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

S. 8421 A. 11603

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

June 30, 2010

IN SENATE -- Introduced by COMMITTEE ON RULES -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- Introduced by COMMITTEE ON RULES -- read once and referred to the Committee on Ways and Means

AN ACT to amend a chapter of the laws of 2010 enacting the Education, Labor and Family Assistance Budget, as proposed in legislative bill numbers S.6603-B and A.9703-C, in relation to the state university and city university of New York

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

Section 1. Section 1 of a chapter of the laws of 2010 enacting the "Education, Labor and Family Assistance Budget", as proposed in legislative bill numbers S.6603-B and A.9703-C, is amended by repealing the items hereinbelow set forth in brackets and by adding thereto the items hereinbelow set forth in italics as follows:

CITY UNIVERSITY OF NEW YORK

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

CITY UNIVERSITY--SENIOR COLLEGES 1,059,965,000

General Fund / Aid to Localities
Local Assistance Account - 001

CITY UNIVERSITY--SENIOR COLLEGE PROGRAMS

For the costs of the state share, as prescribed herein, as reimbursement to the city of New York to be paid during the state fiscal year beginning April 1, 2010 for the operating expenses of the senior

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

LBD17964-03-0

college approved programs and services of the city university of New York as defined in section 6230 of the education law.

Notwithstanding paragraphs 3 and 4 of subdivision A of section 6221 of the education law, the amount appropriated herein shall constitute the maximum state payment for the 2010-11 state fiscal year beginning April 1, 2010 to the city of New York, of which $428,000,000 is a state liability to the city for the period beginning April 1, 2010 through June 30, 2011, for reimbursement of costs incurred by the city at any time during the 2009-10 academic year.

Notwithstanding any inconsistent provision of law, the dormitory authority of the state of New York may issue bonds for the purpose of reimbursing equipment disbursements subject to subdivision 14 of section 1680 of the public authorities law and upon transfer of bond proceeds for equipment disbursements, from the city university special revenue fund (377), facilities and planning income reimbursable account (NA) to an account of the city of New York, the general fund appropriations herein shall be reduced by amounts equivalent to such transfers but in no event less than $20,000,000 for the 12-month period beginning July 1, 2010; the transfer of such bond proceeds shall immediately and equivalently reduce the general fund amounts appropriated herein; and the portions of such general fund appropriations so affected shall have no further force or effect.

The state share of operating expenses, a portion of which is appropriated herein as reimbursement to New York city, shall be an amount equal to the net operating expenses of the senior college approved programs and services which shall equal the total operating expenses of approved programs and services less:

(a) all excess tuition and instructional and noninstructional fees attributable to the senior colleges received from the city university construction fund;

(b) miscellaneous revenue and fees, including bad debt recoveries and income fund reimbursable cost recoveries;

(c) pursuant to section 6221 of the education law, a representative share of the operating costs of those activities within central administration and university-wide programs which, as deter-

mined by the state budget director, relate jointly to the senior colleges and community colleges, and New York city support for associate degree programs at the College of Staten Island and Medgar Evers College and notwithstanding any other provision of law, rule or regulation, New York city support for associate degree programs at New York city college of technology and John Jay college, with such support based on the 2007-08 full-time equivalent (FTE) associate degree enrollments at these campuses and calculated using the New York city contribution per city university community college FTE in the 2007-08 base year, totaling $32,275,000.

ITEMS (A) AND (B) OF THE FOREGOING SHALL BE HEREAFTER REFERRED TO AS THE SENIOR COLLEGE REVENUE OFFSET, AND ITEM (C) AS THE CENTRAL ADMINISTRATION AND UNIVERSITY - WIDE PROGRAMS OFFSET.

In no event shall the state support for the operating expenses of the senior college approved programs and services for the 12-month period beginning July 1, 2009 Exceed $1,066,866,000 1,059,465,000

For services and expenses of the Joseph Murphy Institute 500,000

STATE UNIVERSITY OF NEW YORK

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund - State and Local	2,841,246,620	0
Special Revenue Funds - Federal	377,938,650	425,450,000
Special Revenue Funds - Other	[310,714,000]	579,794,000
	4,936,094,400	
Capital Projects Funds	572,426,000	7,023,675,000
Internal Service Funds	16,600,000	0
All Funds	[4,118,925,270]	8,028,919,000
	8,744,305,670	

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

Fund Type	State Operations	Aid to Localities	Capital Projects	Total
GF-St/Local	2,297,109,900	544,136,720	0	2,841,246,620

