

S T A T E O F N E W Y O R K

S. 7605

A. 10847

S E N A T E - A S S E M B L Y

April 26, 2010

IN SENATE -- Introduced by COMMITTEE ON RULES -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- Introduced by COMMITTEE ON RULES -- (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 20 of the laws of 2010, relating to making appropriations for the support of government; and to amend chapter 46 of the laws of 2010, relating to making appropriations for the support of government

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

1 Section 1. Legislative intent. The legislature hereby finds and
2 declares that the enactment of these appropriations provides sufficient
3 authority to the comptroller for the purpose of making payments for the
4 purposes described herein until such time as appropriation bills submitted
5 by the governor pursuant to article VII of the state constitution
6 for the support of government for the state fiscal year beginning April
7 1, 2010 are enacted.

8 S 2. Section 2 of chapter 20 of the laws of 2010, relating to making
9 appropriations for the support of government, as amended by chapter 46
10 of the laws of 2010, is amended to read as follows:

11 S 2. The sum of [eight] NINE hundred [twenty-five] EIGHTY-SEVEN
12 million four hundred [forty-six] SEVENTY-THREE thousand dollars
13 [(\$825,446,000)] (\$987,473,000), or so much thereof as shall be sufficient
14 to accomplish the purpose designated, is hereby appropriated and
15 authorized to be paid as hereinafter provided, to the public officers
16 and for the purposes specified, which amount shall be available for the
17 state fiscal year beginning April 1, 2010.

18 ALL STATE DEPARTMENTS AND AGENCIES

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

LBD12217-01-0

1 For the purpose of making payments for
2 personal service, including liabilities
3 incurred prior to April 1, 2010, on the
4 payrolls scheduled to be paid during the
5 period April 1 through [April 28] MAY 6,
6 2010 to state officers and employees of
7 the executive branch, including the gover-
8 nor, lieutenant governor, comptroller and
9 attorney general; to officers and employ-
10 ees of the judiciary; and to officers and
11 employees of the legislature, including
12 payments to the members of the senate and
13 assembly under sections 5 and 5-a of the
14 legislative law; and payments for services
15 performed by mentally ill or develop-
16 mentally disabled persons who are employed
17 in state-operated special employment,
18 work-for-pay or sheltered workshop
19 programs; consistent with section 8 of
20 part A of chapter 10 of the laws of 2008,
21 section 3 of chapter 114 of the laws of
22 2008 and section 4 of chapter 49 of the
23 laws of 2008, and notwithstanding any
24 contrary provision of law, including
25 provisions of article 14 of the civil
26 service law or collective bargaining
27 agreement entered into by the state pursu-
28 ant thereto, the amounts to be paid to
29 state officers and employees of the execu-
30 tive branch for personal service shall not
31 be based on amounts applicable pursuant to
32 subparagraph (4) of paragraph a of subdivi-
33 sion 1, subparagraph (4) of paragraph c
34 of subdivision 1, or subparagraph (4) of
35 paragraph e of subdivision 1 of section
36 130 of the civil service law; or subpara-
37 graph (4) of paragraph a of subdivision 2,
38 or subparagraph (8) of paragraph a of
39 subdivision 2 of section 215 of the execu-
40 tive law; or subparagraph (4) of paragraph
41 a of subdivision 2 of section 216 of the
42 executive law, insofar as such subpara-
43 graphs provide for a general salary
44 increase of four percent ... [825,446,000] 987,473,000
45 =====

46 S 3. Section 3 of chapter 20 of the laws of 2010, relating to making
47 appropriations for the support of government, as amended by chapter 46
48 of the laws of 2010, is amended to read as follows:

49 S 3. The sum of [seventy-six] NINETY-TWO million [three] ONE hundred
50 [eighty-one] FIFTY-ONE thousand dollars [(\$76,381,000)] (\$92,151,000),
51 or so much thereof as shall be sufficient to accomplish the purpose
52 designated, is hereby appropriated out of any moneys in the general fund
53 to the credit of the state purposes account not otherwise appropriated
54 for the purpose of paying to the social security contribution fund, the
55 state's share, as employer, of the payroll tax for payrolls scheduled to

