

S. 22

A. 22

Twentieth Extraordinary Session

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

December 2, 2009

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IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means

AN ACT to amend chapter 50 of the laws of 2009, enacting the public protection and general government budget; to amend chapter 53 of the laws of 2009, enacting the education, labor and family assistance budget; to amend chapter 54 of the laws of 2009, enacting the health and mental hygiene budget; and to amend chapter 55 of the laws of 2009, enacting the transportation, economic development and environmental conservation budget, in relation to the support of state government

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

1     Section 1. Section 1 of chapter 50 of the laws of 2009, enacting the  
2     public protection and general government budget is amended by repealing  
3     the items hereinbelow set forth in brackets and by adding to such  
4     section the other items underscored in this section.

5                                 DIVISION OF CRIMINAL JUSTICE SERVICES

6                                 STATE OPERATIONS AND AID TO LOCALITIES     2009-10

7     FUNDING AND PROGRAM ASSISTANCE PROGRAM

8         Special Revenue Funds - Other / Aid to Localities

9         Miscellaneous Special Revenue Fund - 339

10        Crimes Against Revenue Program Account

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

LBD12171-01-9

1 For payment to district attorneys who  
2 participate in the crimes against revenue  
3 program to be distributed in the same  
4 manner as the prior year or through a  
5 competitive process; PROVIDED, HOWEVER,  
6 THAT THE AMOUNT OF THIS APPROPRIATION  
7 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
8 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
9 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
10 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
11 ..... 6,000,000  
12 -----

13 Special Revenue Funds - Other / Aid to Localities  
14 State Police and Motor Vehicle Law Enforcement Fund - 354  
15 Local Agency Law Enforcement Account

16 For services and expenses associated with  
17 local anti-auto theft programs, in accord-  
18 ance with section 89-d of the state  
19 finance law, distributed through a compet-  
20 itive process; PROVIDED, HOWEVER, THAT THE  
21 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
22 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
23 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
24 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
25 AS OF NOVEMBER 1, 2009 ..... 4,284,000  
26 -----

27 DIVISION OF PAROLE

28 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

29 PAROLE OPERATIONS PROGRAM

30 General Fund / Aid to Localities  
31 Local Assistance Account - 001

32 For costs associated with the provision of  
33 treatment, residential stabilization and  
34 other related services for offenders in  
35 the community, including residential  
36 stabilization for sex offenders, pursuant  
37 to existing contracts or to be distributed  
38 through a competitive process; PROVIDED,  
39 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
40 ATION AVAILABLE FOR EXPENDITURE AND  
41 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
42 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
43 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
44 1, 2009 ..... 5,551,000  
45 -----

46 DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES

47 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

## 1 COMMUNITY CORRECTIONS PROGRAM

2 General Fund / Aid to Localities  
3 Local Assistance Account - 001

4 For payments to not-for-profit and govern-  
5 ment operated programs providing alterna-  
6 tives to incarceration, to be distributed  
7 pursuant to existing contracts or through  
8 a competitive process which includes an  
9 evaluation of the effectiveness of such  
10 process; PROVIDED, HOWEVER, THAT THE  
11 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
12 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
13 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
14 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
15 AS OF NOVEMBER 1, 2009 ..... 4,932,000  
16 -----

## 17 OFFICE OF REAL PROPERTY SERVICES

## 18 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

## 19 POLICY AND ORGANIZATIONAL SUPPORT SERVICES PROGRAM

20 General Fund - Aid to Localities  
21 Local Assistance Account - 001

22 For state financial assistance for improve-  
23 ment of the real property tax adminis-  
24 tration pursuant to a plan submitted by  
25 the office of real property services and  
26 approved by the division of the budget.  
27 Notwithstanding the provisions of any  
28 other law to the contrary, for state  
29 fiscal year 2009-2010 the liability of the  
30 state and the amount to be distributed or  
31 otherwise expended by the state pursuant  
32 to sections 318, 354, 489-w, 1530, and  
33 1573 of the real property tax law shall be  
34 determined by first calculating the amount  
35 of the expenditure or other liability  
36 pursuant to such law, and then reducing  
37 the amount so calculated by two percent of  
38 such amount; PROVIDED FURTHER THAT THE  
39 AMOUNT OF THE EXPENDITURES OR LIABILITIES  
40 PURSUANT TO SECTION 1573 OF THE REAL  
41 PROPERTY TAX LAW, SHALL BE FURTHER REDUCED  
42 BY 12.5 PERCENT OF THE AMOUNT OF THIS  
43 APPROPRIATION THAT IS UNDISBURSED AS OF  
44 NOVEMBER 1, 2009, AND THAT THE AMOUNT OF  
45 THIS APPROPRIATION AVAILABLE FOR DISBURSE-  
46 MENT ON OR AFTER SUCH DATE SHALL BE  
47 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
48 IS UNDISBURSED AS OF SUCH DATE. Such  
49 financial assistance shall include up to

1 \$5,025,000 for payments to local govern-  
2 ments pursuant to the rail infrastructure  
3 investment act of 2002; up to \$690,000 for  
4 reimbursement for assessor training pursu-  
5 ant to sections 318 and 354 of the real  
6 property tax law; and up to \$8,250,000  
7 pursuant to section 1573 of the real prop-  
8 erty tax law, and shall include the  
9 payment of liabilities incurred prior to  
10 April 1, 2009 ..... 13,965,000  
11 -----

12 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

13 ALL STATE DEPARTMENTS AND AGENCIES

14 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

15 Maintenance Undistributed

16 General Fund  
17 Community Projects Fund - 007  
18 Account BB

19 For services and expenses, grants in aid, or  
20 for contracts with certain not-for-profit  
21 agencies, universities, colleges, school  
22 districts, corporations, and/or munici-  
23 palities pursuant to section 99-d of the  
24 state finance law. The funds appropriated  
25 hereby may be suballocated to any depart-  
26 ment, agency, or public authority.

27 [Pursuant to the provisions of subdivision 5  
28 of section 24 of the state finance law and  
29 any provision of law requiring the  
30 approval of the director or division of  
31 the budget, such grants in aid shall be  
32 expended only pursuant to one or more  
33 plans submitted by the temporary president  
34 of the senate in accordance with such  
35 section. Such plan shall include but not  
36 be limited to an itemized list of grantees  
37 with the amount to be received by each.  
38 Thereafter, such list shall be included in  
39 a resolution approved by a majority vote  
40 of all members of the senate upon a roll  
41 call vote] NOTWITHSTANDING SUBDIVISION 5  
42 OF SECTION 24 OF THE STATE FINANCE LAW,  
43 THE \$74,375,000 APPROPRIATION SPECIFIED  
44 HEREIN SHALL BE AVAILABLE PURSUANT TO ONE  
45 OR SEVERAL PLANS, WHICH SHALL INCLUDE BUT  
46 NOT BE LIMITED TO AN ITEMIZED LIST OF  
47 GRANTEEES WITH THE AMOUNT TO BE RECEIVED BY  
48 EACH, SUBMITTED BY THE SECRETARY OF THE  
49 SENATE FINANCE COMMITTEE BY JANUARY 15,

1 2010, AND SUBJECT TO THE APPROVAL OF THE  
2 DIRECTOR OF THE BUDGET ..... [85,000,000] 74,375,000  
3 -----

4 Maintenance Undistributed

5 General Fund  
6 Community Projects Fund - 007  
7 Account CC

8 For services and expenses, grants in aid, or  
9 for contracts with certain not-for-profit  
10 agencies, universities, colleges, school  
11 districts, corporations, and/or munici-  
12 palities in a manner determined pursuant  
13 to subdivision 5 of section 24 of the  
14 state finance law. The funds appropriated  
15 hereby may be suballocated to any depart-  
16 ment, agency or public authority .....  
17 ..... [20,000,000] 9,375,000  
18 -----

19 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

20 LOCAL GOVERNMENT ASSISTANCE

21 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

22 AID AND INCENTIVES FOR MUNICIPALITIES

23 General Fund / Aid to Localities  
24 Local Assistance Account - 001

25 For payment to local governments under the  
26 aid and incentives for municipalities  
27 program pursuant to section 54 of the  
28 state finance law in accordance with the  
29 following:  
30 For base level grants to municipalities ....  
31 ..... [755,684,000] 750,336,517  
32 For special aid and incentives for munici-  
33 palities to the city of New York. Funds  
34 appropriated herein are supported by  
35 savings resulting from the increased  
36 Federal Medical Assistance Percentage  
37 (FMAP) provided pursuant to the American  
38 recovery and reinvestment act of 2009 ....  
39 ..... [327,889,668] 301,658,495  
40 For a local government efficiency grant  
41 program administered by the department of  
42 state pursuant to section 54 of the state  
43 finance law.  
44 Of the amount appropriated herein, up to  
45 \$2,450,000 shall be made available for  
46 high priority planning grants and general

1 efficiency planning grants to eligible  
2 municipalities.  
3 Of the amount appropriated herein, up to  
4 [\$4,900,000] \$4,400,000 shall be made  
5 available for efficiency implementation  
6 grants to eligible municipalities.  
7 Of the amount appropriated herein, up to  
8 \$4,165,000 shall be made available for  
9 twenty-first century demonstration project  
10 grants to eligible municipalities.  
11 Of the amount appropriated herein, up to  
12 \$1,960,000 shall be made available for  
13 municipal merger incentives for eligible  
14 municipalities.  
15 Notwithstanding the above provisions of this  
16 appropriation, and subject to approval of  
17 the director of the budget, any unused  
18 moneys provided pursuant to this appropri-  
19 ation for high priority planning grants,  
20 general efficiency planning grants or  
21 twenty-first century demonstration project  
22 grants may be used for efficiency imple-  
23 mentation grants, and any unused moneys  
24 provided pursuant to this appropriation  
25 for high priority planning grants, general  
26 efficiency planning grants or efficiency  
27 implementation grants may be used for  
28 twenty-first century demonstration project  
29 grants.  
30 Notwithstanding any other provision of law,  
31 no payment shall be made from this appro-  
32 priation without a certificate of approval  
33 by the director of the budget .....  
34 ..... [13,475,000] 12,975,000  
35 -----

36 S 2. Section 1 of chapter 53 of the laws of 2009, enacting the educa-  
37 tion, labor and family assistance budget, as amended by chapter 50,  
38 section 4, of the laws of 2009, is amended by repealing the items here-  
39 inbelow set forth in brackets and by adding to such section the other  
40 items underscored in this section.

41 COUNCIL ON THE ARTS

42 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

43 ADMINISTRATION PROGRAM

44 General Fund / Aid to Localities  
45 Local Assistance Account - 001

46 For state financial assistance for the arts.  
47 This appropriation may be used for state  
48 financial assistance to nonprofit cultural  
49 organizations offering services to the  
50 general public, including but not limited

1 to, orchestras, dance companies, museums  
2 and theatre groups including nonprofit  
3 cultural organizations, botanical gardens,  
4 zoos, aquariums and public benefit corpo-  
5 rations offering programs of arts related  
6 education for elementary and secondary  
7 school pupils. Such programs may include  
8 activities directly undertaken by the  
9 grantee, or indirectly by regranting of  
10 state funds by regional or local arts  
11 councils, among other organizations, to  
12 nonprofit cultural organizations.

13 Grants, including capital grants, awarded  
14 may be used for programs and activities  
15 relating to arts disciplines including,  
16 but not limited to, architecture, dance,  
17 design, music, theater, media, literature,  
18 museum activities, visual arts, folk arts,  
19 and arts in education programs; PROVIDED,  
20 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
21 ATION AVAILABLE FOR EXPENDITURE AND  
22 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
23 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
24 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
25 1, 2009 ..... 38,900,000  
26 -----

27 CITY UNIVERSITY OF NEW YORK

28 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

29 CITY UNIVERSITY--COMMUNITY COLLEGES

30 General Fund / Aid to Localities  
31 Local Assistance Account - 001

32 OPERATING ASSISTANCE

33 For state financial assistance, net of  
34 disallowances, for operating expenses of  
35 community colleges to be expended pursuant  
36 to regulations developed jointly by the  
37 state university trustees and the city  
38 university trustees and approved by the  
39 director of the budget, and shall include  
40 funds available on a matching basis to  
41 implement programs for the provision of  
42 education and training services to indi-  
43 viduals eligible under the federal  
44 personal responsibility and work opportu-  
45 nity reconciliation act of 1996.

46 Notwithstanding any other provision of law,  
47 rule or regulation, aid payable from this  
48 appropriation to community colleges shall  
49 be distributed to the colleges according

1 to guidelines established by the city  
2 university trustees.  
3 Notwithstanding any other law, rule, or  
4 regulation to the contrary, full funding  
5 for aidable community college enrollment  
6 for the college fiscal year 2009-10 and  
7 heretofore as provided under this appro-  
8 priation is determined by the operating  
9 aid formulas defined in rules and regu-  
10 lations developed jointly by the boards of  
11 trustees of the state and city universi-  
12 ties and approved by the director of the  
13 budget provided that the local sponsor may  
14 use funds contained in reserves for excess  
15 student revenue for operating support of a  
16 community college program even though said  
17 expenditures may cause expenses and  
18 student revenues to exceed one-third of  
19 the college's net operating budget for the  
20 college fiscal year 2009-10 provided that  
21 such funds do not cause the college's  
22 revenue from the local sponsor's contrib-  
23 ution in aggregate to be less than the  
24 comparable amounts for the previous commu-  
25 nity college fiscal year and further  
26 provided that pursuant to standards and  
27 regulations of the state university trus-  
28 tees and the city university trustees for  
29 the college fiscal year 2009-10, community  
30 colleges may increase tuition and fees  
31 above that allowable under current educa-  
32 tion law if such standards and regulations  
33 require that in order to exceed the  
34 tuition limit otherwise set forth in the  
35 education law, local sponsor contributions  
36 either in the aggregate or for each full-  
37 time equivalent student shall be no less  
38 than the comparable amounts for the previ-  
39 ous community college fiscal year .....  
40 .....[177,687,230] 173,287,230  
41 -----

#### 42 CATEGORICAL PROGRAMS

43 For payment of rental aid; PROVIDED, HOWEV-  
44 ER, THAT THE AMOUNT OF THIS APPROPRIATION  
45 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
46 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
47 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
48 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
49 ..... 7,209,280  
50 -----

#### 51 CITY UNIVERSITY -- SENIOR COLLEGES

52 General Fund / Aid to Localities

1 Local Assistance Account - 001

2 CITY UNIVERSITY--SENIOR COLLEGE PROGRAMS

3 For the costs of the state share, as  
4 prescribed herein, as reimbursement to the  
5 city of New York to be paid during the  
6 state fiscal year beginning April 1, 2009  
7 for the operating expenses of the senior  
8 college approved programs and services of  
9 the city university of New York as defined  
10 in section 6230 of the education law.

11 Notwithstanding paragraphs 3 and 4 of subdivi-  
12 sion A of section 6221 of the education  
13 law, the amount appropriated herein shall  
14 constitute the maximum state payment for  
15 the 2009-10 state fiscal year beginning  
16 April 1, 2009 to the city of New York, of  
17 which \$428,000,000 is a state liability to  
18 the city for the period beginning April 1,  
19 2009 through June 30, 2010, for reimburse-  
20 ment of costs incurred by the city at any  
21 time during the 2008-09 academic year.

22 Notwithstanding any inconsistent provision  
23 of law, the dormitory authority of the  
24 state of New York may issue bonds for the  
25 purpose of reimbursing equipment disburse-  
26 ments subject to subdivision 14 of section  
27 1680 of the public authorities law and  
28 upon transfer of bond proceeds for equip-  
29 ment disbursements, from the city univer-  
30 sity special revenue fund (377), facili-  
31 ties and planning income reimbursable  
32 account (NA) to an account of the city of  
33 New York, the general fund appropriations  
34 herein shall be reduced by amounts equiv-  
35 alent to such transfers but in no event  
36 less than \$20,000,000 for the 12-month  
37 period beginning July 1, 2009; the trans-  
38 fer of such bond proceeds shall immediate-  
39 ly and equivalently reduce the general  
40 fund amounts appropriated herein; and the  
41 portions of such general fund appropri-  
42 ations so affected shall have no further  
43 force or effect.

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

52 (a) all excess tuition and instructional  
53 and noninstructional fees attributable

1 to the senior colleges received from the  
 2 city university construction fund;  
 3 (b) miscellaneous revenue and fees,  
 4 including bad debt recoveries and income  
 5 fund reimbursable cost recoveries;  
 6 (c) pursuant to section 6221 of the educa-  
 7 tion law, a representative share of the  
 8 operating costs of those activities  
 9 within central administration and univ-  
 10 ersity-wide programs which, as deter-  
 11 mined by the state budget director,  
 12 relate jointly to the senior colleges  
 13 and community colleges, and New York  
 14 city support for associate degree  
 15 programs at the College of Staten Island  
 16 and Medgar Evers College and notwith-  
 17 standing any other provision of law,  
 18 rule or regulation, New York city  
 19 support for associate degree programs at  
 20 New York city college of technology and  
 21 John Jay college, with such support  
 22 based on the 2006-07 full-time equiv-  
 23 alent (FTE) associate degree enrollments  
 24 at these campuses and calculated using  
 25 the New York city contribution per city  
 26 university community college FTE in the  
 27 2006-07 base year, totaling \$32,275,000.  
 28 Items (a) and (b) of the foregoing shall be  
 29 hereafter referred to as the senior  
 30 college revenue offset, and item (c) as  
 31 the central administration and universi-  
 32 ty-wide programs offset.  
 33 In no event shall the state support for the  
 34 operating expenses of the senior college  
 35 approved programs and services for the  
 36 12-month period beginning July 1, 2009  
 37 Exceed [\$1,096,493,377] \$1,072,493,377 ...  
 38 ..... [1,061,254,000] 1,037,254,000  
 39 -----

40 EDUCATION DEPARTMENT

41 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

42 ELEMENTARY, MIDDLE, SECONDARY AND CONTINUING EDUCATION  
 43 PROGRAM

44 General Fund / Aid to Localities  
 45 Local Assistance Account - 001

46 For general support for public schools,  
 47 pursuant to a chapter of the laws of 2009;  
 48 including remaining 2008-09 school year  
 49 obligations ..... [16,985,341,000] 16,525,341,000  
 50 For competitive grants for adult literacy/  
 51 education aid to public and private not-

1 for-profit agencies, including but not  
2 limited to, 2 and 4 year colleges, commu-  
3 nity based organizations, libraries, and  
4 volunteer literacy organizations and  
5 institutions which meet quality standards  
6 promulgated by the commissioner of educa-  
7 tion to provide programs of basic litera-  
8 cy, high school equivalency, and English  
9 as a second language to persons 16 years  
10 of age or older for the 2009-10 school  
11 year; PROVIDED, HOWEVER, THAT THE AMOUNT  
12 OF THIS APPROPRIATION AVAILABLE FOR  
13 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
14 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
15 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
16 AS OF NOVEMBER 1, 2009 ..... 4,906,000  
17 For allowances to private schools for the  
18 blind and the deaf, including state aid  
19 for blind and deaf pupils in certain  
20 institutions to be paid for the purposes  
21 provided under article 85 of the education  
22 law for the education of deaf children  
23 under 3 years of age including transfers  
24 to the miscellaneous special revenue fund  
25 Rome school for the deaf account (339E6)  
26 pursuant to a plan to be developed by the  
27 commissioner and approved by the director  
28 of the budget. Notwithstanding any other  
29 inconsistent provisions of law, such funds  
30 appropriated herein shall be for the New  
31 York state pupils approved to attend such  
32 schools and whose admissions, attendance  
33 and termination therein is in accordance  
34 with rules and regulations of the commis-  
35 sioner of education.  
36 Of the amounts appropriated herein, up to  
37 \$6,651,000 shall be used for debt service  
38 on capital construction projects financed  
39 through the state dormitory authority and  
40 \$111,449,000 shall be available for allow-  
41 ances to schools for the blind and deaf.  
42 Provided further that, notwithstanding any  
43 inconsistent provision of law, upon  
44 disbursement of funds appropriated for  
45 additional allowances to private schools  
46 for the blind and deaf in the vocational  
47 and educational services for individuals  
48 with disabilities program special revenue  
49 funds-federal/aid to localities, funds  
50 appropriated herein shall be reduced in an  
51 amount equivalent to such disbursement and  
52 the portion of this appropriation so  
53 affected shall have no further force or  
54 effect. Such reduction in the general fund  
55 allowances to private schools for the  
56 blind and deaf shall be fully offset by

1 the special revenue funds-federal/aid to  
2 localities funds appropriated for addi-  
3 tional allowances to private schools for  
4 the blind and deaf.

