or
46 discontinuing medicaid program benefits;
47 seeking all necessary federal approvals,
48 including, but not limited to waivers,
49 waiver amendments; and suspending time-
50 frames for notice, approval or certif-
51 ication of rate requirements, notwith-
52 standing any provision of law, rule or
53 regulation to the contrary, including but
54 not limited to sections 2807 and 3614 of
55 the public health law, section 18 of chap-

ter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a quarterly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision (1) of this section, and factors that could result in medicaid disbursements for the relevant state fiscal year to exceed the projected department of health state funds disbursements in the enacted budget financial plan pursuant to subdivision 3 of section 23 of the state finance law, including spending increases or decreases due to: enrollment fluctuations, rate changes, utilization changes, MRT investments, and shift of beneficiaries to managed care; and variations in offline medicaid payments; and (b) the actions taken to implement any medicaid savings allocation adjustment implemented pursuant to subdivision (4) of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such quarterly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

The money hereby appropriated is to be available for payment of aid heretofore accrued or hereafter accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational.

Notwithstanding any inconsistent provision of law to the contrary, funds may be used by the department for outside legal assistance on issues involving the federal government, the conduct of preadmission screening and annual resident reviews required by the state's medicaid program, computer matching with insurance carriers to insure that medicaid is the payer of last resort and activities related to the management of the pharmacy benefit available under the medicaid program.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of

1 federal funds otherwise due to the local
2 social services districts for programs
3 provided under the federal social security
4 act or the federal food stamp act, funds
5 herein appropriated, in amounts certified
6 by the state commissioner of temporary and
7 disability assistance or the state commis-
8 sioner of health as due from local social
9 services districts each month as their
10 share of payments made pursuant to section
11 367-b of the social services law may be
12 set aside by the state comptroller in an
13 interest-bearing account in order to
14 ensure the orderly and prompt payment of
15 providers under section 367-b of the
16 social services law pursuant to an esti-
17 mate provided by the commissioner of
18 health of each local social services
19 district's share of payments made pursuant
20 to section 367-b of the social services
21 law.

22 Notwithstanding any inconsistent provision
23 of law, funding made available by these
24 appropriations shall support direct salary
25 costs and related fringe benefits within
26 the medical assistance program associated
27 with any minimum wage increase that takes
28 effect during the timeframe of these
29 appropriations, pursuant to section 652 of
30 the labor law. Each eligible organization
31 in receipt of funding made available by
32 these appropriations may be required to
33 submit written certification, in such form
34 and at such time the commissioner may
35 prescribe, attesting to the total amount
36 of funds used by the eligible organiza-
37 tion, how such funding will be or was used
38 for purposes eligible under these appro-
39 priations and any other reporting deemed
40 necessary by the commissioner. The amounts
41 appropriated herein may include advances
42 to organizations authorized to receive
43 such funds to accomplish this purpose.

44 Notwithstanding any other provision of law,
45 the money hereby appropriated may be
46 increased or decreased by interchange or
47 transfer, with any appropriation of the
48 department of health and the office of
49 medicaid inspector general and may be
50 increased or decreased by transfer or
51 suballocation between these appropriated
52 amounts and appropriations of the depart-
53 ment of health state purpose account, the
54 office of mental health, office for people
55 with developmental disabilities, the
56 office of addiction services and supports,

1 the department of family assistance office
2 of temporary and disability assistance,
3 the department of corrections and communi-
4 ty supervision, the office of information
5 technology services, the state university
6 of New York, and office of children and
7 family services, the office of medicaid
8 inspector general, the state education
9 department, and the state office for the
10 aging with the approval of the director of
11 the budget, who shall file such approval
12 with the department of audit and control
13 and copies thereof with the chairman of
14 the senate finance committee and the
15 chairman of the assembly ways and means
16 committee.

17 Notwithstanding any inconsistent provision
18 of law to the contrary, the moneys hereby
19 appropriated may be used for payments to
20 the centers for medicaid and medicare
21 services for obligations incurred related
22 to the pharmaceutical costs of dually
23 eligible medicare/medicaid beneficiaries
24 participating in the medicare drug benefit
25 authorized by P.L. 108-173.

26 Notwithstanding any inconsistent provision
27 of law, the moneys hereby appropriated
28 shall not be used for any existing rates,
29 fees, fee schedule, or procedures which
30 may affect the cost of care and services
31 provided by personal care providers, case
32 managers, health maintenance organiza-
33 tions, out of state medical facilities
34 which provide care and services to resi-
35 dents of the state, providers of transpor-
36 tation services, that are altered,
37 amended, adjusted or otherwise changed by
38 a local social services district unless
39 previously approved by the department of
40 health and the director of the budget.