1 be paid during the period April 1 through [April 28] MAY 6, 2010,
2 including liabilities incurred prior to April 1, 2010
3 [76,381,000] 92,151,000
4 =====

5 S 4. Section 4 of chapter 20 of the laws of 2010, relating to making
6 appropriations for the support of government, as amended by chapter 46
7 of the laws of 2010, is amended to read as follows:

8 S 4. The sum of [fifty-two] FIFTY-THREE thousand dollars [(\$52,000)]
9 (\$53,000), or so much thereof as shall be sufficient to accomplish the
10 purpose designated, is hereby appropriated out of any moneys in the
11 general fund to the credit of the state purposes account not otherwise
12 appropriated for payments to the teachers insurance and annuity associ-
13 ation and college retirement equities fund associated with individuals
14 working in the education department, the higher education services
15 corporation, and the state university of New York construction fund.
16 Notwithstanding any other provisions of law to the contrary, the comp-
17 troller is hereby authorized and directed to utilize this appropriation
18 for the purpose of making scheduled teachers insurance and annuity asso-
19 ciation and college retirement equities fund payments
20 [52,000] 53,000
21 =====

22 S 5. Section 5 of chapter 20 of the laws of 2010, relating to making
23 appropriations for the support of government, as amended by chapter 46
24 of the laws of 2010, is amended to read as follows:

25 S 5. The amount specified in this section, or so much thereof as shall
26 be sufficient to accomplish the purpose designated, is hereby appropri-
27 ated and authorized to be paid as hereinafter provided, to the public
28 officers and for the purposes specified, which amount shall be available
29 for the state fiscal year beginning April 1, 2010.

30 ALL STATE DEPARTMENTS AND AGENCIES

31 For the payment of state operations nonper-
32 sonal service liabilities, including the
33 legislature, incurred in the ordinary
34 course of business, during the period
35 April 1 through [April 25] MAY 2, 2010,
36 pursuant to existing state law and for
37 purposes for which the legislature author-
38 ized the expenditure of moneys during the
39 2009-2010 state fiscal year; provided,
40 however, that nothing contained herein
41 shall be deemed to limit or restrict the
42 power or authority of state departments or
43 agencies to conduct their activities or
44 operations in accordance with existing
45 law, and further provided that nothing
46 contained herein shall be deemed to super-
47 sede, nullify or modify the provisions of
48 section 40 of the state finance law
49 prescribing when appropriations made for
50 the 2009-2010 state fiscal year shall have
51 ceased to have force and effect

1 [55,000,000] 65,000,000
2 =====

3 S 6. Section 6 of chapter 46 of the laws of 2010, relating to making
4 appropriations for the support of government, is amended to read as
5 follows:

6 S 6. The amount specified in this section, or so much thereof as shall
7 be sufficient to accomplish the purpose designated, is hereby appropri-
8 ated and authorized to be paid as hereinafter provided to the respective
9 public officers and for the purpose specified, which amount shall be
10 available for the state fiscal year beginning April 1, 2010.

11 THE JUDICIARY

12 For the payment of state operations nonpersonal service liabilities,
13 the sum of [ten] THIRTY-SEVEN million dollars [(\$10,000,000)]
14 (\$37,000,000), or so much thereof as shall be sufficient to accomplish
15 the purpose designated, is hereby appropriated to the judiciary out of
16 any moneys in the general fund to the credit of the state purposes
17 account not otherwise appropriated. The comptroller is hereby authorized
18 and directed to utilize this appropriation for the purpose of making
19 payments for nonpersonal service liabilities incurred by the judiciary
20 from April 1 through [April 25] MAY 2, 2010
21 [10,000,000] 37,000,000
22 =====

23 S 7. Section 6 of chapter 20 of the laws of 2010, relating to making
24 appropriations for the support of government, as amended by chapter 46
25 of the laws of 2010, is amended to read as follows:

26 S 6. The amount specified in this section, or so much thereof as shall
27 be sufficient to accomplish the purpose designated, is hereby appropri-
28 ated and authorized to be paid as hereinafter provided, to the public
29 officers and for the purposes specified, which amount shall be available
30 for the state fiscal year beginning April 1, 2010.