5 Notwithstanding any provision of the law to  
6 the contrary, funds appropriated herein  
7 shall be available for payment of liabil-  
8 ities heretofore accrued or hereafter to  
9 accrue and, subject to the approval of the  
10 director of the budget, such funds shall  
11 be available to the department net of  
12 disallowances, refunds, reimbursements and  
13 credits; PROVIDED, HOWEVER, THAT THE  
14 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
15 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
16 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
17 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
18 AS OF NOVEMBER 1, 2009 ..... 118,100,000

19 For July and August programs for school-aged  
20 children with handicapping conditions  
21 pursuant to section 4408 of the education  
22 law. Moneys appropriated herein shall be  
23 used as follows: (i) for remaining base  
24 year and prior school years obligations,  
25 (ii) for the purposes of subdivision 4 of  
26 section 3602 of the education law for  
27 schools operated under articles 87 and 88  
28 of the education law, and (iii) notwith-  
29 standing any inconsistent provision of  
30 law, for payments made pursuant to this  
31 appropriation for current school year  
32 obligations, provided, however, that such  
33 payments shall not exceed 70 percent of  
34 the state aid due for the sum of the  
35 approved tuition and maintenance rates and  
36 transportation expense provided for here-  
37 in; provided, however, that payment of  
38 eligible claims shall be payable in the  
39 order that such claims have been approved  
40 for payment by the commissioner of educa-  
41 tion, and provided further that no claim  
42 shall be set aside for insufficiency of  
43 funds to make a complete payment, but  
44 shall be eligible for a partial payment in  
45 one year and shall retain its priority  
46 date status for subsequent appropriations  
47 designated for such purposes. Notwith-  
48 standing any inconsistent provision of law  
49 to the contrary, funds appropriated herein  
50 shall only be available for liabilities  
51 incurred prior to July 1, 2010, shall be  
52 used to pay 2008-09 school year claims in  
53 the first instance, and represent the  
54 maximum amount payable during the 2009-10  
55 state fiscal year. Notwithstanding any  
56 provision of law to the contrary, funds

1 appropriated herein shall be available for  
2 payment of liabilities heretofore accrued  
3 or hereafter to accrue and, subject to the  
4 approval of the director of the budget,  
5 such funds shall be available to the  
6 department net of disallowances, refunds,  
7 reimbursements and credits; PROVIDED,  
8 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
9 ATION AVAILABLE FOR EXPENDITURE AND  
10 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
11 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
12 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
13 1, 2009 ..... 260,400,000  
14 For services and expenses of a \$27,821,000  
15 2009-10 school year program for extended  
16 day and school violence prevention  
17 programs; PROVIDED, HOWEVER, THAT THE  
18 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
19 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
20 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
21 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
22 AS OF NOVEMBER 1, 2009 ..... 27,821,000  
23 For services and expenses related to the  
24 development, implementation and operation  
25 of charter schools for the 2009-10 school  
26 year including \$1,981,000 for administra-  
27 tive/technical support services provided  
28 by the charter school institute of the  
29 state university of New York. This appro-  
30 priation shall only be available for  
31 expenditure upon the approval of an  
32 expenditure plan by the director of the  
33 budget and funds appropriated herein shall  
34 be transferred to the miscellaneous  
35 special revenue fund - charter schools  
36 stimulus account; PROVIDED, HOWEVER, THAT  
37 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
38 FOR EXPENDITURE AND DISBURSEMENT ON AND  
39 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
40 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
41 BURSED AS OF NOVEMBER 1, 2009 .. 5,528,000  
42 -----

43 Special Revenue Funds - Federal / Aid to Localities  
44 State Fiscal Stabilization Fund - 267

45 For support of elementary, secondary, and  
46 post-secondary education from the state  
47 fiscal stabilization fund-education fund  
48 as funded by the American recovery and  
49 reinvestment act of 2009. Notwithstanding  
50 any other provision of law to the contra-  
51 ry, of the amounts appropriated herein, up  
52 to a total of \$38,400,000 may be suballo-  
53 cated or transferred, subject to the  
54 approval of the director of the budget, to

1 the state university of New York and the  
2 city university of New York for operating  
3 expenses of community colleges of which  
4 \$27,648,000 shall be available for subal-  
5 location or transfer to the state univer-  
6 sity of New York community college operat-  
7 ing assistance program and \$10,752,000  
8 shall be available for suballocation or  
9 transfer to the city university of New  
10 York community colleges program. Funds  
11 appropriate herein shall be subject to all  
12 applicable reporting and accountability  
13 requirements contained in such act .....  
14 ..... [1,235,000,000] 1,626,000,000  
15 -----

16 For the purposes of the state fiscal  
17 stabilization fund-other governmental  
18 services fund as funded by the American  
19 recovery and reinvestment act of 2009.  
20 Funds appropriated herein shall be subject  
21 to all applicable reporting and account-  
22 ability requirements contained in such  
23 act.

24 Funds appropriated herein shall be available  
25 for services and expenses of a \$40,000,000  
26 teacher resources and computer training  
27 centers program for the 2009-10 school  
28 year provided that, notwithstanding any  
29 inconsistent provision of law, subject to  
30 the approval of the director of the budg-  
31 et. Funds appropriated herein shall be  
32 subject to all applicable reporting and  
33 accountability requirements contained in  
34 such act; PROVIDED, HOWEVER THAT THE  
35 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
36 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
37 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
38 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
39 AS OF NOVEMBER 1, 2009 ..... 40,000,000  
40 -----

41 Special Revenue Funds - Other / Aid to Localities  
42 State Lottery Fund - 160

43 For general support for public schools for  
44 the 2009-10 school year, for grants  
45 awarded pursuant to subparagraph 2-a of  
46 paragraph b of subdivision 4 of section  
47 92-C of the state finance law .....  
48 ..... [478,000,000] 547,000,000  
49 -----

50 OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM

51 General Fund / Aid to Localities

## 1 Local Assistance Account - 001

2 The moneys herein appropriated shall be  
3 available for higher and continuing educa-  
4 tion programs provided by independent  
5 colleges, universities and other organiza-  
6 tions approved by the state education  
7 department.

8 For liberty partnerships program awards as  
9 prescribed by section 612 of the education  
10 law as added by chapter 425 of the laws of  
11 1988. Notwithstanding any other section of  
12 law to the contrary, funding for such  
13 programs in the 2009-10 fiscal year shall  
14 be limited to the amount appropriated  
15 herein ..... [11,817,000]

10,842,000

16 Unrestricted aid to independent colleges and  
17 universities, notwithstanding any other  
18 section of law to the contrary, aid other-  
19 wise due and payable in the 2009-10 fiscal  
20 year shall be limited to the amount appro-  
21 priated herein; PROVIDED, HOWEVER, THAT  
22 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
23 FOR EXPENDITURE AND DISBURSEMENT ON AND  
24 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
25 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
26 BURSED AS OF NOVEMBER 1, 2009 .....  
27 ..... 41,600,000

28 For higher education opportunity program  
29 awards. Funds appropriated herein shall be  
30 used by independent colleges to expand  
31 opportunities for the educationally and  
32 economically disadvantaged at independent  
33 institutions of higher learning; PROVIDED,  
34 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
35 ATION AVAILABLE FOR EXPENDITURE AND  
36 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
37 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
38 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
39 1, 2009 ..... 23,752,000

40 For science and technology entry program  
41 (STEP) awards ..... [10,283,000]

9,774,000

42 For collegiate science and technology entry  
43 program (CSTEP) awards ..... [4,000,000]

3,806,000

44 -----

## 45 CULTURAL EDUCATION PROGRAM

46 General Fund / Aid to Localities

47 Local Assistance Account - 001

48 Aid to public libraries including aid to New  
49 York public library (NYPL) and NYPL's  
50 science industry and business library.  
51 Provided that, notwithstanding any  
52 provision of law, rule or regulation to

1 the contrary, such aid, and the state's  
2 liability therefor, shall represent  
3 fulfillment of the state's obligation for  
4 this program; PROVIDED, HOWEVER, THAT THE  
5 AMOUNT OF THE EXPENDITURE OR LIABILITY  
6 PURSUANT TO SUCH LAW SHALL BE FURTHER  
7 REDUCED BY 12.5 PERCENT OF SUCH REDUCED  
8 AMOUNT, AND THAT THE AMOUNT OF THIS APPRO-  
9 PRIATION AVAILABLE FOR EXPENDITURE AND  
10 DISBURSEMENT ON AND AFTER SUCH DATE SHALL  
11 BE REDUCED BY 12.5 PERCENT OF THE AMOUNT  
12 THAT WAS UNDISBURSED AS OF NOVEMBER 1,  
13 2009 ..... 80,500,000  
14 For additional aid to public libraries;  
15 PROVIDED, HOWEVER, THAT THE AMOUNT OF THE  
16 EXPENDITURE OR LIABILITY PURSUANT TO SUCH  
17 LAW SHALL BE FURTHER REDUCED BY 12.5  
18 PERCENT OF SUCH REDUCED AMOUNT, AND THAT  
19 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
20 FOR EXPENDITURE AND DISBURSEMENT ON AND  
21 AFTER SUCH DATE SHALL BE REDUCED BY 12.5  
22 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
23 AS OF NOVEMBER 1, 2009 ..... 10,581,000  
24 -----

25 Special Revenue Funds - Other / Aid to Localities  
26 New York State Local Government Records Management  
27 Improvement Fund - 052  
28 Local Government Records Management Account

29 Grants to individual local governments or  
30 groups of cooperating local governments as  
31 provided in section 57.35 of the arts and  
32 cultural affairs law; PROVIDED, HOWEVER,  
33 THAT THE AMOUNT OF THIS APPROPRIATION  
34 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
35 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
36 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
37 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
38 ..... 9,539,000  
39 -----

40 DEPARTMENT OF FAMILY ASSISTANCE

41 OFFICE OF CHILDREN AND FAMILY SERVICES

42 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

43 FAMILY AND CHILDREN'S SERVICES PROGRAM

44 General Fund / Aid to Localities  
45 Local Assistance Account - 001

46 For state aid grants to support contractual  
47 agreements with community-based programs  
48 for children, youth and families, in order

1 to provide services that meet the needs of  
2 families and enhance the safety and  
3 stability of children and youth in their  
4 homes and contractual agreements with  
5 non-for-profits to enhance the assessment  
6 of the need for, and provision of services  
7 to, victims of domestic violence that are  
8 involved in child protective services  
9 cases. Such funds are available to contin-  
10 ue or expand existing programs with exist-  
11 ing contractors that are satisfactorily  
12 performing services, to award new  
13 contracts to continue programs where  
14 existing contractors are not satisfactori-  
15 ly performing as determined by the office  
16 of children and family services, and/or  
17 award new contracts through a competitive  
18 process; PROVIDED, HOWEVER, THAT THE  
19 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
20 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
21 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
22 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
23 AS OF NOVEMBER 1, 2009 ..... 4,934,100  
24 For services and expenses of certain local  
25 or regional multidisciplinary child abuse  
26 investigation teams approved by the office  
27 of children and family services for the  
28 purpose of investigating reports of  
29 suspected child abuse or maltreatment and  
30 for new and established child advocacy  
31 centers; PROVIDED, HOWEVER, THAT THE  
32 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
33 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
34 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
35 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
36 AS OF NOVEMBER 1, 2009 ..... 5,811,000  
37 The money hereby appropriated is to be  
38 available for payment of state aid hereto-  
39 fore accrued or hereafter to accrue to  
40 municipalities. Subject to the approval of  
41 the director of the budget, the money  
42 hereby appropriated shall be available to  
43 the office net of disallowances, refunds,  
44 reimbursements, and credits.  
45 Notwithstanding any inconsistent provision  
46 of law, the amount herein appropriated may  
47 be transferred to any other appropriation  
48 within the office of children and family  
49 services and/or the office of temporary  
50 and disability assistance and/or suballo-  
51 cated to the office of temporary and disa-  
52 bility assistance for the purpose of  
53 paying local social services districts'  
54 costs of the above program and may be  
55 increased or decreased by interchange with  
56 any other appropriation or with any other

1 item or items within the amounts appropri-  
2 ated within the office of children and  
3 family services general fund - local  
4 assistance account with the approval of  
5 the director of the budget who shall file  
6 such approval with the department of audit  
7 and control and copies thereof with the  
8 chairman of the senate finance committee  
9 and the chairman of the assembly ways and  
10 means committee.

11 Notwithstanding any inconsistent provision  
12 of law, in lieu of payments authorized by  
13 the social services law, or payments of  
14 federal funds otherwise due to the local  
15 social services districts for programs  
16 provided under the federal social security  
17 act or the federal food stamp act, funds  
18 herein appropriated, in amounts certified  
19 by the state commissioner or the state  
20 commissioner of health as due from local  
21 social services districts each month as  
22 their share of payments made pursuant to  
23 section 367-b of the social services law  
24 may be set aside by the state comptroller  
25 in an interest-bearing account with such  
26 interest accruing to the credit of the  
27 locality in order to ensure the orderly  
28 and prompt payment of providers under  
29 section 367-b of the social services law  
30 pursuant to an estimate provided by the  
31 commissioner of health of each local  
32 social services district's share of  
33 payments made pursuant to section 367-b of  
34 the social services law.

35 Notwithstanding any inconsistent provision  
36 of law, the amount hereby appropriated  
37 shall be available for the designated  
38 purposes, less the amount, as certified by  
39 the director of the budget, of any trans-  
40 fers from the general fund to the tobacco  
41 control and insurance initiatives pool  
42 established pursuant to section 2807-v of  
43 the public health law, to reflect the  
44 state savings attributable to this program  
45 resulting from an increase in the federal  
46 medical assistance percentage available to  
47 the state pursuant to the applicable  
48 provisions of the federal social security  
49 act.

50 The amounts appropriated herein shall be  
51 available for reimbursement of local  
52 district claims only to the extent that  
53 such claims are submitted within twenty-  
54 four months of the last day of the state  
55 fiscal year in which the expenditures were  
56 incurred, unless waived for good cause by

1 the commissioner subject to the approval  
2 of the director of the budget.  
3 For services and expenses of medical care  
4 for foster children. The amount appropri-  
5 ated herein shall be available for trans-  
6 fer or suballocation to the department of  
7 health for the medical assistance program  
8 for such services and expenses; PROVIDED,  
9 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
10 ATION AVAILABLE FOR EXPENDITURE AND  
11 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
12 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
13 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
14 1, 2009 ..... 34,000,000  
15 Of the amount appropriated herein,  
16 \$23,605,938 shall be available as follows;  
17 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
18 APPROPRIATION AVAILABLE FOR EXPENDITURE  
19 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
20 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
21 THE AMOUNT THAT WAS UNDISBURSED AS OF  
22 NOVEMBER 1, 2009:  
23 For services and expenses related to locally  
24 operated youth development and delinquency  
25 prevention programs. No expenditure shall  
26 be made from this appropriation until a  
27 plan has been approved by the director of  
28 the budget and a certificate of approval  
29 allocating these funds has been issued by  
30 the director of the budget.  
31 Notwithstanding the provisions of section  
32 420 of the executive law which would  
33 require expenditure of state aid for youth  
34 programs in a total amount greater than  
35 [\$23,605,938] THE AMOUNT APPROPRIATED, for  
36 payment of state aid for programs pursuant  
37 to article 19-A of the executive law, for  
38 delinquency prevention and youth develop-  
39 ment. Notwithstanding the provisions of  
40 section 420 of the executive law, eligi-  
41 bility for state aid reimbursement for  
42 counties which do not participate in the  
43 county comprehensive planning process  
44 shall be determined as follows: the aggre-  
45 gate amount of state aid for recreation,  
46 youth service and similar projects to a  
47 county and municipalities within such  
48 county shall not exceed \$2,750 of which no  
49 more than \$1,450 may be used for recre-  
50 ation projects, per 1,000 youths residing  
51 in the county based on a single count of  
52 such youths as shown by the last published  
53 federal census for the county certified in  
54 the same manner as provided by section 54  
55 of the state finance law. The office shall  
56 not reimburse any claims unless they are

1 submitted within 12 months of the project  
2 year in which the expenditure was made.  
3 Of the amount appropriated herein \$7,775,586  
4 shall be available as follows; PROVIDED,  
5 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
6 ATION AVAILABLE FOR EXPENDITURE AND  
7 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
8 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
9 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
10 1, 2009:

11 For services and expenses related to  
12 programs providing special delinquency  
13 prevention or other youth development  
14 services. No expenditure shall be made for  
15 such programs from this appropriation  
16 until a plan has been approved by the  
17 director of the budget and a certificate  
18 of approval allocating these funds has  
19 been issued by the director of the budget.  
20 The office shall not reimburse any claims  
21 unless they are submitted within 7 months  
22 of the project year in which the expendi-  
23 ture was made.

24 For direct contracts with private not-for-  
25 profit community agencies to provide need-  
26 ed services for the operation of programs  
27 to prevent juvenile delinquency and  
28 promote youth development, and through an  
29 allocation to public agencies where it is  
30 documented that private not-for-profit  
31 community agencies are not available to  
32 provide such services. Moneys shall be  
33 made available to community agencies in  
34 counties outside the city of New York  
35 based on a statewide allocation formula  
36 determined by each county's eligibility  
37 for comprehensive planning funds as a  
38 proportion of the statewide total provided  
39 under paragraph a of subdivision 1 of  
40 section 420 of the executive law. Moneys  
41 made available to community agencies shall  
42 be allocated by local youth bureaus  
43 subject to final funding determinations by  
44 the commissioner of children and family  
45 services and approved by the director of  
46 the budget.

47 For direct contract with private not-for-  
48 profit community agencies to provide need-  
49 ed services for the operation of programs  
50 to prevent juvenile delinquency and  
51 promote youth development, and through an  
52 allocation to public agencies where it is  
53 documented that private not-for-profit  
54 agencies are not available to provide such  
55 services.

1 Notwithstanding any inconsistent provision  
2 of law, moneys shall be made available to  
3 community agencies in cities with popu-  
4 lations greater than 275,000 and to commu-  
5 nity agencies statewide ..... 31,381,524  
6 For payment of state aid for programs for  
7 the provision of services to runaway and  
8 homeless youth pursuant to subdivisions 2,  
9 3 and 4 of section 420 of the executive  
10 law and pursuant to chapter 800 of the  
11 laws of 1985 amending the runaway and  
12 homeless youth act for the provision of  
13 transitional independent living support  
14 services and the establishment and opera-  
15 tion of young adult shelters for youth  
16 between the ages of 16 and 21; the office  
17 of children and family services shall not  
18 reimburse any claims unless they are  
19 submitted within 12 months of the calendar  
20 quarter in which the claimed service or  
21 services were delivered; PROVIDED, HOWEV-  
22 ER, THAT THE AMOUNT OF THIS APPROPRIATION  
23 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
24 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
25 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
26 WAS UNDISBURSED AS OF NOVEMBER 1, 2009.  
27 No expenditures shall be made from this  
28 appropriation until an annual expenditure  
29 plan is approved by the director of the  
30 budget and a certificate of approval allo-  
31 cating these funds has been issued by the  
32 director of the budget and copies of such  
33 certificate or any amendment thereto filed  
34 with the state comptroller, the chair-  
35 person of the senate finance committee and  
36 the chairperson of the assembly ways and  
37 means committee ..... 5,235,048  
38 For services and expenses related to the  
39 home visiting program. Such funds are to  
40 be available pursuant to a plan prepared  
41 by the office of children and family  
42 services and approved by the director of  
43 the budget to continue or expand existing  
44 programs with existing contractors that  
45 are satisfactorily performing as deter-  
46 mined by the office of children and family  
47 services, to award new contracts to  
48 continue programs where the existing  
49 contractors are not satisfactorily  
50 performing as determined by the office of  
51 children and family services and/or to  
52 award new contracts through a competitive  
53 process; PROVIDED, HOWEVER, THAT THE  
54 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
55 EXPENDITURE AND DISBURSEMENT ON AND AFTER

1 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
2 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
3 AS OF NOVEMBER 1, 2009 ..... 17,466,200  
4 For services and expenses of the advantage  
5 after school program. Such funds are to be  
6 available pursuant to a plan prepared by  
7 the office of children and family services  
8 and approved by the director of the budget  
9 to extend or expand current contracts with  
10 community based organizations, to award  
11 new contracts to continue programs where  
12 the existing contractors are not satisfac-  
13 torily performing as determined by the  
14 office of children and family services  
15 and/or to award new contracts through a  
16 competitive process to community based  
17 organizations; PROVIDED, HOWEVER, THAT THE  
18 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
19 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
20 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
21 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
22 AS OF NOVEMBER 1, 2009 ..... 19,172,500  
23 -----

24 TRAINING AND DEVELOPMENT PROGRAM

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

27 For state reimbursement to local social  
28 services districts for training expenses  
29 associated with title IV-a, title IV-e,  
30 title IV-d, title IV-f and title XIX of  
31 the federal social security act or their  
32 successor titles and programs.  
33 Funds appropriated herein shall be available  
34 for aid to municipalities and for payments  
35 to the federal government for expenditures  
36 made pursuant to the social services law  
37 and the state plan for individual and  
38 family grant program under the disaster  
39 relief act of 1974.  
40 Such funds are to be available for payment  
41 of aid heretofore accrued or hereafter to  
42 accrue to municipalities. Subject to the  
43 approval of the director of the budget,  
44 such funds shall be available to the  
45 office net of disallowances, refunds,  
46 reimbursements, and credits.  
47 Notwithstanding any inconsistent provision  
48 of law, the amount herein appropriated may  
49 be transferred to any other appropriation  
50 and/or suballocated to any other agency  
51 for the purpose of paying local social  
52 services district cost or may be increased  
53 or decreased by interchange with any other

1 appropriation or with any other item or  
2 items within the amounts appropriated  
3 within the office of children and family  
4 services - local assistance account with  
5 the approval of the director of the budget  
6 who shall file such approval with the  
7 department of audit and control and copies  
8 thereof with the chairman of the senate  
9 finance committee and the chairman of the  
10 assembly ways and means committee.

11 The amount appropriated herein, as may be  
12 adjusted by transfer of general fund  
13 moneys for administration of child  
14 welfare, training and development, public  
15 assistance, and food stamp programs appro-  
16 priated in the office of children and  
17 family services and the office of tempo-  
18 rary and disability assistance, shall  
19 constitute total state reimbursement for  
20 all local training programs in state  
21 fiscal year 2009-10; PROVIDED, HOWEVER,  
22 THAT THE AMOUNT OF THIS APPROPRIATION  
23 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
24 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
25 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
26 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
27 ..... 5,515,800  
28 -----

29 DEPARTMENT OF FAMILY ASSISTANCE  
30 OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

31 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

32 EMPLOYMENT AND ECONOMIC SUPPORT ADMINISTRATION PROGRAM

33 General Fund / Aid to Localities  
34 Local Assistance Account - 001

35 Funds appropriated according to the follow-  
36 ing shall be available for payment of aid  
37 heretofore accrued or hereafter to accrue  
38 to municipalities. Notwithstanding any  
39 inconsistent provision of law, such funds  
40 may be increased or decreased by inter-  
41 change with any other appropriation within  
42 the office of temporary and disability  
43 assistance general fund - local assistance  
44 account with the approval of the director  
45 of the budget. Notwithstanding section  
46 153 of the social services law, such funds  
47 allocated to social services districts  
48 shall constitute total state reimbursement  
49 for local district administrative claims  
50 in State fiscal year 2009-2010:

1 For expenditures associated with the operation of a statewide electronic benefit transfer (EBT) system including the design, development, implementation and operation of a non-cash component consistent with the safety net provisions of chapter 436 of the laws of 1997 enacting comprehensive welfare reform; PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS APPROPRIATION AVAILABLE FOR EXPENDITURE AND DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ..... 10,345,000

15 For services and expenses incurred by local social services districts in relation to the administrative cap waiver requests submitted to the office of temporary and disability assistance for exempt area plans submitted for calendar years through 2003.

22 Notwithstanding any inconsistent provision of law, reimbursement otherwise payable to social services districts from this appropriation shall be reduced in amounts sufficient to recover a local share for the cost of the electronic benefit issuance and control system (EBICS) and/or for the cost of the electronic benefit issuance (EBT) system or any successor system. Such local share shall be calculated as though such cost were expenditures for administration of programs of public assistance and care.