41 Notwithstanding any inconsistent provision
42 of law to the contrary, funds shall be
43 made available to the commissioner of the
44 office of mental health or the commission-
45 er of the office of addiction services and
46 supports, in consultation with the commis-
47 sioner of health and approved by the
48 director of the budget, and consistent
49 with appropriations made therefor, to
50 implement allocation adjustment developed
51 by each such commissioner which shall
52 describe mental health or substance use
53 disorder services that should be developed
54 to meet service needs resulting from the
55 reduction of inpatient behavioral health
56 services provided under the medicaid

1 program, by programs licensed pursuant to
2 article 31 or 32 of the mental hygiene
3 law. Such programs may include programs
4 that are licensed pursuant to both article
5 31 of the mental hygiene law and article
6 28 of the public health law, or certified
7 under both article 32 of the mental
8 hygiene law and article 28 of the public
9 health law.

10 Notwithstanding any inconsistent provision
11 of law, the moneys hereby appropriated may
12 be available for payments associated with
13 the resolution by settlement agreement or
14 judgment of rate appeals and/or litigation
15 where the department of health is a party.

16 For services and expenses of the medical
17 assistance program including hospital
18 inpatient services and general hospitals
19 that are safety-net providers that evince
20 severe financial distress, pursuant to
21 criteria determined by the commissioner,
22 shall be eligible for awards for amounts
23 appropriated herein, to enable such
24 providers to maintain operations and vital
25 services while establishing long term
26 solutions to achieve sustainable health
27 services.

28 Notwithstanding any inconsistent provisions
29 of law, no expenditures shall be used for
30 the medical assistance program for any
31 expenses not explicitly authorized in law
32 without the approval of the director of
33 the budget.

34 Notwithstanding any provision of law to the
35 contrary, the portion of this appropri-
36 ation covering fiscal year 2026-27 shall
37 supersede and replace any duplicative (i)
38 reappropriation for this item covering
39 fiscal year 2026-27, and (ii) appropri-
40 ation for this item covering fiscal year
41 2026-27 set forth in chapter 53 of the
42 laws of 2025 (26947) 96,952,000

43 For services and expenses of the medical
44 assistance program including hospital
45 outpatient and emergency room services.

46 Notwithstanding any provision of law to the
47 contrary, the portion of this appropri-
48 ation covering fiscal year 2026-27 shall
49 supersede and replace any duplicative (i)
50 reappropriation for this item covering
51 fiscal year 2026-27, and (ii) appropri-
52 ation for this item covering fiscal year
53 2026-27 set forth in chapter 53 of the
54 laws of 2025 (26948) 28,996,000

1 For services and expenses of the medical
2 assistance program including clinic
3 services.
4 Notwithstanding any provision of law to the
5 contrary, the portion of this appropri-
6 ation covering fiscal year 2026-27 shall
7 supersede and replace any duplicative (i)
8 reappropriation for this item covering
9 fiscal year 2026-27, and (ii) appropri-
10 ation for this item covering fiscal year
11 2026-27 set forth in chapter 53 of the
12 laws of 2025 (26949) 56,792,000
13 For services and expenses of the medical
14 assistance program including nursing home
15 services.
16 Notwithstanding any provision of law to the
17 contrary, the portion of this appropri-
18 ation covering fiscal year 2026-27 shall
19 supersede and replace any duplicative (i)
20 reappropriation for this item covering
21 fiscal year 2026-27, and (ii) appropri-
22 ation for this item covering fiscal year
23 2026-27 set forth in chapter 53 of the
24 laws of 2025 (26950) 142,740,000
25 For services and expenses of the medical
26 assistance program including other long
27 term care services.
28 Notwithstanding any provision of law to the
29 contrary, the portion of this appropri-
30 ation covering fiscal year 2026-27 shall
31 supersede and replace any duplicative (i)
32 reappropriation for this item covering
33 fiscal year 2026-27, and (ii) appropri-
34 ation for this item covering fiscal year
35 2026-27 set forth in chapter 53 of the
36 laws of 2025 (26951) 679,944,000
37 For services and expenses of the medical
38 assistance program including managed care
39 services including regional planning
40 activities of the finger lakes health
41 systems agency, including statewide coor-
42 dination and demonstration of best prac-
43 tices. The department shall make grants
44 within amounts appropriated therefor, to
45 assure high-quality and accessible primary
46 care, to provide technical assistance to
47 support financial and business planning
48 for integrated systems of care, and to
49 assist primary care providers in the
50 adoption, implementation, and meaningful
51 use of electronic health record technolo-
52 gy.
53 Notwithstanding any provision of law to the
54 contrary, the portion of this appropri-
55 ation covering fiscal year 2026-27 shall
56 supersede and replace any duplicative (i)