31 AMERICAN RECOVERY AND REINVESTMENT ACT (CCP) ... 80,000,000
32 -----

33 Federal Capital Projects Fund - 291
34 American Recovery and Reinvestment Act Purpose

35 The sum of forty million dollars (\$40,000,000), or so much thereof as
36 shall be sufficient to accomplish the purpose designated, is hereby
37 appropriated for contracts approved prior to April 1, 2010 for the
38 payment by the state of the federal share of transportation related
39 capital projects liabilities funded by the American Recovery and Rein-
40 vestment Act of 2009 incurred in the ordinary course of business from
41 April 1 through [April 25] MAY 2, 2010, pursuant to existing state law
42 and for purposes for which the legislature authorized the expenditures
43 of money during the 2009-2010 fiscal year; provided, however, that noth-
44 ing contained herein shall be deemed to limit or restrict the power or
45 authority of state departments or agencies to conduct their activities
46 or operations in accordance with existing law, and further provided that
47 nothing contained herein shall be deemed to supersede, nullify, or modi-
48 fy the provisions of section 40 of the state finance law prescribing
49 when appropriations made for the 2009-2010 fiscal year shall have ceased

1 to have force and effect. Funds appropriated herein shall be subject to
2 all applicable reporting and accountability requirements contained in
3 such act 40,000,000
4 =====

5 The sum of forty million dollars (\$40,000,000), or so much thereof as
6 shall be sufficient to accomplish the purpose designated, is hereby
7 appropriated for contracts approved for purposes for which the legisla-
8 ture authorized the expenditures of money during the 2009-2010 fiscal
9 year. An amount up to forty million dollars (\$40,000,000) shall be
10 available for the payment by the state of the federal share of related
11 transportation capital projects liabilities, funded by the American
12 Recovery and Reinvestment Act of 2009 incurred in the ordinary course of
13 business during the period from April 1 through [April 25] MAY 2, 2010
14 for contracts approved during the period April 1 through [April 25] MAY
15 2, 2010, provided, however, that nothing contained herein shall be
16 deemed to limit or restrict the power or authority of state departments
17 or agencies to conduct their activities or operations in accordance with
18 existing law, and further provided that nothing contained herein shall
19 be deemed to supersede, nullify, or modify the provisions of section 40
20 of the state finance law prescribing when appropriations made for the
21 2009-2010 fiscal year shall have ceased to have force and effect. Funds
22 appropriated herein shall be subject to all applicable reporting and
23 accountability requirements contained in such act 40,000,000
24 =====

25 S 8. Section 7 of chapter 20 of the laws of 2010, relating to making
26 appropriations for the support of government, as amended by chapter 46
27 of the laws of 2010, is amended to read as follows:

28 S 7. The amount specified in this section, or so much thereof as shall
29 be sufficient to accomplish the purpose designated, is hereby appropri-
30 ated and authorized to be paid as hereinafter provided, to the public
31 officers and for the purposes specified, which amount shall be available
32 for the state fiscal year beginning April 1, 2010.