35 Notwithstanding section 153, 368-a, or subdivision 6 of section 95 of the social services law, or any other inconsistent provision of law, to establish local cost sharing in the fair hearing process, reimbursement otherwise payable to social services districts from this appropriation shall be reduced for the period commencing April 1, 2009 and ending March 31, 2010 by \$5,897,000. Such reduction shall be prorated among social services districts based on the number of fair hearings related to public assistance programs or its predecessor programs, and medical assistance held in each district during state fiscal year 2008-09 as a proportion of the New York state fair hearing caseload related to such programs.

53 Notwithstanding section 153 of the social services law or any inconsistent provision of law, reimbursement otherwise payable to social services districts from this appro-

1 priation shall be reduced in amounts  
2 sufficient to fully recover the non-federal  
3 share of any costs related to a common  
4 benefit identification card system including  
5 costs related to an employment related  
6 attendance and tracking system (CBICS).  
7 Such costs shall be allocated proportionately  
8 among social services districts  
9 based on the number of cards issued on  
10 behalf of each district and use of the  
11 attendance tracking system or by such  
12 alternative cost allocation procedure  
13 deemed appropriate by the commissioner and  
14 approved by the director of the budget.  
15 Notwithstanding any inconsistent provision  
16 of law, the commissioner may certify to  
17 the state comptroller estimates of the  
18 amounts due from each social services  
19 district for such local financial participation  
20 and may deduct such estimated  
21 amounts from reimbursement authorized by  
22 section 153 of the social services law;  
23 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
24 APPROPRIATION AVAILABLE FOR EXPENDITURE  
25 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
26 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
27 THE AMOUNT THAT WAS UNDISBURSED AS OF  
28 NOVEMBER 1, 2009 ..... 9,212,000  
29 -----

30 EMPLOYMENT AND ECONOMIC SUPPORT PROGRAM

31 General Fund / Aid to Localities  
32 Local Assistance Account - 001

33 For the services of a program to provide  
34 homelessness prevention and services to  
35 prevent eviction of families with children  
36 receiving temporary assistance. Funds  
37 appropriated herein shall be awarded to  
38 community based organizations to provide  
39 eviction prevention activities to eligible  
40 families, including but not limited to  
41 risk assessment, service plan development,  
42 advocacy services and legal services  
43 referral. Notwithstanding section 153 of  
44 the social services law or any other  
45 inconsistent provision of law, funds  
46 appropriated herein shall be used to reimburse  
47 the full non-federal share of any  
48 approved expenditures. Funds appropriated  
49 herein are supported by savings resulting  
50 from the increased Federal Medical Assistance  
51 Percentage (FMAP) provided pursuant  
52 to the American recovery and reinvestment  
53 act of 2009; PROVIDED, HOWEVER, THAT THE

1 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
2 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
3 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
4 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
5 AS OF NOVEMBER 1, 2009 ..... 5,000,000  
6 -----

7 SPECIALIZED SERVICES PROGRAM

8 General Fund / Aid to Localities  
9 Local Assistance Account - 001

10 Funds appropriated herein shall be available  
11 for aid to municipalities and for payments  
12 to the federal government for expenditures  
13 made pursuant to the social services law  
14 and the state plan for individual and  
15 family grant program under the disaster  
16 relief act of 1974.

17 The amounts appropriated herein shall be  
18 available for reimbursement of local  
19 district claims only to the extent that  
20 such claims are submitted within 24 months  
21 of the last day of the state fiscal year  
22 in which the expenditures were incurred.

23 Notwithstanding any inconsistent provision  
24 of law, in lieu of payments authorized by  
25 the social services law, or payments of  
26 federal funds otherwise due to the local  
27 social services districts for programs  
28 provided under the federal social security  
29 act or the federal food stamp act, funds  
30 herein appropriated, in amounts certified  
31 by the state commissioner or the state  
32 commissioner of health as due from local  
33 social services districts each month as  
34 their share of payments made pursuant to  
35 section 367-b of the social services law  
36 may be set aside by the state comptroller  
37 in an interest-bearing account with such  
38 interest accruing to the credit of the  
39 locality in order to ensure the orderly  
40 and prompt payment of providers under  
41 section 367-b of the social services law  
42 pursuant to an estimate provided by the  
43 commissioner of health of each local  
44 social services district's share of  
45 payments made pursuant to section 367-b of  
46 the social services law.

47 Such funds are to be available for payment  
48 of aid heretofore accrued or hereafter to  
49 accrue to municipalities. Subject to the  
50 approval of the director of the budget,  
51 such funds shall be available to the  
52 office of temporary and disability assist-  
53 ance program, net of disallowances,

1 refunds, reimbursements, and credits  
2 including, but not limited to, additional  
3 federal funds resulting from any changes  
4 in federal cost allocation methodologies.

5 Notwithstanding any inconsistent provision  
6 of law, the amount herein appropriated may  
7 be increased or decreased by interchange  
8 with any other appropriation within the  
9 department of family assistance, office of  
10 temporary and disability assistance and  
11 office of children and family services  
12 general fund - local assistance account  
13 with the approval of the director of the  
14 budget, who shall file such approval with  
15 the department of audit and control and  
16 copies thereof with the chairman of the  
17 senate finance committee and the chairman  
18 of the assembly ways and means committee.

19 For 50 percent reimbursement of expenditures  
20 made by a social services district or a  
21 not-for-profit corporation for supportive  
22 service subsidies for single room occupan-  
23 cy housing for homeless individuals,  
24 pursuant to title 2 of article 2-A of the  
25 social services law. Subject to a plan  
26 approved by the director of the budget, up  
27 to \$250,000 of the funds appropriated  
28 herein, may be used by the office of  
29 temporary and disability assistance  
30 through contract, for technical assistance  
31 to organizations operating or supervising  
32 the operation of a single room occupancy  
33 program; PROVIDED, HOWEVER, THAT THE  
34 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
35 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
36 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
37 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
38 AS OF NOVEMBER 1, 2009 ..... 16,074,000

39 For additional services and expenses for  
40 supportive service subsidies for single  
41 room occupancy housing. Funds appropriated  
42 herein are supported by savings resulting  
43 from the increased Federal Medical Assist-  
44 ance Percentage (FMAP) provided pursuant  
45 to the American recovery and reinvestment  
46 act of 2009; PROVIDED, HOWEVER, THAT THE  
47 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
48 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
49 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
50 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
51 AS OF NOVEMBER 1, 2009 ..... 3,553,000  
52 -----

53 HIGHER EDUCATION SERVICES CORPORATION

54 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

1 STUDENT GRANT AND AWARD PROGRAMS ..... 930,486,000  
2 -----

3 General Fund / Aid to Localities  
4 Local Assistance Account - 001

5 For tuition assistance awards, including  
6 part-time TAP, provided to eligible  
7 students as defined in section 667 of the  
8 education law and as further defined in  
9 rules and regulations adopted by the  
10 regents upon the recommendation of the  
11 commissioner of education and distributed  
12 in accordance with rules and regulations  
13 adopted by the trustees of the higher  
14 education services corporation upon the  
15 recommendation of the president and  
16 approval of the director of the budget.  
17 The moneys hereby appropriated shall be  
18 available for expenses already accrued or  
19 to accrue and shall include refunds,  
20 reimbursements, credits and moneys  
21 received by the higher education services  
22 corporation as repayments of past tuition  
23 assistance program disbursements in  
24 accordance with audit allowances, upon  
25 approval of the director of the budget,  
26 for transfer to the federal department of  
27 education fund appropriation of the state  
28 grant programs in order to reduce state  
29 cost should additional federal assistance  
30 become available in the 2009-2010 state  
31 fiscal year.

32 A portion of the moneys hereby appropriated  
33 shall be transferred to the state student  
34 financial aid audit account (FA) special  
35 revenue fund in an amount sufficient to  
36 support spending in the account.

37 Notwithstanding any other provision of law,  
38 during the fiscal year commencing April 1,  
39 2009, additional awards due and payable to  
40 eligible students for accelerated study  
41 shall be deferred until October 1, 2010.  
42 Such additional awards shall be adjusted  
43 on a pro rata basis pursuant to section  
44 667 of the education law. However, nothing  
45 contained herein shall prevent the payment  
46 of such awards prior to October 1, 2010  
47 should additional funds be provided there-  
48 for ..... 838,966,000

49 Less an amount to be appropriated from the  
50 federal department of education fund -  
51 state stabilization fund - other govern-  
52 mental services account as funded by the  
53 American recovery and reinvestment act of  
54 2009 for tuition assistance awards .....

1 ..... [(49,900,000)] (53,864,000)  
2 For the payment of tuition awards to part-  
3 time students pursuant to section 666 of  
4 the education law, as amended by chapter  
5 947 of the laws of 1990 ..... 14,357,000  
6 For the payment of scholarship awards  
7 including New York state math and science  
8 teaching initiative scholarship pursuant  
9 to section 669-d of the education law,  
10 veteran's tuition assistance program  
11 pursuant to section 669-a of the education  
12 law, military enhanced recognition, incen-  
13 tive and tribute (MERIT) scholarships  
14 pursuant to section 668-e of the education  
15 law, world trade center memorial scholar-  
16 ships pursuant to section 668-d of the  
17 education law, memorial scholarships for  
18 children and spouses of deceased fire-  
19 fighters, volunteer firefighters and  
20 police officers, peace officers and emer-  
21 gency medical service workers pursuant to  
22 section 668-b of the education law, Ameri-  
23 can airlines flight 587 memorial scholar-  
24 ships and program grants pursuant to  
25 section 668-f of the education law, schol-  
26 arships for academic excellence pursuant  
27 to section 670-b of the education law,  
28 regents health care opportunity scholar-  
29 ships pursuant to section 678 of the  
30 education law, regents professional oppor-  
31 tunity scholarships pursuant to section  
32 679 of the education law, regents awards  
33 for children of deceased and disabled  
34 veterans pursuant to section 668 of the  
35 education law, regents physician loan  
36 forgiveness awards pursuant to section 677  
37 of the education law, volunteer recruit-  
38 ment service scholarships pursuant to  
39 section 669-c of the education law, and  
40 Continental Airline flight 3407 memorial  
41 scholarships pursuant to section 668-g of  
42 the education law.  
43 Notwithstanding the provisions of any other  
44 law to the contrary, for state fiscal year  
45 2009-2010 the liabilities of the state and  
46 the amounts to be distributed or otherwise  
47 expended by the state, pursuant to  
48 sections 668, 668-b, 668-d, 668-e, 668-f,  
49 668-g, 669-a, 669-c, 669-d, 670-b, 677,  
50 678 and 679 of the education law shall be  
51 determined by first calculating the  
52 amounts of the expenditures or other  
53 liabilities pursuant to such law, and then  
54 reducing the amounts so calculated by two  
55 percent of such amount.

1 Notwithstanding any other provision of law,  
2 no portion of this appropriation is avail-  
3 able for payment of regents college schol-  
4 arships, regents professional education in  
5 nursing scholarships, empire state chal-  
6 lenger scholarships for teachers, empire  
7 state challenger fellowships for teachers,  
8 or empire state scholarships of excel-  
9 lence. Notwithstanding any other provision  
10 of law, no portion of this appropriation  
11 is available for the payment of interest  
12 on federal loans on behalf of students  
13 ineligible to have such payment paid by  
14 the federal government ..... 39,152,000  
15 For payment of scholarship and loan forgive-  
16 ness awards of the senator Patricia K.  
17 McGee nursing faculty scholarship program  
18 and the nursing faculty loan forgiveness  
19 incentive program awarded pursuant to  
20 chapter 63 of the laws of 2005 as amended  
21 by chapters 161 and 746 of the laws of  
22 2005. Notwithstanding the provisions of  
23 any other law to the contrary, for state  
24 fiscal year 2009-2010 the liabilities of  
25 the state and the amounts to be distrib-  
26 uted or otherwise expended by the state,  
27 pursuant to sections 679-c and 679-d of  
28 the education law shall be determined by  
29 first calculating the amounts of the  
30 expenditures or other liabilities pursuant  
31 to such law, and then reducing the amounts  
32 so calculated by two percent of such  
33 amount ..... 3,933,000  
34 For payment of loan forgiveness awards of  
35 the regents licensed social worker loan  
36 forgiveness program awarded pursuant to  
37 chapter 57 of the laws of 2005 as amended  
38 by chapter 161 of the laws of 2005.  
39 Notwithstanding the provisions of any  
40 other law to the contrary, for state  
41 fiscal year 2009-2010 the liability of the  
42 state and the amount to be distributed or  
43 otherwise expended by the state, pursuant  
44 to section 679-a of the education law  
45 shall be determined by first calculating  
46 the amount of the expenditure or other  
47 liability pursuant to such law, and then  
48 reducing the amount so calculated by two  
49 percent of such amount ..... 978,000  
50 -----  
51 Program account subtotal ... 847,486,000  
52 -----

53 Special Revenue Funds - Federal / Aid to Localities  
54 Federal Department of Education Fund - 267

|    |                                                     |            |
|----|-----------------------------------------------------|------------|
| 1  | For payment of tuition assistance .....             |            |
| 2  | .....                                               | 5,900,000  |
| 3  | -----                                               |            |
| 4  | Program fund subtotal .....                         | 5,900,000  |
| 5  | -----                                               |            |
| 6  | Special Revenue Funds - Federal / Aid to Localities |            |
| 7  | Federal Department of Education Fund - 267          |            |
| 8  | HESC-College Access Challenge Grant Account         |            |
| 9  | For services and expenses of the college            |            |
| 10 | access challenge grant program, including           |            |
| 11 | tuition assistance awards. Funds appropri-          |            |
| 12 | ated herein may be transferred to state             |            |
| 13 | operations appropriations .....                     | 5,000,000  |
| 14 | -----                                               |            |
| 15 | Program account subtotal .....                      | 5,000,000  |
| 16 | -----                                               |            |
| 17 | Special Revenue Funds - Federal / Aid to Localities |            |
| 18 | Federal Department of Education Fund - 267          |            |
| 19 | Government Services Account                         |            |
| 20 | For the purposes of the state fiscal                |            |
| 21 | stabilization fund-other governmental               |            |
| 22 | services fund as funded by the American             |            |
| 23 | recovery and reinvestment act of 2009.              |            |
| 24 | Funds appropriated herein shall be subject          |            |
| 25 | to all applicable reporting and account-            |            |
| 26 | ability requirements contained in such              |            |
| 27 | act.                                                |            |
| 28 | Funds appropriated herein shall be available        |            |
| 29 | for additional tuition assistance awards,           |            |
| 30 | including part-time TAP, provided to                |            |
| 31 | eligible students as defined in section             |            |
| 32 | 667 of the education law and as further             |            |
| 33 | defined in rules and regulations adopted            |            |
| 34 | by the regents upon the recommendation of           |            |
| 35 | the commissioner of education and distrib-          |            |
| 36 | uted in accordance with rules and regu-             |            |
| 37 | lations adopted by the trustees of the              |            |
| 38 | higher education services corporation upon          |            |
| 39 | the recommendation of the president and             |            |
| 40 | approval of the director of the budget ...          |            |
| 41 | ..... [49,900,000]                                  | 53,864,000 |
| 42 | -----                                               |            |
| 43 | Program account subtotal ... [49,900,000]           | 53,864,000 |
| 44 | -----                                               |            |

## DIVISION OF HOUSING AND COMMUNITY RENEWAL

## STATE OPERATIONS AND AID TO LOCALITIES 2009-10

|    |                                      |            |
|----|--------------------------------------|------------|
| 47 | FORECLOSURE PREVENTION PROGRAM ..... | 25,000,000 |
| 48 | -----                                |            |

1 Special Revenue Funds - Federal / Aid to Localities  
2 Fiscal Stabilization Fund - 267  
3 Other Governmental Services Account

4 For the purposes of the state fiscal  
5 stabilization fund-other governmental  
6 services fund as funded by the American  
7 recovery and reinvestment act of 2009.  
8 Funds appropriated herein shall be subject  
9 to all applicable reporting and account-  
10 ability requirements contained in such  
11 act.  
12 For funds allocated to the division of hous-  
13 ing and community renewal to be applied to  
14 the subprime foreclosure prevention  
15 services program set forth in section 2 of  
16 part NN of chapter 57 of the laws of 2008;  
17 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
18 APPROPRIATION AVAILABLE FOR EXPENDITURE  
19 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
20 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
21 THE AMOUNT THAT WAS UNDISBURSED AS OF  
22 NOVEMBER 1, 2009 ..... 25,000,000  
23 -----  
24 HOUSING DEVELOPMENT FUND PROGRAM

25 Special Revenue Funds - Other / Aid to Localities  
26 Housing Development Fund - 360

27 For carrying out the provisions of article  
28 XI of the private housing finance law, in  
29 relation to providing assistance to not-  
30 for-profit housing companies. No funds  
31 shall be expended from this appropriation  
32 until the director of the budget has  
33 approved a spending plan submitted by the  
34 division of housing and community renewal  
35 in such detail as the director of the  
36 budget may require; PROVIDED, HOWEVER,  
37 THAT THE AMOUNT OF THIS APPROPRIATION  
38 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
39 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
40 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
41 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
42 ..... 9,341,000  
43 -----

44 NEIGHBORHOOD PRESERVATION PROGRAM

45 General Fund / Aid to Localities  
46 Local Assistance Account - 001

47 For carrying out the provisions of article  
48 XVI of the private housing finance law. No  
49 funds shall be expended from this appro-  
50 priation until the director of the budget

1 has approved a spending plan submitted by  
2 the division of housing and community  
3 renewal in such detail as the director of  
4 the budget may require; PROVIDED, HOWEVER,  
5 THAT THE AMOUNT OF THIS APPROPRIATION  
6 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
7 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
8 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
9 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
10 ..... 8,153,000  
11 For additional funds for carrying out the  
12 provisions of article XVI of the private  
13 housing finance law. Funds expended from  
14 this appropriation shall be for the  
15 purpose of increasing annual contract  
16 amounts for neighborhood preservation  
17 companies, and each neighborhood preserva-  
18 tion company that receives a contract  
19 amount may spend such money on its opera-  
20 tional expenses as it determines most  
21 useful to its program based on allowable  
22 expenses authorized pursuant to article  
23 XVI of the private housing finance law.  
24 The commissioner of the division of hous-  
25 ing and community renewal shall enter into  
26 a contract, in an amount not less than  
27 \$150,000, with the neighborhood preserva-  
28 tion coalition to provide technical  
29 assistance and services to companies fund-  
30 ed pursuant to article XVI of the private  
31 housing finance law. No funds shall be  
32 expended from this appropriation until the  
33 director of the budget has approved a  
34 spending plan submitted by the division of  
35 housing and community renewal; PROVIDED,  
36 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
37 ATION AVAILABLE FOR EXPENDITURE AND  
38 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
39 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
40 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
41 1, 2009 ..... 2,011,000  
42 -----

#### 43 RURAL PRESERVATION PROGRAM

44 General Fund / Aid to Localities  
45 Local Assistance Account - 001

46 For carrying out the provisions of article  
47 XVII of the private housing finance law.  
48 No funds shall be expended from this  
49 appropriation until the director of the  
50 budget has approved a spending plan  
51 submitted by the division of housing and  
52 community renewal in such detail as the  
53 director of the budget may require;

1 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
2 APPROPRIATION AVAILABLE FOR EXPENDITURE  
3 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
4 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
5 THE AMOUNT THAT WAS UNDISBURSED AS OF  
6 NOVEMBER 1, 2009 ..... 3,548,000  
7 For additional funds for carrying out the  
8 provisions of article XVII of the private  
9 housing finance law. Funds expended from  
10 this appropriation shall be for the  
11 purpose of increasing annual contract  
12 amounts for not-for-profit corporations,  
13 and each not-for-profit corporation that  
14 receives a contract amount may spend such  
15 money on its operational expenses as it  
16 determines most useful to its program  
17 based on allowable expenses authorized  
18 pursuant to article XVII of the private  
19 housing finance law. The commissioner of  
20 the division of housing and community  
21 renewal shall enter into a contract, in an  
22 amount not less than \$150,000, with the  
23 rural housing coalition to provide techni-  
24 cal assistance, training and other  
25 services to corporations pursuant to arti-  
26 cle XVII of the private housing finance  
27 law. No funds shall be expended from this  
28 appropriation until the director of the  
29 budget has approved a spending plan  
30 submitted by the division of housing and  
31 community renewal; PROVIDED, HOWEVER, THAT  
32 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
33 FOR EXPENDITURE AND DISBURSEMENT ON AND  
34 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
35 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
36 BURSED AS OF NOVEMBER 1, 2009 .... 929,000  
37 -----

38 RURAL RENTAL ASSISTANCE PROGRAM

39 General Fund / Aid to Localities  
40 Local Assistance Account - 001

41 For carrying out the provisions of article  
42 XVII-A of the private housing finance law  
43 in relation to providing assistance to  
44 sponsors of housing for persons of low  
45 income.  
46 Notwithstanding any other provision of law,  
47 such funds may be used by the commissioner  
48 of housing and community renewal in  
49 support of contracts scheduled to expire  
50 in 2009-10 for as many as 10 additional  
51 years; in support of contracts for new  
52 eligible projects for a period not to  
53 exceed 5 years; and in support of

1 contracts which reach their 25 year maxi-  
2 mum in and/or prior to 2009-10 for an  
3 additional one year period.  
4 Notwithstanding any other rule, regulation  
5 or law, moneys hereby appropriated are to  
6 be available for payment of contract obli-  
7 gations heretofore accrued or hereafter to  
8 accrue and are subject to the approval of  
9 the director of the budget; PROVIDED,  
10 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
11 ATION AVAILABLE FOR EXPENDITURE AND  
12 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
13 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
14 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
15 1, 2009 ..... 16,060,000  
16 -----

17 DEPARTMENT OF LABOR

18 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

19 EMPLOYMENT AND TRAINING PROGRAM

20 General Fund / Aid to Localities  
21 Local Assistance Account - 001

22 For services and expenses of the Workforce  
23 Development Institute AFL-CIO for work-  
24 force Training, education and program  
25 development Initiatives; PROVIDED, HOWEV-  
26 ER, THAT THE AMOUNT OF THIS APPROPRIATION  
27 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
28 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
29 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
30 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
31 ..... 4,823,000  
32 -----

33 STATE UNIVERSITY OF NEW YORK

34 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

35 GENERAL FUND / AID TO LOCALITIES

36 COMMUNITY COLLEGE OPERATING ASSISTANCE

37 General Fund / Aid to Localities  
38 Local Assistance Account - 001

39 Notwithstanding articles 5-a and 15 of  
40 section 355 of education law, for state  
41 financial assistance, net of disallow-  
42 ances, for operating expenses, including  
43 funds required to reimburse base aid costs  
44 for the 2008-09 and 2009-10 academic  
45 years, pursuant to regulations developed  
46 jointly with the city university trustees

1 and approved by the director of the budg-  
 2 et, and subject to the availability of  
 3 appropriations therefor.  
 4 Notwithstanding any other law, rule, or  
 5 regulation to the contrary, full funding  
 6 for aidable community college enrollment  
 7 for the college fiscal years 2009-10 and  
 8 thereafter as provided under this appro-  
 9 priation is determined by the operating  
 10 aid formulas defined in rules and regu-  
 11 lations developed jointly by the boards of  
 12 trustees of the state and city universi-  
 13 ties and approved by the director of the  
 14 budget provided that local sponsors may  
 15 use funds contained in reserves for excess  
 16 student revenue for operating support of a  
 17 community college program even though said  
 18 expenditures may cause expenses and  
 19 student revenues to exceed one-third of  
 20 the college's net operating costs for the  
 21 college fiscal year 2009-10 provided that  
 22 such funds do not cause the college's  
 23 revenues from the local sponsor's contrib-  
 24 utions in aggregate to be less than the  
 25 comparable amounts for the previous commu-  
 26 nity college fiscal year and further  
 27 provided that pursuant to standards and  
 28 regulations of the state university trus-  
 29 tees and the city university trustees for  
 30 the college fiscal year 2009-10, community  
 31 colleges may increase tuition and fees  
 32 above that allowable under current educa-  
 33 tion law if such standards and regulations  
 34 require that in order to exceed the  
 35 tuition limit otherwise set forth in the  
 36 education law, local sponsor contributions  
 37 either in the aggregate or for each full-  
 38 time equivalent student shall be no less  
 39 than the comparable amounts for the previ-  
 40 ous community college fiscal year .....  
 41 .....[462,836,726] 451,500,726  
 42 For payment of rental aid; PROVIDED, HOWEV-  
 43 ER, THAT THE AMOUNT OF THIS APPROPRIATION  
 44 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
 45 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
 46 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
 47 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
 48 ..... 8,633,000  
 49 -----

50 S 3. Section 2 of chapter 53 of the laws of 2009, enacting the educa-  
 51 tion, labor and family assistance budget, is amended by repealing the  
 52 items hereinbelow set forth in brackets and by adding to such section  
 53 the other items underscored in this section.