1 reappropriation for this item covering
2 fiscal year 2026-27, and (ii) appropri-
3 ation for this item covering fiscal year
4 2026-27 set forth in chapter 53 of the
5 laws of 2025 (26952) 622,840,000
6 For services and expenses for health homes
7 including grants to health homes.
8 Notwithstanding any provision of law to the
9 contrary, the portion of this appropri-
10 ation covering fiscal year 2026-27 shall
11 supersede and replace any duplicative (i)
12 reappropriation for this item covering
13 fiscal year 2026-27, and (ii) appropri-
14 ation for this item covering fiscal year
15 2026-27 set forth in chapter 53 of the
16 laws of 2025 (29548) 15,080,000
17 For services and expenses of the medical
18 assistance program including pharmacy
19 services provided, however, that no funds
20 shall be made available pursuant to this
21 appropriation for any drug not explicitly
22 authorized in any enacted law, rule, or
23 regulation without approval from the
24 director of the budget.
25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2026-27 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2026-27, and (ii) appropri-
31 ation for this item covering fiscal year
32 2026-27 set forth in chapter 53 of the
33 laws of 2025 (26953) 287,704,000
34 For services and expenses of the medical
35 assistance program including transporta-
36 tion services.
37 Notwithstanding any provision of law to the
38 contrary, the portion of this appropri-
39 ation covering fiscal year 2026-27 shall
40 supersede and replace any duplicative (i)
41 reappropriation for this item covering
42 fiscal year 2026-27, and (ii) appropri-
43 ation for this item covering fiscal year
44 2026-27 set forth in chapter 53 of the
45 laws of 2025 (26954) 41,328,000
46 For services and expenses of the medical
47 assistance program including dental
48 services.
49 Notwithstanding any provision of law to the
50 contrary, the portion of this appropri-
51 ation covering fiscal year 2026-27 shall
52 supersede and replace any duplicative (i)
53 reappropriation for this item covering
54 fiscal year 2026-27, and (ii) appropri-
55 ation for this item covering fiscal year

1 2026-27 set forth in chapter 53 of the
2 laws of 2025 (26955) 316,000
3 For services and expenses of the medical
4 assistance program including non-institu-
5 tional and other spending.
6 The money hereby appropriated is available
7 for payment of liabilities heretofore
8 accrued or hereafter accrued.
9 Notwithstanding any inconsistent provision
10 of law, the money hereby appropriated may
11 be available for payments to any county or
12 public school districts associated with
13 additional claims for school supportive
14 health services.
15 Notwithstanding any provision of law to the
16 contrary, the portion of this appropri-
17 ation covering fiscal year 2026-27 shall
18 supersede and replace any duplicative (i)
19 reappropriation for this item covering
20 fiscal year 2026-27, and (ii) appropri-
21 ation for this item covering fiscal year
22 2026-27 set forth in chapter 53 of the
23 laws of 2025 (26956) 82,416,000
24 For services and expenses of the medical
25 assistance program including medical
26 services provided at state facilities
27 operated by the office of mental health,
28 the office for people with developmental
29 disabilities and the office of addiction
30 services and supports.
31 Notwithstanding any provision of law to the
32 contrary, the portion of this appropri-
33 ation covering fiscal year 2026-27 shall
34 supersede and replace any duplicative (i)
35 reappropriation for this item covering
36 fiscal year 2026-27, and (ii) appropri-
37 ation for this item covering fiscal year
38 2026-27 set forth in chapter 53 of the
39 laws of 2025 (26961) 384,616,000
40 -----

41 Special Revenue Funds - Federal
42 Federal Health and Human Services Fund
43 Medicaid Direct Account - 25106

44 For services and expenses for the medical
45 assistance program, including administra-
46 tive expenses for local social services
47 districts, pursuant to title XIX of the
48 federal social security act or its succes-
49 sor program.
50 The moneys hereby appropriated are to be
51 available for payment of aid heretofore
52 accrued or hereafter accrued to munici-
53 palities, and to providers of medical
54 services pursuant to section 367-b of the

1 social services law, and for payment of
2 state aid to municipalities and to provid-
3 ers of family care where payment systems
4 through the fiscal intermediaries are not
5 operational.

6 Notwithstanding any inconsistent provision
7 of law, funding made available by these
8 appropriations shall support direct salary
9 costs and related fringe benefits within
10 the medical assistance program associated
11 with any minimum wage increase that takes
12 effect during the timeframe of these
13 appropriations, pursuant to section 652 of
14 the labor law. Each eligible organization
15 in receipt of funding made available by
16 these appropriations may be required to
17 submit written certification, in such form
18 and at such time the commissioner may
19 prescribe, attesting to the total amount
20 of funds used by the eligible organiza-
21 tion, how such funding will be or was used
22 for purposes eligible under these appro-
23 priations and any other reporting deemed
24 necessary by the commissioner. The amounts
25 appropriated herein may include advances
26 to organizations authorized to receive
27 such funds to accomplish this purpose.

28 Notwithstanding any other provision of law,
29 the money hereby appropriated may be
30 increased or decreased by interchange or
31 transfer, with any appropriation of the
32 department of health and the office of
33 medicaid inspector general and may be
34 increased or decreased by transfer or
35 suballocation between these appropriated
36 amounts and appropriations of the office
37 of mental health, office for people with
38 developmental disabilities, the office of
39 addiction services and supports, the
40 department of family assistance office of
41 temporary and disability assistance,
42 office of children and family services,
43 the department of financial services,
44 department of corrections and community
45 supervision, the office of information
46 technology services, the state university
47 of New York, the state education depart-
48 ment, and the state office for the aging
49 with the approval of the director of the
50 budget, who shall file such approval with
51 the department of audit and control and
52 copies thereof with the chairman of the
53 senate finance committee and the chairman
54 of the assembly ways and means committee.