33 The sum of ten million dollars (\$10,000,000), or so much thereof as
34 shall be sufficient to accomplish the purpose designated, is hereby
35 appropriated for contracts approved in accordance with section 112 of
36 the state finance law for purposes for which the legislature authorized
37 the expenditures of money during the 2009-2010 fiscal year. An amount up
38 to ten million dollars (\$10,000,000) shall be available for the payment
39 of capital projects liabilities, including any contractual services
40 liabilities of the engineering services fund, incurred to address emer-
41 gency health and safety needs as certified by the director of budget
42 during the period from April 1 through [April 25] MAY 2, 2010 for
43 contracts approved during the period April 1 through [April 25] MAY 2,
44 2010, provided, however, that nothing contained herein shall be deemed
45 to limit or restrict the power or authority of state departments or
46 agencies to conduct their activities or operations in accordance with
47 existing law, and further provided that nothing contained herein shall
48 be deemed to supersede, nullify, or modify the provisions of section 40
49 of the state finance law prescribing when appropriations made for the
50 2009-2010 fiscal year shall have ceased to have force and effect
51 10,000,000
52 =====

1 S 9. The amount specified in this section, or so much thereof as shall
2 be sufficient to accomplish the purpose designated, is hereby appropri-
3 ated and authorized to be paid as hereinafter provided, to the public
4 officers and for the purposes specified, which amount shall be available
5 for the state fiscal year beginning April 1, 2010.

6 DEPARTMENT OF TRANSPORTATION

7 FEDERAL AID HIGHWAYS FEDERAL PURPOSE 40,000,000
8 -----

9 Federal Capital Projects Fund - 291
10 Federal Aid Highways Purpose

11 The sum of forty million dollars (\$40,000,000), or so much thereof as
12 shall be sufficient to accomplish the purpose designated, is hereby
13 appropriated for contracts approved prior to April 1, 2010 for the
14 payment by the state of the federal share of transportation related
15 capital projects liabilities as provided for in the Safe, Accountable,
16 Flexible, Efficient Transportation Equity Act: A Legacy for Users and
17 any successive legislation incurred in the ordinary course of business
18 from April 1 through May 2, 2010, for projects that do not contain any
19 state funding shares, pursuant to existing state law and for purposes
20 for which the legislature authorized the expenditures of money during
21 the 2009-2010 fiscal year; provided, however, that nothing contained
22 herein shall be deemed to limit or restrict the power or authority of
23 state departments or agencies to conduct their activities or operations
24 in accordance with existing law, and further provided that nothing
25 contained herein shall be deemed to supersede, nullify, or modify the
26 provisions of section 40 of the state finance law prescribing when
27 appropriations made for the 2009-2010 fiscal year shall have ceased to
28 have force and effect. Funds appropriated herein shall not be available
29 for the payment of liabilities funded by the American Recovery and Rein-
30 vestment Act of 2009 40,000,000
31 =====

32 S 10. The amount specified in this section, or so much thereof as
33 shall be sufficient to accomplish the purposes designated, is hereby
34 appropriated and authorized to be paid as hereinafter provided, to the
35 respective public officers and for the several purposes specified, which
36 amount shall be available for the state fiscal year beginning April 1,
37 2010.

38 EDUCATION DEPARTMENT

39 ELEMENTARY, MIDDLE, SECONDARY AND CONTINUING EDUCATION PROGRAM
40 2,574,086,000
41 -----

42 General Fund / Aid to Localities
43 Local Assistance Account - 001

44 The sum of two billion five-hundred seventy-three million dollars
45 (\$2,573,000,000), or so much thereof as shall be sufficient to accom-
46 plish the purpose designated, is hereby appropriated to the state educa-
47 tion department out of any moneys in the general fund to the credit of

1 the local assistance account not otherwise appropriated. The comptroller
2 is hereby authorized and directed to utilize this appropriation for the
3 purpose of making mandated payments for the state fiscal year beginning
4 April 1, 2010 for the 2009-2010 school year for general support for
5 public schools, including support for excess cost aid payments
6 2,573,000,000
7 =====

8 The sum of one million eighty-six thousand (\$1,086,000), or so much
9 thereof as shall be sufficient to accomplish the purpose designated,
10 is hereby appropriated to the state education department out of any
11 moneys in the general fund to the credit of the local assistance
12 account not otherwise appropriated. The comptroller is hereby author-
13 ized and directed to utilize this appropriation for advances to HURD
14 city school districts pursuant to the provisions of chapter 280 of the
15 laws of 1978 1,086,000
16 =====

17 S 11. The several amounts specified in this section, or so much there-
18 of as shall be sufficient to accomplish the purposes designated, are
19 hereby appropriated and authorized to be paid as hereinafter provided,
20 to the respective public officers and for the several purposes speci-
21 fied, which amounts shall be available for the state fiscal year begin-
22 ning April 1, 2010.