## 1 CONTINGENT AND OTHER APPROPRIATIONS

## 2 CITY UNIVERSITY OF NEW YORK

## 3 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

4 Fiduciary Funds

5 CUNY Senior College Operating Fund - 176

## 6 UNIVERSITY PROGRAMS

7 For additional operating assistance for the

8 city university of New York ... 20,000,000

9 LESS AN AMOUNT TO BE ALLOCATED BY THE BOARD

10 OF TRUSTEES ..... (24,000,000)

11 -----

12 S 4. Section 1 of chapter 54 of the laws of 2009, enacting the health  
13 and mental hygiene budget, as amended by chapter 50, section 5, of the  
14 laws of 2009, is amended by repealing the items hereinbelow set forth in  
15 brackets and by adding to such section the other items underscored in  
16 this section.

## 17 DEPARTMENT OF HEALTH

## 18 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

## 19 AIDS INSTITUTE PROGRAM

20 General Fund / Aid to Localities

21 Local Assistance Account - 001

22 For services and expenses related to a joint  
23 project between the state and the city of  
24 New York, known as the New York/New York  
25 III Supportive Housing Agreement. No  
26 expenditures shall be made for such  
27 program prior to the approval of a method-  
28 ology for allocation in accordance with a  
29 plan approved by the commissioner and the  
30 director of the budget. Furthermore, no  
31 expenditure shall be made until a certif-  
32 icate of allocation has been approved by  
33 the director of the budget with copies to  
34 be filed with the chairpersons of the  
35 senate finance committee and the assembly  
36 ways and means committee.

37 The amounts appropriated pursuant to such  
38 appropriation may be suballocated to other  
39 state agencies, authorities, or accounts  
40 for expenditures incurred in the operation  
41 of programs funded by such appropriation,  
42 provided, HOWEVER, THAT THE AMOUNT OF THIS  
43 APPROPRIATION AVAILABLE FOR EXPENDITURE  
44 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,

1 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
2 THE AMOUNT THAT WAS UNDISBURSED AS OF  
3 NOVEMBER 1, 2009 ..... 4,490,000  
4 Notwithstanding any inconsistent provision  
5 of law, effective October 1, 2006, expend-  
6 itures made from this appropriation shall  
7 effectively provide a cost of living  
8 adjustment for providers of the following  
9 services, as determined by the commission-  
10 er of the department of health, adolescent  
11 services - act for youth; adolescent  
12 services - general; adolescent services  
13 schools; clinical education; clinical  
14 guidelines development, clinical scholars;  
15 clinical trials experimental treatment;  
16 community development initiative; communi-  
17 ty HIV prevention and primary care; commu-  
18 nity services programs; criminal justice;  
19 education and training; evaluation and  
20 research; expanded syringe access program;  
21 families in transition; family centered  
22 care; harm reduction; general; harm  
23 reduction - syringe exchange; HIV health  
24 care and support services for women and  
25 kids; HIV prevention, primary care support  
26 services for substance abusers; homeless  
27 shelters; legal services and advocacy;  
28 lesbian, gay, bisexual, transgender -  
29 adolescent; lesbian, gay, bisexual, trans-  
30 gender - general; lesbian, gay, bisexual,  
31 transgender - substance use; multiple  
32 service agency; nutritional services;  
33 pediatric centers of excellence; permanen-  
34 cy planning; racial and ethnic minority;  
35 social day care; specialized care centers  
36 for youth; specialty; supportive housing;  
37 treatment adherence; women's services -  
38 general; women's services - peer; women's  
39 services - supportive services and youth  
40 access program. The commissioner of the  
41 department of health shall determine the  
42 standards and requirements necessary to  
43 qualify for such increases. Further, each  
44 local government unit or direct contract  
45 provider receiving such funding shall  
46 submit a written certification regarding  
47 the use of such funds to be provided in  
48 the format proscribed by the department.  
49 Funds shall be allocated from this appropri-  
50 ation pursuant to a plan prepared by the  
51 commissioner and approved by the director  
52 of the budget; PROVIDED, HOWEVER, THAT THE  
53 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
54 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
55 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
56 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED

1 AS OF NOVEMBER 1, 2009 ..... 6,497,000  
2 -----

3 Special Revenue Funds - Other / Aid to Localities  
4 HCRA Resources Fund - 061  
5 Health Care Services Account

6 For grants to existing community service  
7 programs, as deemed appropriate by the  
8 department of health, including but not  
9 limited to community based organizations  
10 and other organizations providing special-  
11 ized AIDS-related services targeted to  
12 minority and other high-risk populations.  
13 To ensure organizational viability, agency  
14 administration may be supported subject to  
15 review and approval of the commissioner of  
16 health. Up to \$125,000 may be transferred  
17 to the general fund - state purposes  
18 account for the administration of this  
19 program. Notwithstanding any provision of  
20 law to the contrary, the commissioner of  
21 health shall be authorized to continue  
22 contracts with community service programs,  
23 multi-service agencies and community  
24 development initiatives for all such  
25 contracts which were executed on or before  
26 March 31, 2009, without any additional  
27 requirements that such contracts be  
28 subject to competitive bidding or a  
29 request for proposals process; PROVIDED,  
30 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
31 ATION AVAILABLE FOR EXPENDITURE AND  
32 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
33 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
34 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
35 1, 2009 ..... 18,923,000  
36 For grants to existing community service  
37 programs to meet the increased demands for  
38 HIV education, prevention, outreach, legal  
39 and supportive services to high-risk  
40 groups and to address increased operating  
41 costs of these programs. To ensure organ-  
42 izational viability, agency administration  
43 may be supported subject to review and  
44 approval of the commissioner of health.  
45 Notwithstanding any provision of law to the  
46 contrary, the commissioner of health shall  
47 be authorized to continue contracts with  
48 community service programs, multiservice  
49 agencies and community development initi-  
50 atives for all such contracts which were  
51 executed on or before March 31, 2009,  
52 without any additional requirements that  
53 such contracts be subject to competitive  
54 bidding or a request for proposals

1 process; PROVIDED, HOWEVER, THAT THE  
2 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
3 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
4 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
5 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
6 AS OF NOVEMBER 1, 2009 ..... 4,418,000  
7 For services and expenses related to educa-  
8 tion and prevention services and for  
9 nutritional services including individuals  
10 homebound with AIDS or in an adult day  
11 care or home care setting; PROVIDED,  
12 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
13 ATION AVAILABLE FOR EXPENDITURE AND  
14 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
15 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
16 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
17 1, 2009 ..... 4,514,000  
18 For grants for AIDS prevention and education  
19 and AIDS related services to existing  
20 community based organizations, as deemed  
21 appropriate by the department of health  
22 and to article 28 of the public health law  
23 diagnostic and treatment centers. For the  
24 purposes of this program, eligible organ-  
25 izations must (1) operate in a neighbor-  
26 hood or geographic area with high concen-  
27 trations of at risk populations; and (2)  
28 provide services and programs that are  
29 culturally sensitive to the special social  
30 and cultural needs of the at risk popu-  
31 lations. To ensure organizational viabil-  
32 ity, agency administration may be  
33 supported subject to review and approval  
34 of the commissioner of health. Notwith-  
35 standing any provision of law to the  
36 contrary, the commissioner of health shall  
37 be authorized to continue contracts with  
38 community service programs, multi-service  
39 agencies and community development initi-  
40 atives for all such contracts which were  
41 executed on or before March 31, 2009,  
42 without any additional requirements that  
43 such contracts be subject to competitive  
44 bidding or a request for proposals  
45 process; PROVIDED, HOWEVER, THAT THE  
46 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
47 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
48 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
49 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
50 AS OF NOVEMBER 1, 2009 ..... 11,331,000  
51 -----

52 Special Revenue Funds - Other / Aid to Localities  
53 HCRA Resources Fund - 061  
54 Maternal and Child HIV Services Account

1 For services and expenses related to special  
2 programs for HIV services for infants and  
3 pregnant women established pursuant to  
4 section 71 of chapter 731 of the laws of  
5 1993. Such programs may provide continuing  
6 services to high-risk and HIV-positive  
7 women and children. Up to 5 percent of  
8 this appropriation may be transferred to  
9 the general fund-state purposes account  
10 for administration of this program;  
11 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
12 APPROPRIATION AVAILABLE FOR EXPENDITURE  
13 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
14 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
15 THE AMOUNT THAT WAS UNDISBURSED AS OF  
16 NOVEMBER 1, 2009 ..... 4,625,000  
17 -----

18 CENTER FOR COMMUNITY HEALTH PROGRAM

19 General Fund / Aid to Localities  
20 Local Assistance Account - 001

21 For services and expenses related to provid-  
22 ing nutritional services and to provide  
23 nutritional education to pregnant women,  
24 infants, and children, including suballo-  
25 cations to the department of agriculture  
26 and markets for the farmer's market nutri-  
27 tion program and migrant worker services  
28 and the office of temporary and disability  
29 assistance for prenatal care assistance  
30 program activities. A portion of this  
31 appropriation may be transferred to state  
32 operations appropriations for adminis-  
33 tration of this program; PROVIDED, HOWEV-  
34 ER, THAT THE AMOUNT OF THIS APPROPRIATION  
35 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
36 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
37 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
38 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
39 ..... 20,610,000  
40 For services and expenses, including operat-  
41 ing expenses related to providing nutri-  
42 tional services and nutrition education  
43 for hunger prevention and nutrition  
44 assistance. A portion of this appropri-  
45 ation may be transferred to state oper-  
46 ations appropriations for administration  
47 of this program; PROVIDED, HOWEVER, THAT  
48 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
49 FOR EXPENDITURE AND DISBURSEMENT ON AND  
50 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
51 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
52 BURSED AS OF NOVEMBER 1, 2009 .....  
53 ..... 30,900,000

1 For state grants for breast cancer detection  
2 and education program pursuant to chapter  
3 328 of the laws of 1989 as amended. A  
4 portion of this appropriation may be  
5 transferred to state operations appropri-  
6 ations for administration of this program;  
7 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
8 APPROPRIATION AVAILABLE FOR EXPENDITURE  
9 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
10 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
11 THE AMOUNT THAT WAS UNDISBURSED AS OF  
12 NOVEMBER 1, 2009 ..... 4,521,000  
13 For services and expenses associated with  
14 red cross emergency response preparedness,  
15 including support for capital projects and  
16 ensuring an adequate blood supply. Funds  
17 shall be allocated from this appropriation  
18 pursuant to a plan prepared by the commis-  
19 sioner of health and approved by the  
20 director of the budget; PROVIDED, HOWEVER,  
21 THAT THE AMOUNT OF THIS APPROPRIATION  
22 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
23 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
24 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
25 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
26 ..... 3,000,000  
27 For additional services and expenses associ-  
28 ated with red cross emergency response  
29 preparedness, including support for capi-  
30 tal projects and ensuring an adequate  
31 blood supply. Funds shall be allocated  
32 from this appropriation pursuant to a plan  
33 prepared by the commissioner of health and  
34 approved by the director of the budget.  
35 Funds appropriated herein are supported by  
36 savings resulting from the increased  
37 Federal Medical Assistance Percentage  
38 (FMAP) provided pursuant to the American  
39 recovery and reinvestment act of 2009;  
40 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
41 APPROPRIATION AVAILABLE FOR EXPENDITURE  
42 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
43 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
44 THE AMOUNT THAT WAS UNDISBURSED AS OF  
45 NOVEMBER 1, 2009 ..... 1,600,000  
46 Notwithstanding any inconsistent provision  
47 of law, effective October 1, 2006, expend-  
48 itures made from this appropriation shall  
49 effectively provide a cost of living  
50 adjustment for providers of the following  
51 services, as determined by the commis-  
52 sioner of the department of health, red cross  
53 emergency preparedness, nutrition educa-  
54 tion and outreach, obesity prevention,  
55 nutritional services to pregnant women,  
56 infants and children, hunger prevention

1 and nutrition assistance program, Indian  
2 health, asthma, prenatal care assistance  
3 program, rape crisis, health and human  
4 services sexuality related programs,  
5 maternity and early childhood foundation,  
6 comprehensive adolescent pregnancy  
7 prevention, family planning, school  
8 health, sudden infant death syndrome  
9 education and outreach, childhood lead  
10 poisoning prevention, enhanced services  
11 for kids, act for youth, children with  
12 special health care needs, regional peri-  
13 natal data centers, migrant health, dental  
14 services, osteoporosis prevention, eating  
15 disorders, cancer services, cancer regis-  
16 try, healthy heart, Alzheimer's disease  
17 assistance centers, Alzheimer's research  
18 and education, diabetes screening, educa-  
19 tion, and prevention, tobacco control,  
20 rabies, tick-borne disease, immunization,  
21 universal prenatal and postpartum home  
22 visitation, public health campaign, sexu-  
23 ally transmitted diseases, and tuberculo-  
24 sis control. The commissioner of the  
25 department of health shall determine the  
26 standards and requirements necessary to  
27 qualify for such increases. Further, each  
28 local government unit or direct contract  
29 provider receiving such funding shall  
30 submit written certification regarding the  
31 use of such funds to be provided in the  
32 format prescribed by the department. Funds  
33 shall be allocated from this appropriation  
34 pursuant to a plan prepared by the commis-  
35 sioner and approved by the director of the  
36 budget; PROVIDED, HOWEVER, THAT THE AMOUNT  
37 OF THIS APPROPRIATION AVAILABLE FOR  
38 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
39 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
40 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
41 AS OF NOVEMBER 1, 2009 ..... 30,440,000  
42 For services and expenses, including grants,  
43 for statewide emergency contraception  
44 outreach and education, training and  
45 assistance as approved by the commis-  
46 sioner. A portion of this appropriation may be  
47 transferred to state operations appropri-  
48 ations for administration of this program  
49 ..... [2,406,000]  
50 For services and expenses associated with  
51 new and existing school based health  
52 centers. Funds appropriated herein are  
53 supported by savings resulting from the  
54 increased Federal Medical Assistance  
55 Percentage (FMAP) provided pursuant to the  
56 American recovery and reinvestment act of

2,206,000

1 2009; PROVIDED, HOWEVER, THAT THE AMOUNT  
2 OF THIS APPROPRIATION AVAILABLE FOR  
3 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
4 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
5 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
6 AS OF NOVEMBER 1, 2009 ..... 4,614,860  
7 For services and expenses of health  
8 promotion initiatives. A portion of this  
9 appropriation may be transferred to state  
10 operations appropriations for adminis-  
11 tration of this program. Funds appropri-  
12 ated herein are supported by savings  
13 resulting from the increased Federal  
14 Medical Assistance Percentage (FMAP)  
15 provided pursuant to the American recovery  
16 and reinvestment act of 2009; PROVIDED,  
17 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
18 ATION AVAILABLE FOR EXPENDITURE AND  
19 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
20 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
21 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
22 1, 2009 ..... 4,606,000  
23 -----

24 Special Revenue Funds - Other / Aid to Localities  
25 HCRA Resources Fund - 061  
26 Health Care Services Account

27 For services and expenses of a statewide  
28 public health campaign for tuberculosis  
29 control and prevention and for screening  
30 and education activities regarding sexual-  
31 ly transmitted diseases, provided that any  
32 funds allocated under this appropriation  
33 shall not supplant existing local funds or  
34 state funds allocated to county health  
35 departments under article 6 of the public  
36 health law. Up to \$300,000 of this appro-  
37 priation may be transferred to state oper-  
38 ations for the administration of this  
39 program by the department of health;  
40 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
41 APPROPRIATION AVAILABLE FOR EXPENDITURE  
42 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
43 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
44 THE AMOUNT THAT WAS UNDISBURSED AS OF  
45 NOVEMBER 1, 2009 ..... 6,196,000  
46 -----

47 Special Revenue Funds - Other / Aid to Localities  
48 HCRA Resources Fund - 061  
49 Hospital Based Grants Program Account

50 For services and expenses related to provid-  
51 ing nutritional services to pregnant  
52 women, infants, and children. Notwith-

1 standing any other provision of law to the  
2 contrary, up to 5 percent of the amount  
3 appropriated may be transferred to the  
4 general fund - state purposes account for  
5 the administration of this program by the  
6 department of health; PROVIDED, HOWEVER,  
7 THAT THE AMOUNT OF THIS APPROPRIATION  
8 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
9 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
10 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
11 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
12 ..... 8,572,000  
13 -----

14 CENTER FOR ENVIRONMENTAL HEALTH PROGRAM

15 General Fund / Aid to Localities  
16 Local Assistance Account - 001

17 For services and expenses related to the  
18 water supply protection program; PROVIDED,  
19 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
20 ATION AVAILABLE FOR EXPENDITURE AND  
21 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
22 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
23 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
24 1, 2009 ..... 5,527,200  
25 -----

26 CHILD HEALTH INSURANCE PROGRAM

27 Special Revenue Funds - Other / Aid to Localities  
28 HCRA Resources Fund - 061  
29 Children's Health Insurance Account

30 The money hereby appropriated is available  
31 for payment of aid heretofore accrued or  
32 hereafter accrued.

33 For services and expenses related to the  
34 children's health insurance program  
35 authorized pursuant to title 1-A of arti-  
36 cle 25 of the public health law; PROVIDED,  
37 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
38 ATION AVAILABLE FOR EXPENDITURE AND  
39 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
40 SHALL BE REDUCED BY 10 PERCENT OF THE  
41 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
42 1, 2009 ..... 442,500,000

43 For services and expenses related to the  
44 children's health insurance program. Funds  
45 appropriated herein are supported by  
46 savings resulting from the increased  
47 Federal Medical Assistance Percentage  
48 (FMAP) provided pursuant to the American  
49 recovery and reinvestment act of 2009;  
50 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS

1 APPROPRIATION AVAILABLE FOR EXPENDITURE  
2 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
3 2009 SHALL BE REDUCED BY 10 PERCENT OF THE  
4 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
5 1, 2009 ..... 37,700,000  
6 -----

7 HEALTH CARE REFORM ACT PROGRAM

8 Special Revenue Funds - Other / Aid to Localities  
9 HCRA Resources Fund - 061  
10 HCRA Program Account

11 For services, expenses, grants and transfers  
12 necessary to implement the health care  
13 reform act program in accordance with  
14 section 2807-j, 2807-k, 2807-l, 2807-m,  
15 2807-p, 2807-s and 2807-v of the public  
16 health law. The moneys hereby appropriated  
17 shall be available for payments heretofore  
18 accrued or hereafter to accrue. Notwith-  
19 standing any inconsistent provision of  
20 law, the moneys hereby appropriated may be  
21 increased or decreased by interchange or  
22 transfer with any appropriation of the  
23 department of health or by transfer or  
24 suballocation to any appropriation of the  
25 department of insurance, the office of  
26 mental health and the state office for the  
27 aging subject to the approval of the  
28 director of the budget, who shall file  
29 such approval with the department of audit  
30 and control and copies thereof with the  
31 chairman of the senate finance committee  
32 and the chairman of the assembly ways and  
33 means committee. With the approval of the  
34 director of the budget, up to 5 percent of  
35 this appropriation may be used for state  
36 operations purposes. At the direction of  
37 the director of the budget, funds may also  
38 be transferred directly to the general  
39 fund for the purpose of repaying a draw on  
40 the tobacco revenue guarantee fund.