55 Notwithstanding any inconsistent provision
56 of law, in lieu of payments authorized by

1 the social services law, or payments of
2 federal funds otherwise due to the local
3 social services districts for programs
4 provided under the federal social security
5 act or the federal food stamp act, funds
6 herein appropriated, in amounts certified
7 by the state commissioner of temporary and
8 disability assistance or the state commis-
9 sioner of health as due from local social
10 services districts each month as their
11 share of payments made pursuant to section
12 367-b of the social services law may be
13 set aside by the state comptroller in an
14 interest-bearing account in order to
15 ensure the orderly and prompt payment of
16 providers under section 367-b of the
17 social services law pursuant to an esti-
18 mate provided by the commissioner of
19 health of each local social services
20 district's share of payments made pursuant
21 to section 367-b of the social services
22 law.

23 Notwithstanding any inconsistent provision
24 of law to the contrary, funds shall be
25 made available to the commissioner of the
26 office of mental health or the commission-
27 er of the office of addiction services and
28 supports, in consultation with the commis-
29 sioner of health and approved by the
30 director of the budget, and consistent
31 with appropriations made therefor, to
32 implement allocation adjustment developed
33 by each such commissioner which shall
34 describe mental health or substance use
35 disorder services that should be developed
36 to meet service needs resulting from the
37 reduction of inpatient behavioral health
38 services provided under the medicaid
39 program, by programs licensed pursuant to
40 article 31 or 32 of the mental hygiene
41 law. Such programs may include programs
42 that are licensed pursuant to both article
43 31 of the mental hygiene law and article
44 28 of the public health law, or certified
45 under both article 32 of the mental
46 hygiene law and article 28 of the public
47 health law.

48 Notwithstanding any inconsistent provision
49 of law, the moneys hereby appropriated may
50 be available for payments associated with
51 the resolution by settlement agreement or
52 judgment of rate appeals and/or litigation
53 where the department of health is a party.
54 Notwithstanding any inconsistent provisions
55 of law, no expenditures shall be used for
56 the medical assistance program for any

1 expenses not explicitly authorized in law
2 without the approval of the director of
3 the budget.

4 For services and expenses of the medical
5 assistance program including hospital
6 inpatient services.

7 Notwithstanding any provision of law to the
8 contrary, the portion of this appropri-
9 ation covering fiscal year 2026-27 shall
10 supersede and replace any duplicative (i)
11 reappropriation for this item covering
12 fiscal year 2026-27, and (ii) appropri-
13 ation for this item covering fiscal year
14 2026-27 set forth in chapter 53 of the
15 laws of 2025 (26947) 227,655,000

16 For services and expenses of the medical
17 assistance program including hospital
18 outpatient and emergency room services.

19 Notwithstanding any provision of law to the
20 contrary, the portion of this appropri-
21 ation covering fiscal year 2026-27 shall
22 supersede and replace any duplicative (i)
23 reappropriation for this item covering
24 fiscal year 2026-27, and (ii) appropri-
25 ation for this item covering fiscal year
26 2026-27 set forth in chapter 53 of the
27 laws of 2025 (26948) 40,572,000

28 For services and expenses of the medical
29 assistance program including clinic
30 services.

31 Notwithstanding any provision of law to the
32 contrary, the portion of this appropri-
33 ation covering fiscal year 2026-27 shall
34 supersede and replace any duplicative (i)
35 reappropriation for this item covering
36 fiscal year 2026-27, and (ii) appropri-
37 ation for this item covering fiscal year
38 2026-27 set forth in chapter 53 of the
39 laws of 2025 (26949) 65,691,000

40 For services and expenses of the medical
41 assistance program including nursing home
42 services.

43 Notwithstanding any provision of law to the
44 contrary, the portion of this appropri-
45 ation covering fiscal year 2026-27 shall
46 supersede and replace any duplicative (i)
47 reappropriation for this item covering
48 fiscal year 2026-27, and (ii) appropri-
49 ation for this item covering fiscal year
50 2026-27 set forth in chapter 53 of the
51 laws of 2025 (26950) 338,220,000

52 For services and expenses of the medical
53 assistance program including other long
54 term care services.

55 Notwithstanding any provision of law to the
56 contrary, the portion of this appropri-

1 ation covering fiscal year 2026-27 shall
2 supersede and replace any duplicative (i)
3 reappropriation for this item covering
4 fiscal year 2026-27, and (ii) appropri-
5 ation for this item covering fiscal year
6 2026-27 set forth in chapter 53 of the
7 laws of 2025 (26951) 964,827,000

8 For services and expenses of the medical
9 assistance program including managed care
10 services including regional planning
11 activities of the finger lakes health
12 systems agency, including statewide coor-
13 dination and demonstration of best prac-
14 tices. The department shall make grants
15 within amounts appropriated therefor, to
16 assure high-quality and accessible primary
17 care, to provide technical assistance to
18 support financial and business planning
19 for integrated systems of care, and to
20 assist primary care providers in the
21 adoption, implementation, and meaningful
22 use of electronic health record technolo-
23 gy.