23 DEPARTMENT OF HEALTH

24 MEDICAL ASSISTANCE PROGRAM 2,516,100,000
25 -----

26 General Fund / Aid to Localities
27 Local Assistance Account - 001

28 For the medical assistance program, exclu-
29 sive of expenses incurred by local
30 districts for administration of the
31 medical assistance program and for medical
32 care rates for authorized child care agen-
33 cies.

34 The money hereby appropriated is to be
35 available for payment of aid heretofore
36 accrued to municipalities, and to provid-
37 ers of medical services pursuant to
38 section 367-b of the social services law,
39 and for payment of state aid to munici-
40 palities and to providers of family care
41 where payment systems through the fiscal
42 intermediaries are not operational, and
43 shall be available to the department net
44 of disallowances, refunds, reimbursements,
45 and credits.

46 Notwithstanding any inconsistent provision
47 of law, moneys hereby appropriated may be
48 used for transfer to the federal revenue
49 maximization contract fund, pursuant to
50 the provisions of the state finance law.

1 Notwithstanding any inconsistent provision
2 of law, the moneys hereby appropriated may
3 be increased or decreased by interchange
4 with any appropriation of the department
5 of health medical assistance adminis-
6 tration program and/or medical assistance
7 program, and may be increased or decreased
8 by transfer or suballocation between these
9 appropriated amounts and appropriations of
10 the department of social services or its
11 successor agencies with the approval of
12 the director of the budget, who shall file
13 such approval with the department of audit
14 and control and copies thereof with the
15 chairman of the senate finance committee
16 and the chairman of the assembly ways and
17 means committee.

18 Notwithstanding any inconsistent provision
19 of law, the money hereby appropriated
20 shall not be used for any existing rates,
21 fees, fee schedules, or procedures which
22 may affect the cost of care and services
23 provided by personal care providers, case
24 managers, health maintenance organiza-
25 tions, out of state medical facilities
26 which provide care and services to resi-
27 dents of the state, providers of transpor-
28 tation services, that are altered,
29 amended, adjusted or otherwise changed by
30 a local social services district unless
31 previously approved by the department of
32 health and the director of the budget.

33 For services and expenses of the medical	
34 assistance program including hospital	
35 inpatient services	82,000,000
36 For services and expenses of the medical	
37 assistance program including hospital	
38 outpatient and emergency room services	15,000,000
39 For services and expenses of the medical	
40 assistance program including clinic	
41 services	14,000,000
42 For services and expenses of the medical	
43 assistance program including nursing home	
44 services	148,000,000
45 For services and expenses of the medical	
46 assistance program including other long	
47 term care services	111,000,000
48 For services and expenses of the medical	
49 assistance program including managed care	
50 services	124,000,000
51 For services and expenses of the medical	
52 assistance program including pharmacy	
53 services	65,000,000
54 For services and expenses of the medical	
55 assistance program including transporta-	
56 tion services	6,000,000

1	For services and expenses of the medical	
2	assistance program including dental	
3	services	3,000,000
4	For services and expenses of the medical	
5	assistance program including non-institu-	
6	tional and other spending	32,000,000
7	For services and expenses of the medical	
8	assistance program including medical	
9	services provided at state facilities	
10	operated by the office of mental health,	
11	the office of mental retardation and	
12	developmental disabilities and the office	
13	of alcoholism and substance abuse services	
14		400,000,000
15		-----
16	Program account subtotal	1,000,000,000
17		-----

18 Special Revenue Funds - Federal / Aid to Localities
19 Federal Health, Education and Human Services Fund - 265
20 Medicaid Direct Account

21 For services and expenses for the medical
22 assistance program, excluding administra-
23 tive expenses, pursuant to title XIX of
24 the federal social security act or its
25 successor program.