SR-Federal	358,500,000	19,438,650	0	377,938,650
SR-Other	[310,714,000]	0	0	[310,714,000]
	4,936,094,400			4,936,094,400
Cap Proj	0	0	572,426,000	572,426,000
Internal Srv	16,600,000	0	0	16,600,000
All Funds	[2,982,923,900]	542,680,036	572,426,000	[4,118,925,270]
	7,608,304,700			8,744,305,670

SCHEDULE

GENERAL FUND / STATE OPERATIONS

General Fund / State Operations
State Purposes Account - 003

Notwithstanding any other provision of law, for the purpose of subdivision 4 of section 355 of the education law, the separate amounts appropriated herein for doctoral and health science campuses, state university colleges, state university colleges of technology and agriculture, shall be deemed to be amounts appropriated to state-operated institutions and amounts appropriated to individual state-operated institutions shall be deemed to be amounts appropriated for programs or purposes.

EMPLOYEE FRINGE BENEFITS 1,210,796,000

For other employee fringe benefit programs including, but not limited to, the state's contributions to the health insurance fund, the employees' retirement system pension accumulation fund, the social security contribution fund, employee benefit fund programs, the dental insurance plan, the vision care plan, the unemployment insurance fund, and for workers' compensation benefits. Notwithstanding any other law to the contrary, no expenditure shall be made from this appropriation for any other purpose and it may not be reduced by interchange with any other appropriation made to the state university. This entire appropriation shall be transferred to the miscellaneous -- all state departments and agencies, general state charges program 1,003,796,000

Total general fund - state-operated institutions 2,152,738,500

PLUS AN AMOUNT TO BE TRANSFERRED FROM
THE MISCELLANEOUS SPECIAL REVENUE FUND -
STATE UNIVERSITY GENERAL REVENUE OFFSET
ACCOUNT 1,281,784,000

TOTAL GROSS OPERATING - STATE-OPERATED
INSTITUTIONS SUPPORT 3,434,522,500

CORNELL UNIVERSITY 135,333,500

For services and expenses of the New York
state statutory colleges - Cornell univer-
sity 86,215,200
For services and expenses to support
research conducted at the New York state
veterinary college at Cornell into canine
diseases affecting humans and animals 138,000
For Cornell land scrip 35,000
For services and expenses related to
programs that support Cornell university's
federal land grant mission 48,945,300

Amount available - New York statutory
colleges - Cornell University 135,333,500

Total of statutory and contract colleges
support 144,371,400

Total [general fund] GROSS OPERATING -
state-operated colleges and statutory and
contract college support .....
..... [2,297,109,900] 3,578,839,900

SPECIAL REVENUE FUNDS - OTHER

ENDOWMENT 5,000,000

SPECIAL REVENUE FUNDS - OTHER / STATE OPERATIONS
COMBINED GIFTS, GRANTS AND BEQUESTS FUND - 020
STATE UNIVERSITY RESTRICTED CURRENT FUND ACCOUNT

FOR SERVICES AND EXPENSES OF THE STATE
UNIVERSITY OF NEW YORK IN ACCORDANCE WITH
RESOLUTIONS ADOPTED BY THE STATE UNIVERSI-
TY OF NEW YORK BOARD OF TRUSTEES PURSUANT
TO SECTION 355 OF THE EDUCATION LAW 5,000,000

STUDENT LOANS 37,000,000

SPECIAL REVENUE FUNDS - OTHER / STATE OPERATIONS

COMBINED STUDENT LOAN FUND - 221
STUDENT LOAN ACCOUNT

FOR SERVICES AND EXPENSES RELATING TO LOW INTEREST LOANS MADE TO STUDENTS UNDER THE FEDERAL PERKINS, NURSING STUDENT AND HEALTH PROFESSION LOAN PROGRAMS 37,000,000

GENERAL REVENUE OFFSET 1,281,784,000

SPECIAL REVENUE FUNDS - OTHER/STATE OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
STATE UNIVERSITY REVENUE OFFSET ACCOUNT

FOR SERVICES AND EXPENSES OF STATE UNIVERSITY OPERATIONS AS AUTHORIZED IN THE STATE UNIVERSITY GENERAL FUND OPERATING SCHEDULE. NOTWITHSTANDING SECTION 23 OF THE PUBLIC LANDS LAW, EXPENDITURES FROM THIS APPROPRIATION MAY INCLUDE THE PROCEEDS DEPOSITED FROM THE SALE OF SURPLUS STATE UNIVERSITY PROPERTY 1,281,784,000