24 Notwithstanding any inconsistent provision
25 of law, rule, or regulation to the contra-
26 ry, funds appropriated herein shall not be
27 subject to article 6 of the financial
28 services law.

29 Notwithstanding any inconsistent provision
30 of law, rule, or regulation to the contra-
31 ry, funds appropriated herein shall only
32 be made available for applied behavior
33 analysis services if such services are
34 recommended by a health care or mental
35 health care practitioner authorized under
36 title eight of the education law who has
37 been designated as an applied behavior
38 analysis center of excellence provider by
39 the commissioner of health.

40 Notwithstanding any provision of law to the
41 contrary, the portion of this appropri-
42 ation covering fiscal year 2026-27 shall
43 supersede and replace any duplicative (i)
44 reappropriation for this item covering
45 fiscal year 2026-27, and (ii) appropri-
46 ation for this item covering fiscal year
47 2026-27 set forth in chapter 53 of the
48 laws of 2025 (26952) 1,177,404,000

49 For services and expenses of the medical
50 assistance program including pharmacy
51 services, provided, however, that no funds
52 shall be made available pursuant to this
53 appropriation for any drug not explicitly
54 authorized in any heretofore enacted law,
55 rule, or regulation without approval from
56 the director of the budget.

1 Notwithstanding any provision of law to the
2 contrary, the portion of this appropri-
3 ation covering fiscal year 2026-27 shall
4 supersede and replace any duplicative (i)
5 reappropriation for this item covering
6 fiscal year 2026-27, and (ii) appropri-
7 ation for this item covering fiscal year
8 2026-27 set forth in chapter 53 of the
9 laws of 2025 (26953) 354,657,000
10 For services and expenses of the medical
11 assistance program including transporta-
12 tion services.
13 Notwithstanding any provision of law to the
14 contrary, the portion of this appropri-
15 ation covering fiscal year 2026-27 shall
16 supersede and replace any duplicative (i)
17 reappropriation for this item covering
18 fiscal year 2026-27, and (ii) appropri-
19 ation for this item covering fiscal year
20 2026-27 set forth in chapter 53 of the
21 laws of 2025 (26954) 47,646,000
22 For services and expenses of the medical
23 assistance program including dental
24 services.
25 Notwithstanding any provision of law to the
26 contrary, the portion of this appropri-
27 ation covering fiscal year 2026-27 shall
28 supersede and replace any duplicative (i)
29 reappropriation for this item covering
30 fiscal year 2026-27, and (ii) appropri-
31 ation for this item covering fiscal year
32 2026-27 set forth in chapter 53 of the
33 laws of 2025 (26955) 5,508,000
34 For services and expenses of the medical
35 assistance program including noninstitu-
36 tional and other spending.
37 The money hereby appropriated is available
38 for payment of liabilities heretofore
39 accrued or hereafter accrued.
40 Notwithstanding any provision of law to the
41 contrary, the portion of this appropri-
42 ation covering fiscal year 2026-27 shall
43 supersede and replace any duplicative (i)
44 reappropriation for this item covering
45 fiscal year 2026-27, and (ii) appropri-
46 ation for this item covering fiscal year
47 2026-27 set forth in chapter 53 of the
48 laws of 2025 (26956) 539,415,000
49 Notwithstanding any inconsistent provision
50 of law, subject to the approval of the
51 director of the budget, upon submission of
52 an allocation adjustment from the commis-
53 sioner of health, the amount appropriated
54 herein, together with any available feder-
55 al matching funds, may be transferred or
56 suballocated to the office of mental

health, office of addiction services and supports, office for people with developmental disabilities, division of housing and community renewal, New York state housing trust fund corporation, and office of temporary and disability assistance for services and expenses related to providing affordable housing. Any such spending shall consider the geographical location of the grants.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2026-27 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2026-27, and (ii) appropriation for this item covering fiscal year 2026-27 set forth in chapter 53 of the laws of 2025 (29521) 288,462,000

§ 9. Section 6 of chapter 98 of the laws of 2026, relating to making appropriations for the support of government, as amended by chapter 104 of the laws of 2026, is amended to read as follows:

§ 6. The amounts specified in this section, or so much thereof as shall be sufficient to accomplish the purposes designated, is hereby appropriated and authorized to be paid as hereinafter provided, to the public officers and for the purposes specified, which amount shall be available for the state fiscal year beginning April 1, 2026.

DEPARTMENT OF LABOR

AID TO LOCALITIES

UNEMPLOYMENT INSURANCE BENEFIT PROGRAM [~~765,000,000~~] 810,000,000

Enterprise Funds

Unemployment Insurance Benefit Fund

Unemployment Insurance Benefit Account - 50650

For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program, the emergency unemployment compensation program, the extended benefit program, the federal additional compensation program or any other federally funded unemployment benefit program (34787) [~~765,000,000~~] 810,000,000

§ 10. Section 7 of chapter 98 of the laws of 2026, relating to making appropriations for the support of government, as amended by chapter 104 of the laws of 2026, is amended to read as follows:

1 § 7. The amounts specified in this section, or so much thereof as
2 shall be sufficient to accomplish the purposes designated, is hereby
3 appropriated and authorized to be paid as hereinafter provided, to the
4 public officers and for the purposes specified, which amount shall be
5 available for the state fiscal year beginning April 1, 2026.