26 The moneys hereby appropriated are to be
27 available for payment of aid heretofore
28 accrued to municipalities, and to provid-
29 ers of medical services pursuant to
30 section 367-b of the social services law,
31 and for payment of state aid to munic-
32 ipalities and to providers of family care
33 where payment systems through the fiscal
34 intermediaries are not operational, and
35 shall be available to the department net
36 of disallowances, refunds, reimbursements,
37 and credits.

38	For services and expenses of the medical	
39	assistance program including hospital	
40	inpatient services	90,000,000
41	For services and expenses of the medical	
42	assistance program including hospital	
43	outpatient and emergency room services	15,000,000
44	For services and expenses of the medical	
45	assistance program including clinic	
46	services	15,000,000
47	For services and expenses of the medical	
48	assistance program including nursing home	
49	services	163,000,000
50	For services and expenses of the medical	
51	assistance program including other long	
52	term care services	123,000,000
53	For services and expenses of the medical	

1	assistance program including managed care	
2	services	137,000,000
3	For services and expenses of the medical	
4	assistance program including pharmacy	
5	services	72,000,000
6	For services and expenses of the medical	
7	assistance program including transporta-	
8	tion services	6,000,000
9	For services and expenses of the medical	
10	assistance program including dental	
11	services	4,000,000
12	For services and expenses of the medical	
13	assistance program including non-institu-	
14	tional and other spending	35,000,000
15	For services and expenses of the medical	
16	assistance program including medical	
17	services provided at state facilities	
18	operated by the office of mental health,	
19	the office of mental retardation and	
20	developmental disabilities and the office	
21	of alcoholism and substance abuse services	
22		500,000,000
23		-----
24	Program account subtotal	1,160,000,000
25		-----

26 Special Revenue Funds - Federal / Aid to Localities
27 Federal Health and Human Services Fund - 265
28 Medicaid Direct Account

29	For services and expenses of the medical	
30	assistance program including hospital	
31	inpatient, hospital outpatient and emer-	
32	gency room, clinic, nursing home, other	
33	long term care, managed care, pharmacy,	
34	transportation, dental, non-institutional	
35	and other spending, medical services	
36	provided at state facilities operated by	
37	the office of mental health, the office of	
38	mental retardation and developmental disa-	
39	bilities and the office of alcoholism and	
40	substance abuse services and for any other	
41	medical assistance services resulting from	
42	an increase in the federal medical assist-	
43	ance percentage	190,000,000
44		-----
45	Program account subtotal	190,000,000
46		-----

47 Special Revenue Funds - Other / Aid to Localities
48 HCRA Resources Fund - 061
49 Medical Assistance Account

50 For the purpose of making payments, the
51 money hereby appropriated is available for
52 payment of aid heretofore accrued or here-

1 after accrued, to providers of medical
2 care pursuant to section 367-b of the
3 social services law, and for payment of
4 state aid to municipalities and the feder-
5 al government where payment systems
6 through fiscal intermediaries are not
7 operational, to reimburse such providers
8 for costs attributable to the provision of
9 care to patients eligible for medical
10 assistance.
11 For services and expenses related to the
12 medical assistance program 38,000,000
13 For services and expenses of the medical
14 assistance program related to providing
15 distributions for supplemental medical
16 insurance for medicare part B premiums,
17 physician services, outpatient services,
18 medical equipment, supplies and other
19 health services 22,700,000
20 -----
21 Program account subtotal 60,700,000
22 -----