41 For transfer to the pool administrator for  
42 the purpose of making supplemental gradu-  
43 ate medical education payments. NOTWITH-  
44 STANDING ANY OTHER PROVISION OF LAW TO THE  
45 CONTRARY, FOR STATE FISCAL YEAR 2009-2010  
46 THE LIABILITY OF THE STATE AND THE AMOUNT  
47 TO BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
48 THE STATE ON OR AFTER NOVEMBER 1, 2009  
49 SHALL BE DETERMINED BY FIRST CALCULATING  
50 THE AMOUNT OF THE EXPENDITURE OR OTHER  
51 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
52 REDUCING THE AMOUNT SO CALCULATED BY 12.5

1 PERCENT OF SUCH AMOUNT, AND THAT THE  
2 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
3 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
4 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
5 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE  
6 ..... 30,400,000  
7 For services and expenses of the ambulatory  
8 care training program pursuant to subdivi-  
9 sion 5-a of section 2807-m of the public  
10 health law. NOTWITHSTANDING ANY OTHER  
11 PROVISION OF LAW TO THE CONTRARY, FOR  
12 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
13 OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
14 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
15 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
16 MINED BY FIRST CALCULATING THE AMOUNT OF  
17 THE EXPENDITURE OR OTHER LIABILITY PURSU-  
18 ANT TO SUCH LAW, AND THEN REDUCING THE  
19 AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
20 SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
21 APPROPRIATION AVAILABLE FOR DISBURSEMENT  
22 ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
23 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
24 IS UNDISBURSED AS OF SUCH DATE .....  
25 ..... 4,900,000  
26 For services and expenses of the physician  
27 loan repayment program pursuant to subdivi-  
28 sion 5-a of section 2807-m of the public  
29 health law. All or part of this appropri-  
30 ation may be suballocated to the NYS high-  
31 er education services corporation.  
32 NOTWITHSTANDING ANY OTHER PROVISION OF LAW  
33 TO THE CONTRARY, FOR STATE FISCAL YEAR  
34 2009-2010 THE LIABILITY OF THE STATE AND  
35 THE AMOUNT TO BE DISTRIBUTED OR OTHERWISE  
36 EXPENDED BY THE STATE ON OR AFTER NOVEMBER  
37 1, 2009 SHALL BE DETERMINED BY FIRST  
38 CALCULATING THE AMOUNT OF THE EXPENDITURE  
39 OR OTHER LIABILITY PURSUANT TO SUCH LAW,  
40 AND THEN REDUCING THE AMOUNT SO CALCULATED  
41 BY 12.5 PERCENT OF SUCH AMOUNT, AND THAT  
42 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
43 FOR DISBURSEMENT ON OR AFTER NOVEMBER 1,  
44 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
45 THE AMOUNT THAT IS UNDISBURSED AS OF SUCH  
46 DATE ..... 1,960,000  
47 For services and expenses of the physician  
48 practice support program pursuant to  
49 subdivision 5-a of section 2807-m of the  
50 public health law. NOTWITHSTANDING ANY  
51 OTHER PROVISION OF LAW TO THE CONTRARY,  
52 FOR STATE FISCAL YEAR 2009-2010 THE  
53 LIABILITY OF THE STATE AND THE AMOUNT TO  
54 BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
55 THE STATE ON OR AFTER NOVEMBER 1, 2009  
56 SHALL BE DETERMINED BY FIRST CALCULATING

1 THE AMOUNT OF THE EXPENDITURE OR OTHER  
2 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
3 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
4 PERCENT OF SUCH AMOUNT, AND THAT THE  
5 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
6 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
7 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
8 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE  
9 ..... 4,900,000  
10 For services and expenses related to physi-  
11 cian workforce studies pursuant to subdivi-  
12 sion 5-a of section 2807-m of the public  
13 health law. NOTWITHSTANDING ANY OTHER  
14 PROVISION OF LAW TO THE CONTRARY, FOR  
15 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
16 OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
17 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
18 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
19 MINED BY FIRST CALCULATING THE AMOUNT OF  
20 THE EXPENDITURE OR OTHER LIABILITY PURSU-  
21 ANT TO SUCH LAW, AND THEN REDUCING THE  
22 AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
23 SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
24 APPROPRIATION AVAILABLE FOR DISBURSEMENT  
25 ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
26 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
27 IS UNDISBURSED AS OF SUCH DATE ... 590,000  
28 For services and expenses of the diversity  
29 in medicine/post-baccalaureate program  
30 pursuant to subdivision 5-a of section  
31 2807-m of the public health law. NOTWITH-  
32 STANDING ANY OTHER PROVISION OF LAW TO THE  
33 CONTRARY, FOR STATE FISCAL YEAR 2009-2010  
34 THE LIABILITY OF THE STATE AND THE AMOUNT  
35 TO BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
36 THE STATE ON OR AFTER NOVEMBER 1, 2009  
37 SHALL BE DETERMINED BY FIRST CALCULATING  
38 THE AMOUNT OF THE EXPENDITURE OR OTHER  
39 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
40 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
41 PERCENT OF SUCH AMOUNT, AND THAT THE  
42 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
43 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
44 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
45 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE  
46 ..... 1,960,000  
47 For transfer to Roswell park cancer insti-  
48 tute corporation; PROVIDED, HOWEVER, THAT  
49 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
50 FOR EXPENDITURE AND DISBURSEMENT ON AND  
51 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
52 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
53 BURSED AS OF NOVEMBER 1, 2009 .....  
54 ..... 76,400,000  
55 For state grants for the health workforce  
56 retraining program. Notwithstanding

1 section 2807-g of the public health law,  
2 or any other provision of law to the  
3 contrary, funds hereby appropriated may be  
4 made available to other state agencies and  
5 facilities operated by the department of  
6 health for services and expenses related  
7 to the worker retraining program as  
8 disbursed pursuant to section 2807-g of  
9 the public health law. Provided, however,  
10 that the director of the budget must  
11 approve the release of any request for  
12 proposal or request for application or any  
13 other procurement initiatives issued on or  
14 after April 1, 2007. Further provided that  
15 any contract executed on or after April 1,  
16 2007 must receive the prior approval of  
17 the director of the budget. A portion of  
18 this appropriation may be transferred to  
19 state operations appropriations. NOTWITH-  
20 STANDING ANY OTHER PROVISION OF LAW TO THE  
21 CONTRARY, FOR STATE FISCAL YEAR 2009-2010  
22 THE LIABILITY OF THE STATE AND THE AMOUNT  
23 TO BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
24 THE STATE ON OR AFTER NOVEMBER 1, 2009  
25 SHALL BE DETERMINED BY FIRST CALCULATING  
26 THE AMOUNT OF THE EXPENDITURE OR OTHER  
27 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
28 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
29 PERCENT OF SUCH AMOUNT, AND THAT THE  
30 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
31 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
32 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
33 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE

34 ..... 10,400,000  
35 For transfer to the pool administrator for  
36 the purposes of making state grants to  
37 public hospitals for recruitment and  
38 retention of health care workers.  
39 NOTWITHSTANDING ANY OTHER PROVISION OF LAW  
40 TO THE CONTRARY, FOR STATE FISCAL YEAR  
41 2009-2010 THE LIABILITY OF THE STATE AND  
42 THE AMOUNT TO BE DISTRIBUTED OR OTHERWISE  
43 EXPENDED BY THE STATE ON OR AFTER NOVEMBER  
44 1, 2009 SHALL BE DETERMINED BY FIRST  
45 CALCULATING THE AMOUNT OF THE EXPENDITURE  
46 OR OTHER LIABILITY PURSUANT TO SUCH LAW,  
47 AND THEN REDUCING THE AMOUNT SO CALCULATED  
48 BY 12.5 PERCENT OF SUCH AMOUNT, AND THAT  
49 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
50 FOR DISBURSEMENT ON OR AFTER NOVEMBER 1,  
51 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
52 THE AMOUNT THAT IS UNDISBURSED AS OF SUCH  
53 DATE ..... 23,800,000

54 For transfer to the pool administrator for  
55 the purposes of making state grants to  
56 public hospitals for recruitment and

1 retention of health care workers. Funds  
2 appropriated herein are supported by  
3 savings resulting from the increased  
4 Federal Medical Assistance Percentage  
5 (FMAP) provided pursuant to the American  
6 recovery and reinvestment act of 2009.  
7 NOTWITHSTANDING ANY OTHER PROVISION OF LAW  
8 TO THE CONTRARY, FOR STATE FISCAL YEAR  
9 2009-2010 THE LIABILITY OF THE STATE AND  
10 THE AMOUNT TO BE DISTRIBUTED OR OTHERWISE  
11 EXPENDED BY THE STATE ON OR AFTER NOVEMBER  
12 1, 2009 SHALL BE DETERMINED BY FIRST  
13 CALCULATING THE AMOUNT OF THE EXPENDITURE  
14 OR OTHER LIABILITY PURSUANT TO SUCH LAW,  
15 AND THEN REDUCING THE AMOUNT SO CALCULATED  
16 BY 12.5 PERCENT OF SUCH AMOUNT, AND THAT  
17 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
18 FOR DISBURSEMENT ON OR AFTER NOVEMBER 1,  
19 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
20 THE AMOUNT THAT IS UNDISBURSED AS OF SUCH  
21 DATE ..... 25,300,000  
22 For state grants for the health workforce  
23 retraining program. Notwithstanding  
24 section 2807-g of the public health law,  
25 or any other provision of law to the  
26 contrary, funds hereby appropriated may be  
27 made available to other state agencies and  
28 facilities operated by the department of  
29 health for services and expenses related  
30 to the worker retraining program as  
31 disbursed pursuant to section 2807-g of  
32 the public health law. Of this amount  
33 \$8,900,000 shall be made available to fund  
34 training for workers in jobs and job  
35 skills that meet the changing requirements  
36 of the health care industry pursuant to  
37 section 2807-g(5) of the public health  
38 law. Provided, however, that the director  
39 of the budget must approve the release of  
40 any request for proposal or request for  
41 application or any other procurement  
42 initiatives issued on or after April 1,  
43 2007. Further provided that any contract  
44 executed on or after April 1, 2007 must  
45 receive the prior approval of the director  
46 of the budget. A portion of this appropri-  
47 ation may be transferred to state oper-  
48 ations appropriations. Funds appropriated  
49 herein are supported by savings resulting  
50 from the increased Federal Medical Assist-  
51 ance Percentage (FMAP) provided pursuant  
52 to the American recovery and reinvestment  
53 act of 2009. NOTWITHSTANDING ANY OTHER  
54 PROVISION OF LAW TO THE CONTRARY, FOR  
55 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
56 OF THE STATE AND THE AMOUNT TO BE DISTRIB-

1 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
2 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
3 MINED BY FIRST CALCULATING THE AMOUNT OF  
4 THE EXPENDITURE OR OTHER LIABILITY PURSU-  
5 ANT TO SUCH LAW, AND THEN REDUCING THE  
6 AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
7 SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
8 APPROPRIATION AVAILABLE FOR DISBURSEMENT  
9 ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
10 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
11 IS UNDISBURSED AS OF SUCH DATE. ....

12 ..... 21,100,000

13 For services and expenses related to the  
14 tobacco use prevention and control program  
15 including grants to support cancer  
16 research. A portion of this appropriation  
17 may be transferred to state operations  
18 appropriations. Funds appropriated herein  
19 are supported by savings resulting from  
20 the increased Federal Medical Assistance  
21 Percentage (FMAP) provided pursuant to the  
22 American recovery and reinvestment act of  
23 2009; PROVIDED, HOWEVER, THAT THE AMOUNT  
24 OF THIS APPROPRIATION AVAILABLE FOR  
25 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
26 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
27 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
28 AS OF NOVEMBER 1, 2009; PROVIDED HOWEVER,  
29 THAT THE REDUCTION SHALL NOT APPLY TO  
30 FUNDS TRANSFERRED TO STATE OPERATIONS  
31 APPROPRIATIONS ..... [60,900,000]

50,900,000

32 For transfer to the Roswell park cancer  
33 institute to support operating costs asso-  
34 ciated with cancer research. A portion of  
35 this appropriation may be transferred to  
36 state operations appropriations. Funds  
37 appropriated herein are supported by  
38 savings resulting from the increased  
39 Federal Medical Assistance Percentage  
40 (FMAP) provided pursuant to the American  
41 recovery and reinvestment act of 2009;  
42 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
43 APPROPRIATION AVAILABLE FOR EXPENDITURE  
44 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
45 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
46 THE AMOUNT THAT WAS UNDISBURSED AS OF  
47 NOVEMBER 1, 2009 ..... 14,500,000

48 For services and expenses of the New York  
49 state area health education center  
50 program. NOTWITHSTANDING ANY OTHER  
51 PROVISION OF LAW TO THE CONTRARY, FOR  
52 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
53 OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
54 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
55 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
56 MINED BY FIRST CALCULATING THE AMOUNT OF

THE EXPENDITURE OR OTHER LIABILITY PURSU-  
ANT TO SUCH LAW, AND THEN REDUCING THE  
AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
APPROPRIATION AVAILABLE FOR DISBURSEMENT  
ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
IS UNDISBURSED AS OF SUCH DATE .....

..... 2,500,000

For state grants for rural health care  
access development. NOTWITHSTANDING ANY  
OTHER PROVISION OF LAW TO THE CONTRARY,  
FOR STATE FISCAL YEAR 2009-2010 THE  
LIABILITY OF THE STATE AND THE AMOUNT TO  
BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
THE STATE ON OR AFTER NOVEMBER 1, 2009  
SHALL BE DETERMINED BY FIRST CALCULATING  
THE AMOUNT OF THE EXPENDITURE OR OTHER  
LIABILITY PURSUANT TO SUCH LAW, AND THEN  
REDUCING THE AMOUNT SO CALCULATED BY 12.5  
PERCENT OF SUCH AMOUNT, AND THAT THE  
AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
SHALL BE REDUCED BY 12.5 PERCENT OF THE  
AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE

..... 10,400,000

For state grants for rural health network  
development. NOTWITHSTANDING ANY OTHER  
PROVISION OF LAW TO THE CONTRARY, FOR  
STATE FISCAL YEAR 2009-2010 THE LIABILITY  
OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
UTED OR OTHERWISE EXPENDED BY THE STATE ON  
OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
MINED BY FIRST CALCULATING THE AMOUNT OF  
THE EXPENDITURE OR OTHER LIABILITY PURSU-  
ANT TO SUCH LAW, AND THEN REDUCING THE  
AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
APPROPRIATION AVAILABLE FOR DISBURSEMENT  
ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
IS UNDISBURSED AS OF SUCH DATE. ....

..... 6,700,000

For state grants for cancer related services  
pursuant to section 2807-r of the public  
health law. A portion of this appropri-  
ation may be transferred to state oper-  
ations appropriations. A portion of this  
appropriation may be transferred to state  
operations appropriations. Funds appro-  
priated herein are supported by savings  
resulting from the increased Federal  
Medical Assistance Percentage (FMAP)  
provided pursuant to the American recovery  
and reinvestment act of 2009; PROVIDED,  
HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-

1     ATION AVAILABLE FOR EXPENDITURE AND  
2     DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
3     SHALL BE REDUCED BY 12.5 PERCENT OF THE  
4     AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
5     1, 2009 ..... 17,500,000  
6     For transfer to the pool administrator for  
7     distributions related to school based  
8     health clinics; PROVIDED, HOWEVER, THAT  
9     THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
10    FOR EXPENDITURE AND DISBURSEMENT ON AND  
11    AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
12    12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
13    BURSED AS OF NOVEMBER 1, 2009 .. 6,400,000  
14    For services and expenses related to the  
15    disease management demonstration program  
16    ..... [4,700,000]                   1,910,000  
17    For transfer to the pool administrator for  
18    state grants for poison control centers. A  
19    portion of this appropriation may be  
20    transferred to state operations appropri-  
21    ations. Funds appropriated herein are  
22    supported by savings resulting from the  
23    increased Federal Medical Assistance  
24    Percentage (FMAP) provided pursuant to the  
25    American recovery and reinvestment act of  
26    2009; PROVIDED, HOWEVER, THAT THE AMOUNT  
27    OF THIS APPROPRIATION AVAILABLE FOR  
28    EXPENDITURE AND DISBURSEMENT ON AND AFTER  
29    NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
30    PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
31    AS OF NOVEMBER 1, 2009 ..... 4,800,000  
32    For additional state grants to improve  
33    access to infertility services, treat-  
34    ments, and procedures. Funds appropriated  
35    herein are supported by savings resulting  
36    from the increased Federal Medical Assist-  
37    ance Percentage (FMAP) provided pursuant  
38    to the American recovery and reinvestment  
39    act of 2009; PROVIDED, HOWEVER, THAT THE  
40    AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
41    EXPENDITURE AND DISBURSEMENT ON AND AFTER  
42    NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
43    PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
44    AS OF NOVEMBER 1, 2009 ..... 4,600,000  
45    For services and expenses related to school  
46    based health centers. The total amount of  
47    funds provided herein shall be distributed  
48    to school-based health center providers  
49    based on the ratio of each provider's  
50    total enrollment for all sites to the  
51    total enrollment of all providers. This  
52    formula shall be applied to the total  
53    amount made available herein, provided,  
54    however, that notwithstanding any contrary  
55    provision of law, the commissioner of  
56    health may establish minimum and maximum

1 awards for providers; PROVIDED, HOWEVER,  
2 THAT THE AMOUNT OF THIS APPROPRIATION  
3 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
4 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
5 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
6 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
7 ..... 3,200,000  
8 -----

9 MEDICAL ASSISTANCE PROGRAM

10 General Fund / Aid to Localities  
11 Local Assistance Account - 001

12 Notwithstanding any inconsistent provision  
13 of paragraph (e) of subdivision 4 of  
14 section 2807-c of the public health law or  
15 any other contrary provision of law and  
16 subject to the availability of federal  
17 financial participation, the operating  
18 cost component of per diem rates of  
19 payment by governmental agencies for inpa-  
20 tient services provided by a general  
21 hospital or a distinct unit of a general  
22 hospital for services, as described below,  
23 that would otherwise be subject to the  
24 provisions of paragraph (e) of subdivision  
25 4 of section 2807-c of the public health  
26 law, shall, with regard to days of service  
27 occurring on and after December 1, 2009  
28 through March 31, 2010, be in accord with  
29 the following:

30 (a) For physical medical rehabilitation  
31 services and for chemical dependency reha-  
32 bilitation services, such rates shall  
33 reflect the use of 2005 operating costs  
34 for each respective category of services  
35 as reported by each facility to the  
36 department of health prior to December 1,  
37 2008 and as adjusted for inflation pursu-  
38 ant to paragraph (c) of subdivision 10 of  
39 section 2807-c of the public health law,  
40 as otherwise modified by any applicable  
41 statute, provided, however, that such 2005  
42 reported operating costs shall, for rate-  
43 setting purposes, be held to a ceiling of  
44 110 percent of the average of such  
45 reported costs in the region in which the  
46 facility is located, as determined pursu-  
47 ant to clause (E) of subparagraph (iii) of  
48 paragraph (1) of subdivision 4 of section  
49 2807-c of the public health law; and  
50 (b) For services provided by rural hospitals  
51 designated as critical access hospitals in  
52 accordance with title XVIII of the federal  
53 social security act, such rates shall

1 reflect the use of 2005 operating costs as  
2 reported by each facility to the depart-  
3 ment of health prior to December 1, 2008  
4 and as adjusted for inflation pursuant to  
5 paragraph (c) of subdivision 10 of section  
6 2807-c of the public health law, as other-  
7 wise modified by any applicable statutes,  
8 provided, however, that such 2005 reported  
9 operating costs shall, for rate-setting  
10 purposes, be held to a ceiling of 110  
11 percent of the average of such reported  
12 costs for all such designated hospitals  
13 statewide; and

14 (c) For inpatient services provided by  
15 specialty long term acute care hospitals  
16 and for inpatient services provided by  
17 cancer hospitals as so designated as of  
18 December 31, 2008, such rates shall  
19 reflect the use of 2005 operating costs  
20 for each respective category of facility  
21 as reported by each facility to the  
22 department of health prior to December 1,  
23 2008 and as adjusted for inflation pursu-  
24 ant to paragraph (c) of subdivision 10 of  
25 section 2807-c of the public health law,  
26 as otherwise modified by any applicable  
27 statutes; and

28 (d) For facilities designated by the federal  
29 department of health and human services as  
30 exempt acute care children's hospitals,  
31 for which a discrete institutional cost  
32 report was filed for the 2006 calendar  
33 year, and which has reported medicaid  
34 discharges greater than 50 percent of  
35 total discharges in such cost report, such  
36 rates shall reflect the use of 2006 oper-  
37 ating costs as reported by each facility  
38 to the department of health prior to  
39 December 1, 2008 and as adjusted for  
40 inflation pursuant to paragraph (c) of  
41 subdivision 10 of section 2807-c of the  
42 public health law, as otherwise modified  
43 by any applicable statutes, and as deter-  
44 mined on a per case basis or per diem  
45 basis, as set forth in regulations promul-  
46 gated by the commissioner of health; and

47 (e) Rates established pursuant to this  
48 section shall be deemed as excluding  
49 reimbursement for physician services for  
50 inpatient services and claims for medicaid  
51 fee payments for such physician services  
52 for such inpatient care may be submitted  
53 separately from the rate in accordance  
54 with otherwise applicable law; and

55 (f) Such rates of payment pursuant to this  
56 section for a general hospital or distinct

1 unit of a general hospital without  
 2 adequate cost experience shall be based on  
 3 the lower of the facility's or unit's  
 4 inpatient budgeted operating costs per  
 5 day, adjusted to actual, or the applicable  
 6 regional ceiling, if any; and  
 7 (g) Provided, however, if this chapter  
 8 appropriates sufficient additional funds  
 9 to support payments for inpatient services  
 10 provided by a general hospital or a  
 11 distinct unit of a general hospital, as  
 12 described in this paragraph, using the  
 13 methodology in existence on February 28,  
 14 2009 as set forth in section 2807-c of the  
 15 public health law, the provisions of this  
 16 section shall not apply and shall be  
 17 considered null and void as of February  
 18 28, 2009 ..... [250,741,000] 245,141,000  
 19 For services and expenses of the medical  
 20 assistance program including nursing home  
 21 services.  
 22 Notwithstanding any contrary provision of  
 23 law, for the period April 1, 2009 through  
 24 March 31, 2010, for rates of payment by  
 25 government agencies for inpatient services  
 26 provided by residential health care facil-  
 27 ities, in determining the operating compo-  
 28 nent of a facility's rate for care  
 29 provided for an AIDS patient in a residen-  
 30 tial health care facility designated as an  
 31 AIDS facility or having a discrete AIDS  
 32 unit, the operating component of such  
 33 rates shall not reflect an occupancy  
 34 factor increase ..... [1,574,104,000] 1,564,304,000  
 35 For services and expenses of the medical  
 36 assistance program including other long  
 37 term care services ..... [1,835,372,000] 1,827,272,000  
 38 -----

39 Special Revenue Funds - Federal / Aid to Localities  
 40 Federal Health and Human Services Fund - 265  
 41 Medicaid Direct Account