6 DEPARTMENT OF MENTAL HYGIENE
7 OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES
8 AID TO LOCALITIES

9	COMMUNITY SERVICES PROGRAM	[457,038,000]	<u>465,453,000</u>
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11    General Fund
12    Local Assistance Account - 10000
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13 For services and expenses of the community
14 services program, net of disallowances,
15 for community programs for people with
16 developmental disabilities pursuant to
17 article 41 of the mental hygiene law,
18 and/or chapter 620 of the laws of 1974,
19 chapter 660 of the laws of 1977, chapter
20 412 of the laws of 1981, chapter 27 of the
21 laws of 1987, chapter 729 of the laws of
22 1989, chapter 329 of the laws of 1993 and
23 other provisions of the mental hygiene
24 law. Notwithstanding any inconsistent
25 provision of law, the following appropri-
26 ation shall be net of prior and/or current
27 year refunds, rebates, reimbursements, and
28 credits.

29 Notwithstanding any other provision of law,
30 advances and reimbursement made pursuant
31 to subdivision (d) of section 41.15 and
32 section 41.18 of the mental hygiene law
33 shall be allocated pursuant to a plan and
34 in a manner prescribed by the agency head
35 and approved by the director of the budg-
36 et. The moneys hereby appropriated are
37 available to reimburse or advance locali-
38 ties and voluntary non-profit agencies for
39 expenditures made during local fiscal
40 periods commencing January 1, 2026, April
41 1, 2026 or July 1, 2026, and for advances
42 for the 3 month period beginning January
43 1, 2027.

44 Notwithstanding the provisions of article 41
45 of the mental hygiene law or any other
46 inconsistent provision of law, rule or
47 regulation, the commissioner, pursuant to
48 such contract and in the manner provided
49 therein, may pay all or a portion of the
50 expenses incurred by such voluntary agen-

1 cies arising out of loans which are funded
2 from the proceeds of bonds and notes
3 issued by the dormitory authority of the
4 state of New York.

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

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

16 Notwithstanding the provisions of section
17 16.23 of the mental hygiene law and any
18 other inconsistent provision of law, with
19 relation to the operation of certified
20 family care homes, including family care
21 homes sponsored by voluntary not-for-pro-
22 fit agencies, moneys from this appropri-
23 ation may be used for payments to purchase
24 general services including but not limited
25 to respite providers, up to a maximum of
26 14 days, at rates to be established by the
27 commissioner and approved by the director
28 of the budget in consideration of factors
29 including, but not limited to, geographic
30 area and number of clients cared for in
31 the home and for payment in an amount
32 determined by the commissioner for the
33 personal needs of each client residing in
34 the family care home.

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

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

1 Notwithstanding any inconsistent provision
2 of law except pursuant to a chapter of the
3 laws of 2025 authorizing a 2.6 percent
4 targeted inflationary increase, for the
5 period commencing on April 1, 2025 and
6 ending March 31, 2026 the commissioner
7 shall not apply any other inflationary
8 increases, cost of living type increases,
9 inflation factors, or trend factors for
10 the purpose of establishing rates of
11 payments, contracts or any other form of
12 reimbursement; provided that this shall
13 not prevent the commissioner from applying
14 prior adjustments for the purpose of
15 establishing rates resulting from a rebas-
16 ing of base year costs.

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

35 Notwithstanding any other provision of law
36 to the contrary, and consistent with
37 section 33.07 of the mental hygiene law,
38 the directors of facilities licensed but
39 not operated by the office for people with
40 developmental disabilities who act as
41 federally-appointed representative payees
42 and who assume management responsibility
43 over the funds of a resident may continue
44 to use such funds for the cost of the
45 resident's care and treatment, consistent
46 with federal law and regulations.

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

49 Notwithstanding any inconsistent provision
50 of law, the director of the budget is
51 authorized to make suballocations from
52 this appropriation to the department of
53 health medical assistance program.

54 Notwithstanding any inconsistent provision
55 of law, and pursuant to criteria estab-
56 lished by the commissioner of the office

1 for people with developmental disabilities
2 and approved by the director of the budg-
3 et, expenditures may be made from this
4 appropriation for residential facilities
5 which are pending recertification as
6 intermediate care facilities for people
7 with developmental disabilities.

8 Notwithstanding the provisions of section
9 41.36 of the mental hygiene law and any
10 other inconsistent provision of law,
11 moneys from this appropriation may be used
12 for payment up to \$250 per year per
13 client, at such times and in such manner
14 as determined by the commissioner on the
15 basis of financial need for the personal
16 needs of each client residing in voluntar-
17 y-operated community residences and volun-
18 tary-operated community residential alter-
19 natives, including individualized
20 residential alternatives under the home
21 and community based services waiver. The
22 commissioner shall, subject to the
23 approval of the director of the budget,
24 alter existing advance payment schedules
25 for voluntary-operated community resi-
26 dences established pursuant to section
27 41.36 of the mental hygiene law.