23 Special Revenue Funds - Other / Aid to Localities
24 HCRA Resources Fund - 061
25 Indigent Care Account

26 For the purpose of making payments to
27 providers of medical care pursuant to
28 section 367-b of the social services law,
29 and for payment of state aid to munici-
30 palities where payment systems through
31 fiscal intermediaries are not operational,
32 to reimburse such providers for costs
33 attributable to the provision of care to
34 patients eligible for medical assistance.
35 Payments from this appropriation to gener-
36 al hospitals related to bad debt and char-
37 ity care pursuant to article 28 of the
38 public health law respectively, when
39 combined with federal funds for services
40 and expenses for the medical assistance
41 program pursuant to title XIX of the
42 federal social security act or its succes-
43 sor program, shall equal the amount of the
44 funds received related to bad debt and
45 charity care allowances and surcharges
46 pursuant to article 28 of the public
47 health law and deposited to this account
48 less any such amounts withheld pursuant to
49 subdivision 21 of section 2807-c of the
50 public health law 105,400,000
51 -----
52 Program account subtotal 105,400,000
53 -----

1 S 12. The amount 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 respective public officers and for the several purposes specified, which
5 amount shall be available for the state fiscal year beginning April 1,
6 2010.

7 DEPARTMENT OF LABOR

8 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM 202,000,000
9 -----
10 Enterprise Funds / State Operations
11 Unemployment Insurance Benefit Fund - 481

12 For payment of unemployment insurance bene-
13 fits pursuant to article 18 of the labor
14 law or as authorized by the Federal
15 government through the disaster unemploy-
16 ment assistance program 202,000,000
17 -----

18 S 13. The amount specified in this section, or so much thereof as
19 shall be sufficient to accomplish the purpose designated, is hereby
20 appropriated and authorized to be paid as hereinafter provided, to the
21 public officers and for the purposes specified, which amount shall be
22 available for the state fiscal year beginning April 1, 2010.

23 DIVISION OF VETERANS' AFFAIRS

24 ADMINISTRATION PROGRAM 2,000
25 -----

26 General Fund / Aid to Localities
27 Local Assistance Account - 001

28 For payment of supplemental burial benefits
29 to eligible families of military personnel
30 killed in combat, pursuant to section
31 354-b of the executive law, and for trans-
32 fer of such amounts as are necessary to
33 state operations for related administra-
34 tive expenses 2,000
35 -----

36 S 14. No expenditure may be made from any appropriation in this act,
37 until a certificate of approval has been issued by the director of the
38 budget and a copy of such certificate shall have been filed with the
39 state comptroller, the chairman of the senate finance committee and the
40 chairman of the assembly ways and means committee provided, however,
41 that any expenditures from any appropriation in this act made by the
42 legislature or judiciary shall not require such certificate.

43 S 15. All expenditures and disbursements made against the appropri-
44 ations in this act shall, upon final action by the legislature on appro-
45 priation bills submitted by the governor pursuant to article VII of the
46 state constitution for the support of government for the state fiscal

1 year beginning April 1, 2010, be transferred by the comptroller as
2 expenditures and disbursements to such appropriations for all state
3 departments, agencies, the legislature and the judiciary, as applicable,
4 in amounts equal to the amounts charged against the appropriations in
5 this act for each such department, agency, the legislature and the judi-
6 ciary.

7 S 16. Severability clause. If any clause, sentence, paragraph, subdi-
8 vision, section or part of this act shall be adjudged by any court of
9 competent jurisdiction to be invalid, such judgment shall not affect,
10 impair, or invalidate the remainder thereof, but shall be confined in
11 its operation to the clause, sentence, paragraph, subdivision, section
12 or part thereof directly involved in the controversy in which such judg-
13 ment shall have been rendered. It is hereby declared to be the intent of
14 the legislature that this act would have been enacted even if such
15 invalid provisions had not been included herein.

16 S 17. This act shall take effect immediately and shall be deemed to
17 have been in full force and effect on and after April 1, 2010; provided,
18 however, that upon the transfer of expenditures and disbursements by the
19 comptroller as provided in section fifteen of this act, the appropri-
20 ations made by this act and subject to such section shall be deemed
21 repealed.