42 Notwithstanding any inconsistent provision  
 43 of paragraph (e) of subdivision 4 of  
 44 section 2807-c of the public health law or  
 45 any other contrary provision of law and  
 46 subject to the availability of federal  
 47 financial participation, the operating  
 48 cost component of per diem rates of  
 49 payment by governmental agencies for inpa-  
 50 tient services provided by a general  
 51 hospital or a distinct unit of a general  
 52 hospital for services, as described below,  
 53 that would otherwise be subject to the  
 54 provisions of paragraph (e) of subdivision

1 4 of section 2807-c of the public health  
2 law, shall, with regard to days of service  
3 occurring on and after December 1, 2009  
4 through March 31, 2010, be in accord with  
5 the following:

6 (a) For physical medical rehabilitation  
7 services and for chemical dependency reha-  
8 bilitation services, such rates shall  
9 reflect the use of 2005 operating costs  
10 for each respective category of services  
11 as reported by each facility to the  
12 department of health prior to December 1,  
13 2008 and as adjusted for inflation pursu-  
14 ant to paragraph (c) of subdivision 10 of  
15 section 2807-c of the public health law,  
16 as otherwise modified by any applicable  
17 statute, provided, however, that such 2005  
18 reported operating costs shall, for rate-  
19 setting purposes, be held to a ceiling of  
20 110 percent of the average of such  
21 reported costs in the region in which the  
22 facility is located, as determined pursu-  
23 ant to clause (E) of subparagraph (iii) of  
24 paragraph (1) of subdivision 4 of section  
25 2807-c of the public health law; and

26 (b) For services provided by rural hospitals  
27 designated as critical access hospitals in  
28 accordance with title XVIII of the federal  
29 social security act, such rates shall  
30 reflect the use of 2005 operating costs as  
31 reported by each facility to the depart-  
32 ment of health prior to December 1, 2008  
33 and as adjusted for inflation pursuant to  
34 paragraph (c) of subdivision 10 of section  
35 2807-c of the public health law, as other-  
36 wise modified by any applicable statutes,  
37 provided, however, that such 2005 reported  
38 operating costs shall, for rate-setting  
39 purposes, be held to a ceiling of 110  
40 percent of the average of such reported  
41 costs for all such designated hospitals  
42 statewide; and

43 (c) For inpatient services provided by  
44 specialty long term acute care hospitals  
45 and for inpatient services provided by  
46 cancer hospitals as so designated as of  
47 December 31, 2008, such rates shall  
48 reflect the use of 2005 operating costs  
49 for each respective category of facility  
50 as reported by each facility to the  
51 department of health prior to December 1,  
52 2008 and as adjusted for inflation pursu-  
53 ant to paragraph (c) of subdivision 10 of  
54 section 2807-c of the public health law,  
55 as otherwise modified by any applicable  
56 statutes; and

1 (d) For facilities designated by the federal  
2 department of health and human services as  
3 exempt acute care children's hospitals,  
4 for which a discrete institutional cost  
5 report was filed for the 2006 calendar  
6 year, and which has reported medicaid  
7 discharges greater than 50 percent of  
8 total discharges in such cost report, such  
9 rates shall reflect the use of 2006 oper-  
10 ating costs as reported by each facility  
11 to the department of health prior to  
12 December 1, 2008 and as adjusted for  
13 inflation pursuant to paragraph (c) of  
14 subdivision 10 of section 2807-c of the  
15 public health law, as otherwise modified  
16 by any applicable statutes, and as deter-  
17 mined on a per case basis or per diem  
18 basis, as set forth in regulations promul-  
19 gated by the commissioner of health; and  
20 (e) Rates established pursuant to this  
21 section shall be deemed as excluding  
22 reimbursement for physician services for  
23 inpatient services and claims for medicaid  
24 fee payments for such physician services  
25 for such inpatient care may be submitted  
26 separately from the rate in accordance  
27 with otherwise applicable law; and  
28 (f) Such rates of payment pursuant to this  
29 section for a general hospital or distinct  
30 unit of a general hospital without  
31 adequate cost experience shall be based on  
32 the lower of the facility's or unit's  
33 inpatient budgeted operating costs per  
34 day, adjusted to actual, or the applicable  
35 regional ceiling, if any; and  
36 (g) Provided, however, if this chapter  
37 appropriates sufficient additional funds  
38 to support payments for inpatient services  
39 provided by a general hospital or a  
40 distinct unit of a general hospital, as  
41 described in this paragraph, using the  
42 methodology in existence on February 28,  
43 2009 as set forth in section 2807-c of the  
44 public health law, the provisions of this  
45 section shall not apply and shall be  
46 considered null and void as of February  
47 28, 2009 ..... [4,599,282,000] 4,590,302,000  
48 For services and expenses of the medical  
49 assistance program including nursing home  
50 services.  
51 Notwithstanding any contrary provision of  
52 law, for the period April 1, 2009 through  
53 March 31, 2010, for rates of payment by  
54 government agencies for inpatient services  
55 provided by residential health care facil-  
56 ities, in determining the operating compo-

1     nent of a facility's rate for care  
2     provided for an AIDS patient in a residen-  
3     tial health care facility designated as an  
4     AIDS facility or having a discrete AIDS  
5     unit, the operating component of such  
6     rates shall not reflect an occupancy  
7     factor increase ..... [3,939,764,000] 3,924,050,000  
8     For services and expenses of the medical  
9     assistance program including other long  
10    term care services ..... [3,027,976,000] 3,014,989,000

11   OFFICE OF LONG TERM CARE

12    General Fund / Aid to Localities  
13    Local Assistance Account - 001

14    For services and expenses, including grants,  
15    of the uniform assessment program. All or  
16    a portion of this appropriation may be  
17    transferred to state operations appropri-  
18    ations; PROVIDED, HOWEVER, THAT THE AMOUNT  
19    OF THIS APPROPRIATION AVAILABLE FOR  
20    EXPENDITURE AND DISBURSEMENT ON AND AFTER  
21    NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
22    PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
23    AS OF NOVEMBER 1, 2009 ..... 5,000,000

24    For services and expenses related to trau-  
25    matic brain injury including but not  
26    limited to services rendered to individ-  
27    uals enrolled in the federally approved  
28    home and community based services (HCBS)  
29    waiver and including personal and nonper-  
30    sonal services spending originally author-  
31    ized by appropriations and reappropri-  
32    ations enacted prior to 1996. All or part  
33    of this appropriation may be transferred  
34    to state operations appropriations;  
35    PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
36    APPROPRIATION AVAILABLE FOR EXPENDITURE  
37    AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
38    2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
39    THE AMOUNT THAT WAS UNDISBURSED AS OF  
40    NOVEMBER 1, 2009 ..... 13,733,400  
41    -----

42                   DEPARTMENT OF MENTAL HYGIENE

43                   OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

44                   STATE OPERATIONS AND AID TO LOCALITIES   2009-10

45   COMMUNITY TREATMENT SERVICES PROGRAM

46    General Fund / Aid to Localities  
47    Local Assistance Account - 001

1 For services and expenses related to problem  
2 gambling and chemical dependence outpa-  
3 tient and chemotherapy services; PROVIDED,  
4 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
5 ATION AVAILABLE FOR EXPENDITURE AND  
6 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
7 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
8 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
9 1, 2009 ..... 105,500,000  
10 For the state share of medical assistance  
11 payments for outpatient services and the  
12 state share of disproportionate share  
13 payments; PROVIDED, HOWEVER, THAT THE  
14 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
15 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
16 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
17 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
18 AS OF NOVEMBER 1, 2009 ..... 32,780,000  
19 -----

20 Special Revenue Funds - Other / Aid to Localities  
21 Miscellaneous Special Revenue Fund - 339  
22 Mental Hygiene Program Fund Account

23 For services and expenses related to resi-  
24 dential services; PROVIDED, HOWEVER, THAT  
25 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
26 FOR EXPENDITURE AND DISBURSEMENT ON AND  
27 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
28 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
29 BURSED AS OF NOVEMBER 1, 2009 .....  
30 ..... 89,500,000  
31 For services and expenses related to crisis  
32 services; PROVIDED, HOWEVER, THAT THE  
33 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
34 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
35 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
36 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
37 AS OF NOVEMBER 1, 2009 ..... 16,000,000  
38 -----

### 39 PREVENTION AND PROGRAM SUPPORT

40 Special Revenue Funds - Other / Aid to Localities  
41 Miscellaneous Special Revenue Fund - 339  
42 Mental Hygiene Program Fund Account

43 Notwithstanding any provision of law to the  
44 contrary, the commissioner of the office  
45 of alcoholism and substance abuse services  
46 shall be authorized to continue contracts  
47 which were executed on or before March 31,  
48 2009 with entities providing services for  
49 problem gambling and chemical dependency  
50 prevention and treatment services, without  
51 any additional requirements that such

contracts be subject to competitive bidding, a request for proposal process or other administrative procedures. Of the amounts appropriated herein, at least [\$16,770,568] \$15,549,248 shall be made available to the New York City Department of Education for the continuation of such school-operated prevention programs provided by school district employees; PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS APPROPRIATION AVAILABLE FOR EXPENDITURE AND DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ..... 46,000,000  
-----

Special Revenue Funds - Other / Aid to Localities  
Chemical Dependence Service Fund - 346

Notwithstanding any provision of law, rule or regulation to the contrary, a portion of this appropriation related to enforcement action fine and/or levy moneys may be made available to localities and nonprofit and for-profit agencies for payment of expenses for facilities operating under a receivership pursuant to section 19.41 of the mental hygiene law. Such funds may also be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services and appropriations of the department of health, the office of medicaid inspector general, the office of mental health, and the office of mental retardation and developmental disabilities with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee; PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS APPROPRIATION AVAILABLE FOR EXPENDITURE AND DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ..... 7,840,000  
-----

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF MENTAL HEALTH

## 1 ADULT SERVICES PROGRAM

2 General Fund / Aid to Localities  
3 Local Assistance Account - 001

4 For services and expenses of various commu-  
5 nity mental health non-residential  
6 programs, pursuant to article 41 of the  
7 mental hygiene law, including but not  
8 limited to sections 41.13, 41.18, 41.23,  
9 and 41.47. NOTWITHSTANDING ANY OTHER  
10 PROVISION OF LAW TO THE CONTRARY, FOR  
11 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
12 OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
13 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
14 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
15 MINED BY FIRST CALCULATING THE AMOUNT OF  
16 THE EXPENDITURE OR OTHER LIABILITY PURSU-  
17 ANT TO SUCH LAW, AND THEN REDUCING THE  
18 AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
19 SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
20 APPROPRIATION AVAILABLE FOR DISBURSEMENT  
21 ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
22 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
23 IS UNDISBURSED AS OF SUCH DATE .....

24 ..... 74,932,000  
25 For services and expenses of various commu-  
26 nity mental health emergency programs,  
27 including comprehensive psychiatric emer-  
28 gency programs pursuant to section 41.51  
29 of the mental hygiene law. NOTWITHSTANDING  
30 ANY OTHER PROVISION OF LAW TO THE CONTRA-  
31 RY, FOR STATE FISCAL YEAR 2009-2010 THE  
32 LIABILITY OF THE STATE AND THE AMOUNT TO  
33 BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
34 THE STATE ON OR AFTER NOVEMBER 1, 2009  
35 SHALL BE DETERMINED BY FIRST CALCULATING  
36 THE AMOUNT OF THE EXPENDITURE OR OTHER  
37 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
38 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
39 PERCENT OF SUCH AMOUNT, AND THAT THE  
40 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
41 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
42 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
43 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE

44 ..... 6,889,000  
45 For transfer to the department of health to  
46 reimburse the department for the state  
47 share of medical assistance payments for  
48 various mental health services. Notwith-  
49 standing any inconsistent provision of  
50 law, a portion of the money herein appro-  
51 priated may be made available for transfer  
52 to the department of health for the state  
53 share of disproportionate share payments  
54 to voluntary nonprofit general hospitals

1 pursuant to chapter 119 of the laws of  
2 1997 as amended. Notwithstanding any  
3 inconsistent provision of law, an amount  
4 up to \$600,000 of this appropriation may  
5 be available for transfer to the depart-  
6 ment of health to reimburse the department  
7 for the state share of medical assistance  
8 payments related to certain hospitals with  
9 an increase in psychiatric inpatient  
10 volume of 5 percent or more during their  
11 participation in the alternate rate meth-  
12 odology (ARMS) through 1993. NOTWITHSTAND-  
13 ING ANY OTHER PROVISION OF LAW TO THE CON-  
14 TRARY, FOR STATE FISCAL YEAR 2009-2010 THE  
15 LIABILITY OF THE STATE AND THE AMOUNT TO  
16 BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
17 THE STATE ON OR AFTER NOVEMBER 1, 2009  
18 SHALL BE DETERMINED BY FIRST CALCULATING  
19 THE AMOUNT OF THE EXPENDITURE OR OTHER  
20 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
21 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
22 PERCENT OF SUCH AMOUNT, AND THAT THE  
23 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
24 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
25 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
26 AMOUNT THAT IS UNDISBURSED AS OF SUCH  
27 DATE, EXCLUDING \$7,467,000 NECESSARY FOR  
28 DEBT SERVICE PAYMENTS ..... 322,202,000  
29 -----

30 Special Revenue Funds - Other / Aid to Localities  
31 Miscellaneous Special Revenue Fund - 339  
32 Mental Hygiene Program Fund Account

33 For services and expenses of various commu-  
34 nity mental health non-residential  
35 programs, pursuant to article 41 of the  
36 mental hygiene law, including but not  
37 limited to sections 41.13, 41.18, 41.23  
38 and 41.47. Notwithstanding any other  
39 provision of law to the contrary, up to  
40 \$1,500,000 of this appropriation shall be  
41 made available to the Research Foundation  
42 for Mental Hygiene, Inc. pursuant to a  
43 contract with the office of mental health  
44 for two mental health managed care demon-  
45 stration programs. One program shall be  
46 located in one or more of Chautauqua,  
47 Erie, Genesee, Monroe, Onondaga and Wyom-  
48 ing counties, and the other program shall  
49 be located in the city of New York. An  
50 amount from this appropriation when  
51 combined with the appropriation for the  
52 miscellaneous special revenue fund - 339  
53 medication reimbursement account shall  
54 provide up to \$15,000,000 for grants to

1 the counties and city of New York to  
2 provide medication, and other services  
3 necessary to prescribe and administer  
4 medication pursuant to a plan approved by  
5 the commissioner of mental health, as  
6 authorized under chapter 408 of the laws  
7 of 1999 as amended. NOTWITHSTANDING ANY  
8 OTHER PROVISION OF LAW TO THE CONTRARY,  
9 FOR STATE FISCAL YEAR 2009-2010 THE  
10 LIABILITY OF THE STATE AND THE AMOUNT TO  
11 BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
12 THE STATE ON OR AFTER NOVEMBER 1, 2009  
13 SHALL BE DETERMINED BY FIRST CALCULATING  
14 THE AMOUNT OF THE EXPENDITURE OR OTHER  
15 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
16 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
17 PERCENT OF SUCH AMOUNT, AND THAT THE  
18 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
19 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
20 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
21 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE  
22 ..... 184,200,000

23 For services and expenses of various commu-  
24 nity mental health residential programs,  
25 including but not limited to community  
26 residences pursuant to sections 41.44 and  
27 41.38 of the mental hygiene law. Notwith-  
28 standing the provisions of section 31.03  
29 of the mental hygiene law and any other  
30 inconsistent provision of law, moneys  
31 appropriated for family care shall be  
32 available for, but not limited to, the  
33 purchase of substitute caretakers up to a  
34 maximum of 14 days and payments limited to  
35 \$686 per year based upon financial need  
36 for the personal needs of each client  
37 residing in the family care home.  
38 NOTWITHSTANDING ANY OTHER PROVISION OF LAW  
39 TO THE CONTRARY, FOR STATE FISCAL YEAR  
40 2009-2010 THE LIABILITY OF THE STATE AND  
41 THE AMOUNT TO BE DISTRIBUTED OR OTHERWISE  
42 EXPENDED BY THE STATE ON OR AFTER NOVEMBER  
43 1, 2009 SHALL BE DETERMINED BY FIRST  
44 CALCULATING THE AMOUNT OF THE EXPENDITURE  
45 OR OTHER LIABILITY PURSUANT TO SUCH LAW,  
46 AND THEN REDUCING THE AMOUNT SO CALCULATED  
47 BY 12.5 PERCENT OF SUCH AMOUNT, AND THAT  
48 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
49 FOR DISBURSEMENT ON OR AFTER NOVEMBER 1,  
50 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
51 THE AMOUNT THAT IS UNDISBURSED AS OF SUCH  
52 DATE, EXCLUDING \$7,195,000 NECESSARY FOR  
53 DEBT SERVICE PAYMENTS ..... 312,277,000  
54 For services and expenses associated with  
55 the restoration of the proposed one  
56 percent reduction in the 2008-09 cost of

living adjustment. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009; PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS APPROPRIATION AVAILABLE FOR EXPENDITURE AND DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ..... 4,019,000  
-----

Special Revenue Funds - Other / Aid to Localities  
Miscellaneous Special Revenue Fund - 339  
Medication Reimbursement Account

For services and expenses related to adult mental health services, including assisted outpatient treatment pursuant to article 9 and other provisions of the mental hygiene law. Notwithstanding any other provision of law, this appropriation may be made available upon the approval of the director of the budget. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, FOR STATE FISCAL YEAR 2009-2010 THE LIABILITY OF THE STATE AND THE AMOUNT TO BE DISTRIBUTED OR OTHERWISE EXPENDED BY THE STATE ON OR AFTER NOVEMBER 1, 2009 SHALL BE DETERMINED BY FIRST CALCULATING THE AMOUNT OF THE EXPENDITURE OR OTHER LIABILITY PURSUANT TO SUCH LAW, AND THEN REDUCING THE AMOUNT SO CALCULATED BY 12.5 PERCENT OF SUCH AMOUNT, AND THAT THE AMOUNT OF THIS APPROPRIATION AVAILABLE FOR DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE ..... 7,580,000  
-----

#### CHILDREN AND YOUTH SERVICES PROGRAM

General Fund / Aid to Localities  
Local Assistance Account - 001

For services and expenses of various community mental health non-residential programs, pursuant to article 41 of the mental hygiene law, including but not limited to sections 41.13, 41.18 and 41.23. NOTWITHSTANDING ANY OTHER PROVISION OF LAW TO THE CONTRARY, FOR STATE FISCAL YEAR 2009-2010 THE LIABILITY OF THE STATE AND THE AMOUNT TO BE DISTRIBUTED OR OTHER-

1 WISE EXPENDED BY THE STATE ON OR AFTER  
2 NOVEMBER 1, 2009 SHALL BE DETERMINED BY  
3 FIRST CALCULATING THE AMOUNT OF THE  
4 EXPENDITURE OR OTHER LIABILITY PURSUANT TO  
5 SUCH LAW, AND THEN REDUCING THE AMOUNT SO  
6 CALCULATED BY 12.5 PERCENT OF SUCH AMOUNT,  
7 AND THAT THE AMOUNT OF THIS APPROPRIATION  
8 AVAILABLE FOR DISBURSEMENT ON OR AFTER  
9 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
10 PERCENT OF THE AMOUNT THAT IS UNDISBURSED  
11 AS OF SUCH DATE ..... 17,217,000  
12 For transfer to the department of health to  
13 reimburse the department for the state  
14 share of medical assistance payments for  
15 various mental health services. Notwith-  
16 standing any inconsistent provision of  
17 law, a portion of the money herein appro-  
18 priated may be made available for transfer  
19 to the department of health for the state  
20 share of disproportionate share payments  
21 to voluntary nonprofit general hospitals  
22 pursuant to chapter 119 of the laws of  
23 1997 as amended. NOTWITHSTANDING ANY OTHER  
24 PROVISION OF LAW TO THE CONTRARY, FOR  
25 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
26 OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
27 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
28 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-  
29 MINED BY FIRST CALCULATING THE AMOUNT OF  
30 THE EXPENDITURE OR OTHER LIABILITY PURSU-  
31 ANT TO SUCH LAW, AND THEN REDUCING THE  
32 AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
33 SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
34 APPROPRIATION AVAILABLE FOR DISBURSEMENT  
35 ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
36 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
37 IS UNDISBURSED AS OF SUCH DATE .....  
38 ..... 133,615,000  
39 -----

40 Special Revenue Funds - Other / Aid to Localities  
41 Miscellaneous Special Revenue Fund - 339  
42 Mental Hygiene Program Fund Account

43 For services and expenses of various commu-  
44 nity mental health non-residential  
45 programs, pursuant to article 41 of the  
46 mental hygiene law, including but not  
47 limited to sections 41.13, 41.18, and  
48 41.23. NOTWITHSTANDING ANY OTHER PROVISION  
49 OF LAW TO THE CONTRARY, FOR STATE FISCAL  
50 YEAR 2009-2010 THE LIABILITY OF THE STATE  
51 AND THE AMOUNT TO BE DISTRIBUTED OR OTHER-  
52 WISE EXPENDED BY THE STATE ON OR AFTER  
53 NOVEMBER 1, 2009 SHALL BE DETERMINED BY  
54 FIRST CALCULATING THE AMOUNT OF THE

1 EXPENDITURE OR OTHER LIABILITY PURSUANT TO  
2 SUCH LAW, AND THEN REDUCING THE AMOUNT SO  
3 CALCULATED BY 12.5 PERCENT OF SUCH AMOUNT,  
4 AND THAT THE AMOUNT OF THIS APPROPRIATION  
5 AVAILABLE FOR DISBURSEMENT ON OR AFTER  
6 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
7 PERCENT OF THE AMOUNT THAT IS UNDISBURSED  
8 AS OF SUCH DATE ..... 59,251,000  
9 For services and expenses of various commu-  
10 nity mental health emergency programs;  
11 PROVIDED, HOWEVER, THAT THE AMOUNT OF THIS  
12 APPROPRIATION AVAILABLE FOR EXPENDITURE  
13 AND DISBURSEMENT ON AND AFTER NOVEMBER 1,  
14 2009 SHALL BE REDUCED BY 12.5 PERCENT OF  
15 THE AMOUNT THAT WAS UNDISBURSED AS OF  
16 NOVEMBER 1, 2009 ..... 13,826,000  
17 -----

18 COMMUNITY MENTAL HEALTH SUPPORT AND WORKFORCE REINVESTMENT  
19 PROGRAM

20 Special Revenue Funds - Other / Aid to Localities  
21 Miscellaneous Special Revenue Fund - 339  
22 Mental Hygiene Program Fund Account