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

36 For the state and/or local share of medical
37 assistance services expenses incurred by
38 the department of health for the provision
39 of medical assistance services to people
40 with developmental disabilities (37835) 420,012,000

41 For services and expenses of the community
42 services program, net of disallowances,
43 for community programs for people with
44 developmental disabilities pursuant to
45 article 41 of the mental hygiene law,
46 and/or chapter 620 of the laws of 1974,
47 chapter 660 of the laws of 1977, chapter
48 412 of the laws of 1981, chapter 27 of the
49 laws of 1987, chapter 729 of the laws of
50 1989, chapter 329 of the laws of 1993 and
51 other provisions of the mental hygiene
52 law. Notwithstanding any inconsistent
53 provision of law, the following appropri-
54 ation shall be net of prior and/or current
55 year refunds, rebates, reimbursements, and
56 credits.

1 Notwithstanding any other provision of law,
2 advances and reimbursement made pursuant
3 to subdivision (d) of section 41.15 and
4 section 41.18 of the mental hygiene law
5 shall be allocated pursuant to a plan and
6 in a manner prescribed by the agency head
7 and approved by the director of the budg-
8 et. The moneys hereby appropriated are
9 available to reimburse or advance locali-
10 ties and voluntary non-profit agencies for
11 expenditures made during local fiscal
12 periods commencing January 1, 2026, April
13 1, 2026 or July 1, 2026, and for advances
14 for the 3 month period beginning January
15 1, 2027.

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

27 Notwithstanding any other provision of law,
28 the money hereby appropriated may be
29 transferred to state operations and/or any
30 appropriation of the office for people
31 with developmental disabilities with the
32 approval of the director of the budget.

33 Notwithstanding any inconsistent provision
34 of law, moneys from this appropriation may
35 be used for state aid of up to 100 percent
36 of the net deficit costs of day training
37 programs and family support services.

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

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

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

23 Notwithstanding any inconsistent provision
24 of law, moneys from this appropriation may
25 be used to fund continuity of care
26 services, family reimbursed respite, other
27 than personal services and direct housing
28 subsidies for people who are enrolled in
29 OPWDD's self-direction program, provided
30 any or all such costs are identified in a
31 self-direction budget approved by OPWDD.

32 Notwithstanding any inconsistent provision
33 of law except pursuant to a chapter of the
34 laws of 2025 authorizing a 2.6 percent
35 targeted inflationary increase, for the
36 period commencing on April 1, 2025 and
37 ending March 31, 2026 the commissioner
38 shall not apply any other inflationary
39 increases, cost of living type increases,
40 inflation factors, or trend factors for
41 the purpose of establishing rates of
42 payments, contracts or any other form of
43 reimbursement; provided that this shall
44 not prevent the commissioner from applying
45 prior adjustments for the purpose of
46 establishing rates resulting from a rebas-
47 ing of base year costs.

48 Notwithstanding section 6908 of the educa-
49 tion law and any other provision of law,
50 rule or regulation to the contrary, direct
51 support staff in programs certified or
52 approved by the office for people with
53 developmental disabilities, including the
54 home and community based services waiver
55 programs that the office for people with
56 developmental disabilities is authorized

1 to administer with federal approval pursu-
2 ant to subdivision (c) of section 1915 of
3 the federal social security act, are
4 authorized to provide such tasks as OPWDD
5 may specify when performed under the
6 supervision, training and periodic
7 inspection of a registered professional
8 nurse and in accordance with an authorized
9 practitioner's ordered care.

10 Notwithstanding any other provision of law
11 to the contrary, and consistent with
12 section 33.07 of the mental hygiene law,
13 the directors of facilities licensed but
14 not operated by the office for people with
15 developmental disabilities who act as
16 federally-appointed representative payees
17 and who assume management responsibility
18 over the funds of a resident may continue
19 to use such funds for the cost of the
20 resident's care and treatment, consistent
21 with federal law and regulations.

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

24 Notwithstanding any other provision of law
25 to the contrary, funds appropriated herein
26 are available to reimburse in- and
27 out-of-state private residential schools,
28 pursuant to subdivision (c) of section
29 13.37-a and subdivision (g) of section
30 13.38 of the mental hygiene law, for costs
31 of supporting the residential and day
32 program services available to individuals
33 who are over the age of 21 years of age,
34 provided that the amount paid for residen-
35 tial services and/or maintenance costs is
36 net of any supplemental security income
37 benefit to which the individual receiving
38 services is eligible, and provided further
39 that funding for nonresidential services
40 will be in an amount not to exceed the
41 maximum reimbursement for appropriate day
42 services delivered by the office for
43 people with developmental disabilities
44 certified or approved providers other than
45 in- and out-of-state private residential
46 schools, unless otherwise authorized by
47 the director of the budget.