GENERAL INCOME REIMBURSABLE 808,062,000

SPECIAL REVENUE FUNDS - OTHER/STATE OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
STATE UNIVERSITY GENERAL INCOME REIMBURSABLE ACCOUNT

FOR SERVICES AND EXPENSES OF ACTIVITIES SUPPORTED IN WHOLE OR IN PART BY USER FEES AND OTHER CHARGES 808,062,000

HOSPITAL INCOME REIMBURSABLE 2,204,600,000

SPECIAL REVENUE FUNDS - OTHER / OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
STATE UNIVERSITY HOSPITALS INCOME REIMBURSABLE ACCOUNT

FOR SERVICES AND EXPENSES OF THE STATE UNIVERSITY STONY BROOK HOSPITAL 729,000,000
FRINGE BENEFITS. NOTWITHSTANDING ANY OTHER LAW TO THE CONTRARY, THIS APPROPRIATION MAY NOT BE DECREASED BY INTERCHANGE WITH ANY OTHER APPROPRIATION 146,300,000
FOR TRANSFER TO THE GENERAL DEBT SERVICE FUND FOR HOSPITAL DEBT SERVICE. NOTWITHSTANDING ANY OTHER LAW TO THE CONTRARY, THIS APPROPRIATION MAY NOT BE DECREASED BY INTERCHANGE WITH ANY OTHER APPROPRIATION AND IN ACCORDANCE WITH SECTION 4 OF THE STATE FINANCE LAW, THE COMPTROLLER IS AUTHORIZED AND DIRECTED TO TRANSFER SUCH

MONEYS FOR THE DESIGNATED PURPOSES UPON
THE REQUEST OF THE DIRECTOR OF THE BUDGET ... 20,950,000
SUBTOTAL 896,250,000

FOR SERVICES AND EXPENSES OF THE STATE
UNIVERSITY BROOKLYN HOSPITAL 487,500,000
FRINGE BENEFITS. NOTWITHSTANDING ANY OTHER
LAW TO THE CONTRARY, THIS APPROPRIATION
MAY NOT BE DECREASED BY INTERCHANGE WITH
ANY OTHER APPROPRIATION 107,600,000
FOR TRANSFER TO THE GENERAL DEBT SERVICE
FUND FOR HOSPITAL DEBT SERVICE. NOTWITH-
STANDING ANY OTHER LAW TO THE CONTRARY,
THIS APPROPRIATION MAY NOT BE DECEASED BY
INTERCHANGE WITH ANY OTHER APPROPRIATION
AND IN ACCORDANCE WITH SECTION 4 OF THE
STATE FINANCE LAW, THE COMPTROLLER IS
AUTHORIZED AND DIRECTED TO TRANSFER SUCH
MONEYS FOR THE DESIGNATED PURPOSES UPON
THE REQUEST OF THE DIRECTOR OF THE BUDGET 6,200,000
SUBTOTAL 601,300,000

FOR SERVICES AND EXPENSES OF THE STATE
UNIVERSITY SYRACUSE HOSPITAL 494,400,000
FRINGE BENEFITS. NOTWITHSTANDING ANY OTHER
LAW TO THE CONTRARY, THIS APPROPRIATION
MAY NOT BE DECREASED BY INTERCHANGE WITH
ANY OTHER APPROPRIATION 91,000,000
FOR TRANSFER TO THE GENERAL DEBT SERVICE
FUND FOR HOSPITAL DEBT SERVICE. NOTWITH-
STANDING ANY OTHER LAW TO THE CONTRARY,
THIS APPROPRIATION MAY NOT BE DECREASED BY
INTERCHANGE WITH ANY OTHER APPROPRIATION
AND IN ACCORDANCE WITH SECTION 4 OF THE
STATE FINANCE LAW, THE COMPTROLLER IS
AUTHORIZED AND DIRECTED TO TRANSFER SUCH
MONEYS FOR THE DESIGNATED PURPOSES UPON
THE REQUEST OF THE DIRECTOR OF THE BUDGET ... 21,650,000
SUBTOTAL 607,050,000
PROGRAM ACCOUNT SUBTOTAL 2,104,600,000

SPECIAL REVENUE FUNDS - OTHER/STATE OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
STATE UNIVERSITY-WIDE HOSPITAL REIMBURSABLE ACCOUNT

FOR SERVICES AND EXPENSES OF HOSPITAL ACTIV-
ITIES SUPPORTED IN WHOLE OR IN PART BY
USER FEES AND OTHER CHARGES 100,000,000