23 For services and expenses of various adult  
24 community mental health residential  
25 programs; PROVIDED, HOWEVER, THAT THE  
26 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
27 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
28 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
29 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
30 AS OF NOVEMBER 1, 2009 ..... 7,717,000  
31 -----

32 DEPARTMENT OF MENTAL HYGIENE

33 OFFICE OF MENTAL RETARDATION AND DEVELOPMENTAL DISABILITIES

34 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

35 COMMUNITY SERVICES PROGRAM

36 General Fund / Aid to Localities  
37 Local Assistance Account - 001

38 For the state share of medical assistance  
39 services expenses incurred by the depart-  
40 ment of health for the provision of  
41 medical assistance services to the devel-  
42 opmentally disabled; PROVIDED, HOWEVER,  
43 THAT THE AMOUNT OF THIS APPROPRIATION  
44 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
45 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
46 REDUCED BY 5 PERCENT OF THE AMOUNT THAT  
47 WAS UNDISBURSED AS OF NOVEMBER 1, 2009,

1     HOWEVER, VOLUNTARY-OPERATED INTERMEDIATE  
2     CARE FACILITIES SHALL BE EXCLUDED FROM  
3     THIS REDUCTION ..... 1,371,273,000  
4     For services and expenses related to the  
5     provision of residential services to the  
6     developmentally disabled; PROVIDED, HOWEV-  
7     ER, THAT THE AMOUNT OF THIS APPROPRIATION  
8     AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
9     ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
10    REDUCED BY 10 PERCENT OF THE AMOUNT THAT  
11    WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
12    ..... 16,722,000  
13    For services and expenses related to the  
14    provision of family support services to  
15    the developmentally disabled; PROVIDED,  
16    HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
17    ATION AVAILABLE FOR EXPENDITURE AND  
18    DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
19    SHALL BE REDUCED BY 10 PERCENT OF THE  
20    AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
21    1, 2009 ..... 56,269,000  
22    For services and expenses related to the  
23    provision of workshop, day training and  
24    employment services to the developmentally  
25    disabled; PROVIDED, HOWEVER, THAT THE  
26    AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
27    EXPENDITURE AND DISBURSEMENT ON AND AFTER  
28    NOVEMBER 1, 2009 SHALL BE REDUCED BY 10  
29    PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
30    AS OF NOVEMBER 1, 2009 ..... 44,480,000  
31    For the services and expenses related to the  
32    provision of workshop, day training and  
33    employment services to the developmentally  
34    disabled. Funds appropriated herein are  
35    supported by savings resulting from the  
36    increased Federal Medical Assistance  
37    Percentage (FMAP) provided pursuant to the  
38    American recovery and reinvestment act of  
39    2009; PROVIDED, HOWEVER, THAT THE AMOUNT  
40    OF THIS APPROPRIATION AVAILABLE FOR  
41    EXPENDITURE AND DISBURSEMENT ON AND AFTER  
42    NOVEMBER 1, 2009 SHALL BE REDUCED BY 10  
43    PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
44    AS OF NOVEMBER 1, 2009 ..... 5,000,000  
45    -----

46    Special Revenue Funds - Other / Aid to Localities  
47    Miscellaneous Special Revenue Fund - 339  
48    OMRDD - Provider of Service Account

49    For services and expenses related to mental  
50    retardation and developmental disabilities  
51    services associated with the New York  
52    state options for people through services  
53    (NYS-OPTS) initiative, in accordance with

1 a programmatic and fiscal plan to be  
2 approved by the director of the budget.  
3 Notwithstanding any provision of law to the  
4 contrary, the director of the budget is  
5 authorized to make suballocations from  
6 this appropriation to the department of  
7 health medical assistance program.  
8 Notwithstanding any other provision of law,  
9 the money hereby appropriated may be  
10 transferred to state operations and/or any  
11 appropriation of the office of mental  
12 retardation and developmental disabili-  
13 ties, with the approval of the director of  
14 the budget who shall file such approval  
15 with the department of audit and control  
16 and copies thereof with the chairman of  
17 the senate finance committee and the  
18 chairman of the assembly ways and means  
19 committee.  
20 Notwithstanding any provision of law to the  
21 contrary, the moneys hereby appropriated,  
22 or so much thereof as may be necessary,  
23 are to be available for the purposes here-  
24 in specified for obligations heretofore  
25 accrued or hereafter to accrue; PROVIDED,  
26 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
27 ATION AVAILABLE FOR EXPENDITURE AND  
28 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
29 SHALL BE REDUCED BY 5 PERCENT OF THE  
30 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
31 1, 2009 ..... 320,000,000  
32 -----

33 Special Revenue Funds - Other / Aid to Localities  
34 Miscellaneous Special Revenue Fund - 339  
35 OMRDD - Day Services Account

36 For services and expenses related to the  
37 provision of HCBS waiver day services to  
38 developmentally disabled individuals  
39 residing in intermediate care facilities.  
40 Notwithstanding any other provision of law,  
41 the money hereby appropriated may be  
42 transferred to state operations and/or any  
43 appropriation of the office of mental  
44 retardation and developmental disabili-  
45 ties, with the approval of the director of  
46 the budget who shall file such approval  
47 with the department of audit and control  
48 and copies thereof with the chairman of  
49 the senate finance committee and the  
50 chairman of the assembly ways and means  
51 committee; PROVIDED, HOWEVER, THAT THE  
52 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
53 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
54 NOVEMBER 1, 2009 SHALL BE REDUCED BY 10

1 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
2 AS OF NOVEMBER 1, 2009 ..... 98,000,000  
3 -----

4 S 5. Section 1 of chapter 55 of the laws of 2008, enacting the trans-  
5 portation, economic development and environmental conservation budget,  
6 is amended by repealing the items hereinbelow set forth in brackets and  
7 by adding to such section the other items underscored in this section.

8 ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

9 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

10 RESEARCH, DEVELOPMENT AND DEMONSTRATION PROGRAM

11 Special Revenue Funds - Other / Aid to Localities  
12 Miscellaneous Special Revenue Fund - 339  
13 Energy Research and Planning Account

14 Research, development and demonstration  
15 program grants; PROVIDED, HOWEVER, THAT  
16 THE AMOUNT OF THIS APPROPRIATION AVAILABLE  
17 FOR EXPENDITURE AND DISBURSEMENT ON AND  
18 AFTER NOVEMBER 1, 2009 SHALL BE REDUCED BY  
19 12.5 PERCENT OF THE AMOUNT THAT WAS UNDIS-  
20 BURSED AS OF NOVEMBER 1, 2009 .. 8,543,000  
21 University of Rochester laboratory for laser  
22 energetics; PROVIDED, HOWEVER, THAT THE  
23 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
24 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
25 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
26 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
27 AS OF NOVEMBER 1, 2009 ..... 691,000  
28 -----

29 DEPARTMENT OF ENVIRONMENTAL CONSERVATION

30 CAPITAL PROJECTS 2009-10

31 ENVIRONMENT AND RECREATION (CCP)

32 Environmental Protection Fund

33 Environment and Recreation Purpose

34 For services and expenses of projects and  
35 purposes authorized by section 92-s of  
36 the state finance law to receive funding  
37 from the solid waste account in accord-  
38 ance with a programmatic and financial  
39 plan to be approved by the director of  
40 the budget, including suballocation to  
41 other state departments and agencies,  
42 according to the following:

|    |                                            |            |
|----|--------------------------------------------|------------|
| 1  | Non-hazardous landfill closure projects    |            |
| 2  | (09LC09ER) ..... [750,000]                 | 0          |
| 3  | Secondary materials regional marketing     |            |
| 4  | assistance and energy conservation         |            |
| 5  | services projects (09SM09ER) .....         |            |
| 6  | ..... [2,250,000]                          | 1,381,000  |
| 7  | Pesticides program (09PD09ER) .. [575,000] | 500,000    |
| 8  | Notwithstanding any law to the contrary,   |            |
| 9  | for assessment and recovery of any         |            |
| 10 | natural resource damages (09RD09ER) ....   |            |
| 11 | ..... [450,000]                            | 431,000    |
| 12 | Notwithstanding any law to the contrary,   |            |
| 13 | for the pollution prevention institute;    |            |
| 14 | including [\$1,000,000] \$959,000 for the  |            |
| 15 | Green Initiative Institute and             |            |
| 16 | [\$350,000] \$336,000 for the Interstate   |            |
| 17 | Chemicals Clearinghouse (09PP09ER) .....   |            |
| 18 | ..... [2,350,000]                          | 2,253,000  |
| 19 | For services and expenses of projects and  |            |
| 20 | purposes authorized by section 92-s of     |            |
| 21 | the state finance law to receive funding   |            |
| 22 | from the parks, recreation and historic    |            |
| 23 | preservation account in accordance with    |            |
| 24 | a programmatic and financial plan to be    |            |
| 25 | approved by the director of the budget,    |            |
| 26 | including suballocation to other state     |            |
| 27 | departments and agencies, according to     |            |
| 28 | the following:                             |            |
| 29 | Local waterfront revitalization programs,  |            |
| 30 | notwithstanding any law to the contrary,   |            |
| 31 | not less than, \$9,750,000 for waterfront  |            |
| 32 | revitalization projects which are in or    |            |
| 33 | primarily serve areas where demographic    |            |
| 34 | and other relevant data for such areas     |            |
| 35 | demonstrate that the areas are densely     |            |
| 36 | populated and have sustained physical      |            |
| 37 | deterioration, decay, neglect, or disin-   |            |
| 38 | vestment, or where a substantial propor-   |            |
| 39 | tion of the residential population is of   |            |
| 40 | low income or is otherwise disadvantaged   |            |
| 41 | and is underserved with respect to the     |            |
| 42 | existing recreational opportunities in     |            |
| 43 | the area; and provided further this        |            |
| 44 | appropriation shall not be construed to    |            |
| 45 | restrict the use of any additional         |            |
| 46 | monies for such projects; \$1,000,000 for  |            |
| 47 | Buffalo Waterfront; \$300,000 for Niagara  |            |
| 48 | River Greenway; and [\$750,000] \$700,000  |            |
| 49 | for Hudson and Champlain Docks             |            |
| 50 | (09WR09ER) ..... [24,375,000]              | 24,021,000 |

1 Parks, recreation and historic preserva-  
2 tion projects, notwithstanding any law  
3 to the contrary, not less than,  
4 \$8,490,000 for municipal parks projects  
5 which are in or primarily serve areas  
6 where demographic and other relevant  
7 data for such areas demonstrate that the  
8 areas are densely populated and have  
9 sustained physical deterioration, decay,  
10 neglect or disinvestment or where a  
11 substantial proportion of the residen-  
12 tial population is of low income or is  
13 otherwise disadvantaged and is under-  
14 served with respect to the existing  
15 recreational opportunities in the area,  
16 and notwithstanding any law to the  
17 contrary, \$500,000 for Olmstead Park  
18 (09MP09ER) ..... [21,225,000] 20,813,000

19 Notwithstanding any law to the contrary,  
20 for state parks and land and easement  
21 infrastructure, access and stewardship  
22 projects which shall include capital  
23 projects: (i) on state parks and state  
24 owned lands acquired pursuant to  
25 sections 54-0303 and 56-0307 of the  
26 environmental conservation law and (ii)  
27 on state parks or state owned lands and  
28 easements under the jurisdiction of the  
29 department of environmental conservation  
30 or the office of parks, recreation and  
31 historic preservation for access oppor-  
32 tunities for people with disabilities;  
33 access to the State Forest Preserve;  
34 State reforestation, Wildlife Management  
35 areas and conservation easement lands;  
36 recreational trail construction and  
37 maintenance; Catskill and Adirondack  
38 campground improvements to public access  
39 and sanitation facilities; environmental  
40 education; conservation education facil-  
41 ity improvements; archeological, histor-  
42 ic, cultural and natural resource  
43 surveys, forest health surveys, inter-  
44 pretation, and inventories; Forest  
45 Preserve and state forest unit manage-  
46 ment planning; conservation easement  
47 public recreation planning; habitat  
48 restoration and enhancement; state fish  
49 hatchery improvements; water access  
50 facilities and safety improvements;  
51 public beach facility development and  
52 improvement; public access improvements  
53 at day use areas; state historic site  
54 exterior restoration; and cabin area and

|    |                                           |           |
|----|-------------------------------------------|-----------|
| 1  | camping facility development, restora-    |           |
| 2  | tion and reconstruction (09ST09ER) .....  |           |
| 3  | ..... [7,000,000]                         | 5,000,000 |
| 4  | Notwithstanding any law to the contrary,  |           |
| 5  | for the purposes of Hudson-Fulton Cham-   |           |
| 6  | plain Quadricentennial celebrations,      |           |
| 7  | projects and programs (09QC09ER) .....    |           |
| 8  | ..... [1,500,000]                         | 450,000   |
| 9  | For services and expenses of projects and |           |
| 10 | purposes authorized by section 92-s of    |           |
| 11 | the state finance law to receive funding  |           |
| 12 | from the open space account in accord-    |           |
| 13 | ance with a programmatic and financial    |           |
| 14 | plan to be approved by the director of    |           |
| 15 | the budget, including suballocation to    |           |
| 16 | other state departments and agencies,     |           |
| 17 | according to the following:               |           |
| 18 | Costs related to the acquisition of the   |           |
| 19 | following properties: Atlantic Coast,     |           |
| 20 | Long Island Sound Coastal Area, Long      |           |
| 21 | Island South Shore Estuary Reserve,       |           |
| 22 | Peconic Pinelands Maritime Reserve        |           |
| 23 | Projects, Central Pine Barrens, Adiron-   |           |
| 24 | dack Mountain Club Lands, Hudson River    |           |
| 25 | projects, Western Suffolk/Nassau Special  |           |
| 26 | Groundwater Protection Areas, Harbor      |           |
| 27 | Herons Wildlife Complex, Inner City/      |           |
| 28 | Underserved Community Parks, Long Pond/   |           |
| 29 | Butler Woods, Staten Island Greenbelt,    |           |
| 30 | Staten Island Wet Woods, Harlem River     |           |
| 31 | Waterfront, Great Swamp, Neversink High-  |           |
| 32 | lands, Plutarch/Black Creek Wetlands      |           |
| 33 | Complex, New York Highlands, Mongaup      |           |
| 34 | Valley Wildlife Management Area, North-   |           |
| 35 | ern Putnam Greenway, Putnam Railroad,     |           |
| 36 | Schunnemunk Mountain/Moodna               |           |
| 37 | Creek/Woodcock Mountain, Sterling         |           |
| 38 | Forest, Shawangunk Mountains, Northeast-  |           |
| 39 | ern Westchester Watershed and Biodiver-   |           |
| 40 | sity Lands, Rockland Riverfront           |           |
| 41 | Communities/Palisades Ridge, Catskill     |           |
| 42 | Mountain/Delaware River Region,           |           |
| 43 | Beaverkill/Willowemoc, Hudson River       |           |
| 44 | Estuary/Greenway Trail Corridor, Cats-    |           |
| 45 | kill Unfragmented Forest, Long Path, New  |           |
| 46 | York City Watershed Lands, Taconic        |           |
| 47 | Ridge/ Harlem Valley, Albany Pine Bush,   |           |
| 48 | Five Rivers Environmental Education       |           |
| 49 | Center, Helderberg Escarpment, Pine       |           |
| 50 | Bush-Hudson River Link/Tivoli Preserve,   |           |
| 51 | Batten Kill Watershed-Saratoga National   |           |
| 52 | Historic Park View shed, Washington       |           |
| 53 | County Agricultural Lands-Saratoga        |           |

1 National Historic Park View shed, West-  
2 mere Woods, International Paper Fee  
3 Lands, Lake George watershed, Lake Cham-  
4 plain watershed, Boeselager forestry,  
5 Domtar/Lyme Fee Lands, Catskill River  
6 and Road corridor, Rensselaer plateau,  
7 Hudson River Gorge, Franklinton Vlaie  
8 Wildlife Management area, Black Creek  
9 Marsh/Vly Swamp, Mohawk River Valley  
10 Corridor/Barge Canal, Oomsdale farm and  
11 surrounding landscape, Susquehanna River  
12 Valley Corridor, Pilot Knob, Floodwood  
13 Camp, Lake Champlain Shoreline and  
14 Wetlands, Saratoga County, Mays Pond  
15 Tract, State Forest and Wildlife Manage-  
16 ment Area Protection, Follensby Park,  
17 National Lead/Tahawus, Undeveloped Lake  
18 George Shore, Whitney Park, Finch Wood-  
19 lands, Washington County Grasslands,  
20 Northern Flow River Corridors, Recre-  
21 ational Trail Linkages and Networks, Bog  
22 River/Beaver River Headwater Complex,  
23 Maumee Swamp, Moose River Corridor, Rome  
24 Sand Plains, Saint Lawrence River  
25 Islands, Shorelines and Wetlands, East-  
26 ern Lake Ontario Shoreline and Islands,  
27 Tug Hill Core Forests and Headwater  
28 Streams, Tioga County Park Opportu-  
29 nities, Nelson Swamp, Genny-Green  
30 Trail/Link Trail, Clark Reservation  
31 State Park, Salmon River Corridor, State  
32 Parks Greenbelt/Tompkins County, Catta-  
33 raugus Creek and tributaries, Carpenter  
34 Falls/Bear Swamp Creek Corridor, Junius  
35 Ponds State Forest and Wildlife Manage-  
36 ment Area Protection, Tonawanda Creek  
37 Watershed, Two Rivers State Park, Finger  
38 Lakes Shoreline, Buffalo/Niagara River  
39 Corridors, Northern Montezuma Wetlands,  
40 HiTor/Bristol Hills, Braddock Bay,  
41 Catharine Valley Complex, Sonnenberg  
42 Gardens, Western Finger Lakes: Conesus,  
43 Hemlock, Canadice and Honeoye, Genesee  
44 Greenway/Recreationway, Allegany State  
45 Park, Alder Bottom Pond/French Creek,  
46 Great Lakes Shorelines and Niagara  
47 River, Chautauqua Lake Access, Shore  
48 Lands and Vistas, Randolph Swamp, Eigh-  
49 teen Mile Creek/Hampton Brook Woods,  
50 Statewide Small Projects, Working Forest  
51 Lands, State Park and State Historic  
52 Site Protection, (a) notwithstanding any  
53 law to the contrary, \$500,000 from the  
54 land acquisition allocation for urban  
55 forestry projects provided that no less  
56 than \$250,000 shall be made available

|    |                                            |            |
|----|--------------------------------------------|------------|
| 1  | for such programs in cities with popu-     |            |
| 2  | lations of 65,000 or more; (b) notwith-    |            |
| 3  | standing any law to the contrary,          |            |
| 4  | \$1,575,000 from the land acquisition      |            |
| 5  | allocation to the land trust alliance      |            |
| 6  | for the purpose of awarding grants on a    |            |
| 7  | competitive basis to local land trusts,    |            |
| 8  | provided that up to ten percent of such    |            |
| 9  | amount may be made available for admin-    |            |
| 10 | istrative costs and/or technical assist-   |            |
| 11 | ance (09LA09ER) .....                      |            |
| 12 | ..... [60,000,000]                         | 58,900,000 |
| 13 | Agricultural non-point source abatement    |            |
| 14 | and control projects (09AN09ER) .....      |            |
| 15 | ..... [12,200,000]                         | 11,468,000 |
| 16 | Notwithstanding any law to the contrary,   |            |
| 17 | for the Hudson River Estuary Management    |            |
| 18 | Plan prepared pursuant to section          |            |
| 19 | 11-0306 of the environmental conserva-     |            |
| 20 | tion law (09HE09ER) .....                  |            |
| 21 | ..... [4,800,000]                          | 3,706,000  |
| 22 | Notwithstanding any law to the contrary,   |            |
| 23 | for state assistance payments, pursuant    |            |
| 24 | to a smart growth program, provided on a   |            |
| 25 | competitive basis, to counties, cities,    |            |
| 26 | towns, or villages to establish, update    |            |
| 27 | or implement comprehensive plans in a      |            |
| 28 | manner consistent with smart growth;       |            |
| 29 | provided, however, that up to 25 percent   |            |
| 30 | of such payments may be awarded to not-    |            |
| 31 | for-profit organizations for such          |            |
| 32 | purposes (09SG09ER) .....                  |            |
| 33 | ..... [500,000]                            | 400,000    |
| 34 | Agriculture and farmland protection activ- |            |
| 35 | ities (09FP09ER) .....                     |            |
| 36 | ..... [23,000,000]                         | 22,054,000 |
| 37 | Notwithstanding any law to the contrary,   |            |
| 38 | for the Finger Lakes-Lake Ontario          |            |
| 39 | Watershed Protection Alliance (09FL09ER)   |            |
| 40 | ..... [1,200,000]                          | 1,151,000  |
| 41 | Notwithstanding any law to the contrary,   |            |
| 42 | for the state share of costs of wastewa-   |            |
| 43 | ter treatment improvement projects         |            |
| 44 | undertaken by municipalities to upgrade    |            |
| 45 | municipal systems to meet stormwater,      |            |
| 46 | combined sewer overflow, sanitary sewer    |            |
| 47 | overflow and wastewater treatment          |            |
| 48 | discharge requirements with priority       |            |
| 49 | given to systems that are in violation     |            |
| 50 | of title 8 of article 17 of the environ-   |            |

1 mental conservation law and aquatic  
2 habitat restoration projects undertaken  
3 by municipalities and not-for-profit  
4 corporations for aquatic habitat resto-  
5 ration projects as defined in subdivi-  
6 sion 1 of section 56-0101 of the envi-  
7 ronmental conservation law (09WQ09ER) ..  
8 ..... [9,000,000] 8,900,000

9 Notwithstanding any law to the contrary  
10 for New York ocean and Great Lakes  
11 ecosystem conservation projects,  
12 consistent with the policy articulated  
13 in article 14 of the environmental  
14 conservation law (09GL09ER) .....  
15 ..... [6,000,000] 5,953,000

16 Notwithstanding any law to the contrary,  
17 for the implementation of the recommen-  
18 dations of the invasive species task  
19 force prepared pursuant to chapter 324  
20 of the laws of 2003 and for the purposes  
21 set forth in chapter 674 of the laws of  
22 2007 including not less than [\$100,000]  
23 \$96,000 for Lake George, provided that  
24 not less than \$1,000,000 be made avail-  
25 able for invasive species eradication,  
26 and including grants related to the  
27 control and management of invasive  
28 species. Such funding for grants shall  
29 be provided on a competitive basis in  
30 consultation with the New York Invasive  
31 Species Council (09IS09ER) .....  
32 ..... [5,000,000] 4,794,000