48 Notwithstanding section 163 of the state
49 finance law, section 142 of the economic
50 development law, and article 41 of the
51 mental hygiene law, the commissioner of
52 the office for people with developmental
53 disabilities may make the funds appropri-
54 ated herein available as state aid, a loan
55 or a grant, pursuant to terms and condi-
56 tions established by the commissioner of

1 the office for people with developmental
 2 disabilities, to cover a portion of the
 3 development costs of private, public
 4 and/or non-profit organizations, including
 5 corporations and partnerships established
 6 pursuant to the private housing finance
 7 law and/or any other statutory provisions,
 8 for supportive housing units that have
 9 been set aside for individuals with intel-
 10 lectual and developmental disabilities.
 11 Further, the office for people with devel-
 12 opmental disabilities shall have a lien on
 13 the real property developed with such
 14 state aid, loans or grants, which shall be
 15 in the amount of the loan or grant, for a
 16 maximum term of 30 years, or other longer
 17 term consistent with the requirements of
 18 another regulatory agency.
 19 For services and expenses related to the
 20 provision of residential services to
 21 people with developmental disabilities
 22 (37802) [~~21,494,000~~] 26,379,000
 23 For services and expenses related to the
 24 provision of day program services to
 25 people with developmental disabilities
 26 (37803) [~~5,280,000~~] 6,480,000
 27 For services and expenses related to the
 28 provision of family support services to
 29 people with developmental disabilities
 30 (37804) [~~5,940,000~~] 7,290,000
 31 For services and expenses related to the
 32 provision of workshop, day training and
 33 employment services to people with devel-
 34 opmental disabilities. Notwithstanding any
 35 other provision of law, up to [~~\$50,600~~]
 36 \$62,100 of this appropriation may be
 37 transferred to the New York State Educa-
 38 tion Departments' Adult Career and Contin-
 39 uing Education Services - Vocational Reha-
 40 bilitation (ACCES-VR) program to support
 41 the LongTerm Sheltered Employment program
 42 operated by FEDCAP Rehabilitation
 43 Services, Inc. (37805) [~~3,432,000~~] 4,212,000
 44 For other services and expenses provided to
 45 people with developmental disabilities
 46 including but not limited to hepatitis B,
 47 care at home waiver, epilepsy services,
 48 Special Olympics New York, Inc. and volun-
 49 tary fingerprinting (37806) [~~880,000~~] 1,080,000
 50 -----

51 § 11. Section 8 of chapter 98 of the laws of 2026, relating to making
 52 appropriations for the support of government, as amended by chapter 104
 53 of the laws of 2026, is amended to read as follows:

54 § 8. The amounts specified in this section, or so much thereof as
 55 shall be sufficient to accomplish the purposes designated, is hereby

1 appropriated and authorized to be paid as hereinafter provided, to the
 2 public officers and for the purposes specified, which amount shall be
 3 available for the state fiscal year beginning April 1, 2026.

4 DEPARTMENT OF VETERANS' SERVICES

5 AID TO LOCALITIES

6 BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 385,000
 7 -----

8 General Fund

9 Local Assistance Account - 10000

10 For payment of annuities to blind veterans
 11 and eligible surviving spouses. Up to
 12 \$15,000 of this appropriation may be
 13 transferred to state operations for admin-
 14 istrative costs associated with this
 15 program (54606) 385,000
 16 -----

17 VETERANS' BENEFITS ADVISING PROGRAM [~~132,000~~] 162,000
 18 -----

19 Special Revenue Funds - Other

20 Homeless Veterans Assistance Fund

21 Homeless Veterans Assistance Account - 20204

22 For services and expenses related to home-
 23 less veterans' housing (54815) .. [~~132,000~~] 162,000
 24 -----

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

32 § 13. All expenditures and disbursements made against the appropri-
 33 ations in this act shall, upon final action by the legislature on appro-
 34 priation bills submitted by the governor pursuant to article VII of the
 35 state constitution for the support of government for the state fiscal
 36 year beginning April 1, 2026, be transferred by the comptroller as
 37 expenditures and disbursements to such appropriations for all state
 38 departments and agencies, as applicable, in amounts equal to the amounts
 39 charged against the appropriations in this act for each such department,
 40 agency, and the legislature and the judiciary.

41 § 14. Severability clause. If any clause, sentence, paragraph, subdi-
 42 vision, section or part of this act shall be adjudged by any court of
 43 competent jurisdiction to be invalid, such judgment shall not affect,
 44 impair, or invalidate the remainder thereof, but shall be confined in
 45 its operation to the clause, sentence, paragraph, subdivision, section

1 or part thereof directly involved in the controversy in which such judg-
2 ment shall have been rendered. It is hereby declared to be the intent of
3 the legislature that this act would have been enacted even if such
4 invalid provisions had not been included herein.

5 § 15. This act shall take effect immediately and shall be deemed to
6 have been in full force and effect on and after April 1, 2026; provided,
7 however, that upon the transfer of expenditures and disbursements by the
8 comptroller as provided in section thirteen of this act, the appropri-
9 ations made by this act and subject to such section shall be deemed
10 repealed.