PROGRAM ACCOUNT SUBTOTAL 100,000,000

LONG ISLAND VETERANS' HOME REIMBURSABLE 42,157,000

SPECIAL REVENUE FUNDS - OTHER/STATE OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
LONG ISLAND VETERANS' HOME ACCOUNT

FOR SERVICES AND EXPENSES RELATED TO OPERATION OF THE LONG ISLAND VETERANS' HOME 42,157,000

SUNY STABILIZATION 85,000,000

SPECIAL REVENUE FUNDS - OTHER/STATE OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
SUNY STABILIZATION ACCOUNT

FOR SERVICES AND EXPENSES AT VARIOUS CAMPUSES 85,000,000

TUITION REIMBURSABLE 161,777,400

SPECIAL REVENUE FUNDS - OTHER/STATE OPERATIONS
STATE UNIVERSITY INCOME FUND - 345
SUNY TUITION REIMBURSABLE ACCOUNT

FOR SERVICES AND EXPENSES OF ACTIVITIES SUPPORTED IN WHOLE OR IN PART BY TUITION AND RELATED ACADEMIC FEES. THIS APPROPRIATION SHALL BE AVAILABLE FOR EXPENDITURE UPON APPROVAL BY THE DIRECTOR OF THE BUDGET OF AN ANNUAL PLAN SUBMITTED BY THE UNIVERSITY TO THE DIRECTOR OF THE BUDGET AND THE CHAIRMEN OF THE SENATE FINANCE COMMITTEE AND THE ASSEMBLY WAYS AND MEANS COMMITTEE ON OR BEFORE OCTOBER 15, 2010 161,777,400

Total special revenue funds - other / state operations ..... [310,714,000] 4,936,094,400

Total new appropriations for state operations and aid to localities ..... [3,525,603,936] 7,777,341,020

STATE UNIVERSITY CONSTRUCTION FUND

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

FOR PAYMENT ACCORDING TO THE FOLLOWING SCHEDULE:

	APPROPRIATIONS	REAPPROPRIATIONS
SPECIAL REVENUE FUNDS - OTHER	25,678,000	0
ALL FUNDS	25,678,000	0

AGENCY BUDGET SUMMARY OF NEW APPROPRIATIONS

FUND TYPE	STATE OPERATIONS	AID TO LOCALITIES	CAPITAL PROJECTS	TOTAL
SR-OTHER	25,678,000	0	0	25,678,000
ALL FUNDS	25,678,000	0	0	25,678,000

SCHEDULE

ADMINISTRATION PROGRAM 25,678,000

SPECIAL REVENUE FUNDS - OTHER / STATE OPERATIONS
MISCELLANEOUS SPECIAL REVENUE FUND - 339
STATE UNIVERSITY CONSTRUCTION FUND ACCOUNT

PERSONAL SERVICE

PERSONAL SERVICE--REGULAR	15,001,200
TEMPORARY SERVICE	276,800
AMOUNT AVAILABLE FOR PERSONAL SERVICE	15,278,000

NONPERSONAL SERVICE

SUPPLIES AND MATERIALS	87,300
TRAVEL	628,500
CONTRACTUAL SERVICES	1,757,200
EQUIPMENT	14,000
FRINGE BENEFITS	7,439,000
INDIRECT COSTS	474,000
AMOUNT AVAILABLE FOR NONPERSONAL SERVICE	10,400,000

TOTAL NEW APPROPRIATIONS FOR STATE OPERATIONS AND AID TO LOCALITIES 25,678,000

CONTINGENT AND OTHER APPROPRIATIONS

CITY UNIVERSITY OF NEW YORK

STATE OPERATIONS AND AID TO LOCALITIES 2010-11

For payment according to the following schedule:

Fiduciary Funds	[1,066,866,000]	1,860,258,000
All Funds	[1,066,866,000]	1,860,258,000

SCHEDULE

Fiduciary Funds
CUNY Senior College Operating Fund - 176

OPERATING SUPPORT REDUCTION	(63,629,000)
For an amount to be allocated by the board of trustees	(63,629,000)
Total state support for operating expenses	1,066,866,000
PLUS: SENIOR COLLEGE REVENUE OFFSET	761,117,000
PLUS: CENTRAL ADMINISTRATION AND UNIVERSITY WIDE PROGRAMS OFFSET	32,275,000
TOTAL GROSS SENIOR COLLEGE OPERATING BUDGET	1,860,258,000

S 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2010.