33 INSURANCE DEPARTMENT

34 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

35 REGULATION PROGRAM

36 General Fund / Aid to Localities  
37 Local Assistance Account - 001

38 For services and expenses related to reim-  
39 bursing employers with 50 or fewer employ-  
40 ees for providing broad-based insurance  
41 coverage for mental, nervous, or emotional  
42 disorders at least equal to the coverage  
43 provided for physical health pursuant to  
44 chapter 748 of the laws of 2006 .....  
45 ..... [99,200,000] 79,743,000  
46 -----

47 Special Revenue Funds - Other / Aid to Localities  
48 Miscellaneous Special Revenue Fund - 339

## 1 Insurance Department Account

2 For suballocation to the department of  
3 health for aid to localities payments for  
4 services and expenses related to the  
5 administration of the cervical cancer  
6 vaccine program. A portion of this appro-  
7 priation may be transferred to state oper-  
8 ations for administration of the program  
9 ..... [4,700,000] 3,000,000

10 For suballocation to the department of  
11 health for aid to localities payments for  
12 services and expenses related to the  
13 administration of the childhood lead  
14 poisoning primary prevention program. A  
15 portion of this appropriation may be  
16 transferred to state operations for admin-  
17 istration of the program; PROVIDED, HOWEV-  
18 ER, THAT THE AMOUNT OF THIS APPROPRIATION  
19 AVAILABLE FOR EXPENDITURE AND DISBURSEMENT  
20 ON AND AFTER NOVEMBER 1, 2009 SHALL BE  
21 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
22 WAS UNDISBURSED AS OF NOVEMBER 1, 2009 ...  
23 ..... 5,170,000

24 For suballocation to the department of  
25 health for aid to localities payments for  
26 services and expenses related to the  
27 administration of the immunization  
28 program. A portion of this appropriation  
29 may be transferred to state operations for  
30 administration of the program; PROVIDED,  
31 HOWEVER, THAT THE AMOUNT OF THIS APPROPRI-  
32 ATION AVAILABLE FOR EXPENDITURE AND  
33 DISBURSEMENT ON AND AFTER NOVEMBER 1, 2009  
34 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
35 AMOUNT THAT WAS UNDISBURSED AS OF NOVEMBER  
36 1, 2009 ..... 7,520,000

37 For services and expenses related to the  
38 healthy NY program. A portion of this  
39 appropriation may be transferred to state  
40 operations appropriations. [Notwithstand-  
41 ing the provisions of any other law to  
42 the contrary, for state fiscal year 2008-  
43 2009 the liability of the state and the  
44 amount to be distributed or otherwise  
45 expended by the state pursuant to sections  
46 4326 and 4327 of the insurance law shall  
47 be determined by first calculating the  
48 amount of the expenditure or other liabil-  
49 ity pursuant to such law, and then reduc-  
50 ing the amount so calculated by two  
51 percent of such amount] NOTWITHSTANDING  
52 ANY OTHER PROVISION OF LAW TO THE CONTRA-  
53 RY, FOR STATE FISCAL YEAR 2009-2010 THE  
54 LIABILITY OF THE STATE AND THE AMOUNT TO  
55 BE DISTRIBUTED OR OTHERWISE EXPENDED BY

1 THE STATE PURSUANT TO SECTIONS 4326 AND  
2 4327 OF THE INSURANCE LAW ON OR AFTER  
3 NOVEMBER 1, 2009 SHALL BE DETERMINED BY  
4 FIRST CALCULATING THE AMOUNT OF THE  
5 EXPENDITURE OR OTHER LIABILITY PURSUANT TO  
6 SUCH LAW, AND THEN REDUCING THE AMOUNT SO  
7 CALCULATED BY 12.5 PERCENT OF SUCH AMOUNT,  
8 AND THAT THE AMOUNT OF THIS APPROPRIATION  
9 AVAILABLE FOR DISBURSEMENT ON OR AFTER  
10 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
11 PERCENT OF THE AMOUNT THAT IS UNDISBURSED  
12 AS OF SUCH DATE ..... 161,040,000  
13 -----

14 DEPARTMENT OF STATE

15 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

16 LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM

17 General Fund / Aid to Localities  
18 Local Assistance Account - 001

19 For payment to not-for-profit tax exempt  
20 entities for the purpose of delivering  
21 civil legal services to the poor in  
22 accordance with the following  
23 sub-schedule; PROVIDED, HOWEVER, THAT THE  
24 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
25 EXPENDITURE AND DISBURSEMENT ON AND AFTER  
26 NOVEMBER 1, 2009 SHALL BE REDUCED BY 12.5  
27 PERCENT OF THE AMOUNT THAT WAS UNDISBURSED  
28 AS OF NOVEMBER 1, 2009 ..... 4,241,911

29 sub-schedule

30 Brooklyn Bar Association .....  
31 ..... 27,360  
32 CASA of Albany Co Mediation ..  
33 ..... 2,048  
34 CASA of Erie Co ..... 3,757  
35 CASA of Orange Co Mediation ..  
36 ..... 3,757  
37 CASA of Rockland Co .... 2,048  
38 CASA of Ulster ..... 3,750  
39 CASA of Westchester Mental  
40 Health ..... 5,629  
41 Chautauqua County Legal  
42 services ..... 24,477  
43 Chemung County Legal Services  
44 (LAWNY)..... 44,417  
45 Community Advocacy Group .....  
46 ..... 8,222  
47 Erie County Volunteer Lawyers  
48 Project ..... 24,119  
49 Farmworkers Legal Services ...

|    |                                 |           |
|----|---------------------------------|-----------|
| 1  | .....                           | 49,751    |
| 2  | FOCUS .....                     | 39,689    |
| 3  | Empire Justice Center .....     |           |
| 4  | .....                           | 264,939   |
| 5  | Hiscock Legal Aid Society ..... |           |
| 6  | .....                           | 33,194    |
| 7  | Housing Conservation Coordina-  |           |
| 8  | tors .....                      | 7,522     |
| 9  | Lawyers Alliance for New York   |           |
| 10 | .....                           | 27,144    |
| 11 | Legal Aid Bureau of Buffalo ..  |           |
| 12 | .....                           | 30,129    |
| 13 | Legal Aid of Rockland County .  |           |
| 14 | .....                           | 29,281    |
| 15 | Legal Aid Society of Rochester  |           |
| 16 | .....                           | 33,154    |
| 17 | Legal Aid Society NYC .....     |           |
| 18 | .....                           | 1,091,251 |
| 19 | Legal Aid Society of North-     |           |
| 20 | eastern NY .....                | 216,826   |
| 21 | Legal Services for the Elderly  |           |
| 22 | Disabled and Disadvantaged .    |           |
| 23 | .....                           | 7,507     |
| 24 | Legal Services of Central New   |           |
| 25 | York .....                      | 256,561   |
| 26 | Legal Services of Hudson        |           |
| 27 | Valley .....                    | 184,447   |
| 28 | Legal Services of New York      |           |
| 29 | City .....                      | 1,157,381 |
| 30 | Medicare Rights Center .....    |           |
| 31 | .....                           | 10,530    |
| 32 | Monroe County Legal Assistance  |           |
| 33 | Center (LAWNY) .....            | 37,930    |
| 34 | Nassau Suffolk Law Services ..  |           |
| 35 | .....                           | 198,883   |
| 36 | Neighborhood Legal Services     |           |
| 37 | (Orleans, Genesee, Wyoming)     |           |
| 38 | .....                           | 18,069    |
| 39 | Neighborhood Legal Services     |           |
| 40 | (Erie) .....                    | 159,043   |
| 41 | Neighborhood Legal Services     |           |
| 42 | (Niagara) .....                 | 30,328    |
| 43 | New York Legal Assistance       |           |
| 44 | Group (NYLAG) .....             | 12,060    |
| 45 | Public Utility Law Project ...  |           |
| 46 | .....                           | 34,666    |
| 47 | Puerto Rican Legal Defense and  |           |
| 48 | Education Fund .....            | 15,084    |
| 49 | Research Found. CUNY-Brookdale  |           |
| 50 | .....                           | 11,258    |
| 51 | Southern Tier Legal Services    |           |
| 52 | (LAWNY) .....                   | 49,114    |
| 53 | Urban Justice Center ..         | 18,766    |
| 54 | Volunteer Legal Services of     |           |
| 55 | (NYC) .....                     | 43,701    |

1 Volunteer Legal Services of  
2 Monroe ..... 24,119  
3 -----

4 Special Revenue Funds - Other / Aid to Localities  
5 Miscellaneous Special Revenue Fund - 339  
6 Local Wireless Public Safety Answering Point Account

7 [Notwithstanding the provisions of any other  
8 law to the contrary, for state fiscal year  
9 2009-2010 the liability of the state and  
10 the amount to be distributed or otherwise  
11 expended by the state pursuant to section  
12 309 of the county law shall be determined  
13 by first calculating the amount of the  
14 expenditure or other liability pursuant to  
15 such law, and then reducing the amount so  
16 calculated by two percent of such amount.]  
17 For expenses of local wireless public safety  
18 answering points associated with eligible  
19 wireless 911 service costs. NOTWITHSTAND-  
20 ING ANY OTHER PROVISION OF LAW TO THE  
21 CONTRARY, FOR STATE FISCAL YEAR 2009-2010  
22 THE LIABILITY OF THE STATE AND THE AMOUNT  
23 TO BE DISTRIBUTED OR OTHERWISE EXPENDED BY  
24 THE STATE ON OR AFTER NOVEMBER 1, 2009  
25 SHALL BE DETERMINED BY FIRST CALCULATING  
26 THE AMOUNT OF THE EXPENDITURE OR OTHER  
27 LIABILITY PURSUANT TO SUCH LAW, AND THEN  
28 REDUCING THE AMOUNT SO CALCULATED BY 12.5  
29 PERCENT OF SUCH AMOUNT, AND THAT THE  
30 AMOUNT OF THIS APPROPRIATION AVAILABLE FOR  
31 DISBURSEMENT ON OR AFTER NOVEMBER 1, 2009  
32 SHALL BE REDUCED BY 12.5 PERCENT OF THE  
33 AMOUNT THAT IS UNDISBURSED AS OF SUCH DATE  
34 ..... 4,900,000

35 [Notwithstanding the provisions of any other  
36 law to the contrary, for state fiscal year  
37 2009-2010 the liability of the state and  
38 the amount to be distributed or otherwise  
39 expended by the state pursuant to section  
40 309 of the county law shall be determined  
41 by first calculating the amount of the  
42 expenditure or other liability pursuant to  
43 such law, and then reducing the amount so  
44 calculated by two percent of such amount.]  
45 For expenses of local wireless public safety  
46 answering points associated with eligible  
47 wireless 911 service costs, including but  
48 not limited to financing and acquisition  
49 costs. NOTWITHSTANDING ANY OTHER  
50 PROVISION OF LAW TO THE CONTRARY, FOR  
51 STATE FISCAL YEAR 2009-2010 THE LIABILITY  
52 OF THE STATE AND THE AMOUNT TO BE DISTRIB-  
53 UTED OR OTHERWISE EXPENDED BY THE STATE ON  
54 OR AFTER NOVEMBER 1, 2009 SHALL BE DETER-

1 MINED BY FIRST CALCULATING THE AMOUNT OF  
 2 THE EXPENDITURE OR OTHER LIABILITY PURSU-  
 3 ANT TO SUCH LAW, AND THEN REDUCING THE  
 4 AMOUNT SO CALCULATED BY 12.5 PERCENT OF  
 5 SUCH AMOUNT, AND THAT THE AMOUNT OF THIS  
 6 APPROPRIATION AVAILABLE FOR DISBURSEMENT  
 7 ON OR AFTER NOVEMBER 1, 2009 SHALL BE  
 8 REDUCED BY 12.5 PERCENT OF THE AMOUNT THAT  
 9 IS UNDISBURSED AS OF SUCH DATE .....  
 10 ..... 4,900,000  
 11 -----

12 DEPARTMENT OF TRANSPORTATION

13 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

14 MASS TRANSPORTATION ASSISTANCE PROGRAM .....  
 15 ..... [25,251,000] 6,312,750

16 General Fund / Aid to Localities  
 17 Local Assistance Account - 001

18 For payment to the metropolitan transporta-  
 19 tion authority for the costs of the  
 20 reduced fare for school children program.  
 21 No expenditure shall be made hereunder  
 22 until a certificate of approval has been  
 23 issued by the director of the budget and a  
 24 copy of such certificate filed with the  
 25 state comptroller, the chairperson of the  
 26 senate finance committee and the chair-  
 27 person of the assembly ways and means  
 28 committee. Moneys appropriated herein may  
 29 be made available at such times as deemed  
 30 appropriate by the commissioner of trans-  
 31 portation and the director of the budget .  
 32 ..... [25,251,000] 6,312,750  
 33 -----

34 MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM ....  
 35 ..... [1,743,240,000] 1,620,384,204  
 36 -----

37 Special Revenue Funds - Other / Aid to Localities  
 38 Mass Transportation Operating Assistance Fund - 313  
 39 Metropolitan Mass Transportation Operating Assistance  
 40 Account

41 Notwithstanding any inconsistent provision  
 42 of law, the following appropriations are  
 43 for payment of mass transportation operat-  
 44 ing assistance provided that payments from  
 45 this appropriation shall be made pursuant  
 46 to a financial plan approved by the direc-  
 47 tor of the budget.

|    |                                              |             |
|----|----------------------------------------------|-------------|
| 1  | To the metropolitan transportation authority |             |
| 2  | for the operating expenses of the New York   |             |
| 3  | city transit authority, the Manhattan and    |             |
| 4  | Bronx surface transit operating authority,   |             |
| 5  | and the Staten Island rapid transit oper-    |             |
| 6  | ating authority ..... [936,814,500]          | 857,761,483 |
| 7  | To the metropolitan transportation authority |             |
| 8  | for the operating expenses of the Long       |             |
| 9  | Island rail road company and the Metro-      |             |
| 10 | North commuter railroad company which        |             |
| 11 | includes the New York state portion of       |             |
| 12 | Harlem, Hudson, Port Jervis, Pascack, and    |             |
| 13 | the New Haven commuter railroad services     |             |
| 14 | regardless of whether the services are       |             |
| 15 | provided directly or pursuant to joint       |             |
| 16 | service agreements ..... [480,260,200]       | 436,945,704 |
| 17 | To Rockland county for a trans-Hudson bus    |             |
| 18 | service to be provided pursuant to a         |             |
| 19 | contract between Rockland county and         |             |
| 20 | Metro-North commuter railroad .....          |             |
| 21 | ..... [2,810,400]                            | 2,739,843   |
| 22 | To the city of New York for the operating    |             |
| 23 | expenses of the Staten Island ferry          |             |
| 24 | notwithstanding any other provisions of      |             |
| 25 | law ..... [24,446,500]                       | 23,768,580  |
| 26 | To the county of Westchester for the operat- |             |
| 27 | ing expenses thereof incurred for public     |             |
| 28 | transportation services, provided within     |             |
| 29 | the county directly or under contract ....   |             |
| 30 | ..... [43,011,800]                           | 41,867,182  |
| 31 | To the county of Nassau or its sub-grantees  |             |
| 32 | for the operating expenses thereof           |             |
| 33 | incurred for public transportation           |             |
| 34 | services ..... [48,348,600]                  | 47,939,822  |
| 35 | To the county of Suffolk for operating       |             |
| 36 | expenses thereof incurred for public         |             |
| 37 | transportation services, provided within     |             |
| 38 | the county directly or under contract ....   |             |
| 39 | ..... [20,661,600]                           | 20,119,522  |
| 40 | To the city of New York for the operating    |             |
| 41 | expenses thereof incurred for public         |             |
| 42 | transportation services, provided within     |             |
| 43 | the city directly or under contract;         |             |
| 44 | provided however, that \$2,000,000 of this   |             |
| 45 | appropriation shall be for expenses          |             |
| 46 | incurred for the Staten Island express bus   |             |
| 47 | service ..... [66,015,100]                   | 64,201,033  |
| 48 | To all other public transportation systems   |             |
| 49 | serving primarily within the metropolitan    |             |
| 50 | commuter transportation district, as         |             |
| 51 | defined in section 1262 of the public        |             |
| 52 | authorities law, eligible to receive oper-   |             |
| 53 | ating assistance under the provisions of     |             |
| 54 | section 18-b of the transportation law for   |             |
| 55 | the operating expenses thereof in accord-    |             |

|    |                                                        |               |
|----|--------------------------------------------------------|---------------|
| 1  | ance with a service and usage formula to               |               |
| 2  | be established by the commissioner of                  |               |
| 3  | transportation with the approval of the                |               |
| 4  | director of the budget ..... [24,396,600]              | 23,491,359    |
| 5  | -----                                                  |               |
| 6  | Program account subtotal .....                         |               |
| 7  | ..... [1,651,077,300]                                  | 1,526,960,529 |
| 8  | -----                                                  |               |
| 9  | MASS TRANSPORTATION OPERATING ASSISTANCE PROGRAM ..... |               |
| 10 | ..... 221,869,900                                      |               |
| 11 | -----                                                  |               |
| 12 | General Fund / Aid to Localities                       |               |
| 13 | Local Assistance Account - 001                         |               |
| 14 | Notwithstanding any inconsistent provision             |               |
| 15 | of law, the following appropriations are               |               |
| 16 | for the payment of mass transportation                 |               |
| 17 | operating assistance pursuant to section               |               |
| 18 | 18-b of the transportation law. To the                 |               |
| 19 | metropolitan transportation authority for              |               |
| 20 | the operating expenses of the New York                 |               |
| 21 | city transit authority, the Manhattan and              |               |
| 22 | Bronx surface transit operating authority,             |               |
| 23 | and the Staten Island rapid transit oper-              |               |
| 24 | ating authority, provided, however, that               |               |
| 25 | [\$4,817,000] \$2,408,500 may be paid to the           |               |
| 26 | metropolitan transportation authority on               |               |
| 27 | or after April 1, 2009 but not later than              |               |
| 28 | May 10, 2009 ..... [4,817,000]                         | 2,408,500     |
| 29 | To the metropolitan transportation authority           |               |
| 30 | for the operating expenses of the Long                 |               |
| 31 | Island rail road company and the Metro-                |               |
| 32 | North commuter railroad company which                  |               |
| 33 | include operating expenses for the New                 |               |
| 34 | York state portion of Harlem, Hudson, Port             |               |
| 35 | Jervis, Pascack, and New Haven commuter                |               |
| 36 | railroad services regardless of whether                |               |
| 37 | such services are provided directly or                 |               |
| 38 | pursuant to joint service agreements .....             |               |
| 39 | ..... [8,045,000]                                      | 4,022,500     |
| 40 | To the city of New York for the operating              |               |
| 41 | expenses of the Staten Island ferry                    |               |
| 42 | notwithstanding any other provision of law             |               |
| 43 | ..... [575,700]                                        | 287,850       |
| 44 | To the county of Westchester for the operat-           |               |
| 45 | ing expenses thereof incurred for the                  |               |
| 46 | public transportation services, provided               |               |
| 47 | within the county directly or under                    |               |
| 48 | contract ..... [486,400]                               | 243,200       |
| 49 | To the county of Nassau or its sub-grantees            |               |
| 50 | for the operating expenses thereof                     |               |
| 51 | incurred for public transportation                     |               |
| 52 | services ..... [393,500]                               | 196,750       |

|    |                                            |            |
|----|--------------------------------------------|------------|
| 1  | To the county of Suffolk for operating     |            |
| 2  | expenses thereof incurred for public       |            |
| 3  | transportation services, provided within   |            |
| 4  | the county directly or under contract .... |            |
| 5  | ..... [139,300]                            | 69,650     |
| 6  | To the city of New York for the operating  |            |
| 7  | expenses thereof incurred for public       |            |
| 8  | transportation services, provided within   |            |
| 9  | the city directly or under contract .....  |            |
| 10 | ..... [1,373,200]                          | 686,600    |
| 11 | To all other public transportation systems |            |
| 12 | serving primarily within the metropolitan  |            |
| 13 | commuter transportation district eligible  |            |
| 14 | to receive operating assistance under the  |            |
| 15 | provisions of section 18-b of the trans-   |            |
| 16 | portation law for the operating expenses   |            |
| 17 | thereof in accordance with a service and   |            |
| 18 | usage formula to be established by the     |            |
| 19 | commissioner of transportation with the    |            |
| 20 | approval of the director of the budget ... |            |
| 21 | ..... [386,800]                            | 369,950    |
| 22 | -----                                      |            |
| 23 | Program account subtotal .. [27,433,900]   | 19,502,000 |
| 24 | -----                                      |            |

25 Special Revenue Funds - Other / Aid to Localities  
 26 Mass Transportation Operating Assistance Fund - 313  
 27 Metropolitan Mass Transportation Operating Assistance  
 28 Account

|    |                                              |             |
|----|----------------------------------------------|-------------|
| 29 | Notwithstanding any inconsistent provision   |             |
| 30 | of law, the following appropriations are     |             |
| 31 | for the payment of mass transportation       |             |
| 32 | operating assistance pursuant to section     |             |
| 33 | 18-b of the transportation law and section   |             |
| 34 | 88-a of the state finance law. To the        |             |
| 35 | metropolitan transportation authority for    |             |
| 36 | the operating expenses of the New York       |             |
| 37 | city transit authority, the Manhattan and    |             |
| 38 | Bronx surface transit operating authority,   |             |
| 39 | and the Staten Island rapid transit oper-    |             |
| 40 | ating authority ..... [153,855,000]          | 156,263,500 |
| 41 | To the metropolitan transportation authority |             |
| 42 | for the operating expenses of the Long       |             |
| 43 | Island rail road company and the Metro-      |             |
| 44 | North commuter railroad company which        |             |
| 45 | include operating expenses for the New       |             |
| 46 | York state portion of Harlem, Hudson, Port   |             |
| 47 | Jervis, Pascack, and New Haven commuter      |             |
| 48 | railroad services regardless of whether      |             |
| 49 | such services are provided directly or       |             |
| 50 | pursuant to joint service agreements .....   |             |
| 51 | ..... [21,207,000]                           | 25,229,500  |
| 52 | To the city of New York for the operating    |             |
| 53 | expenses of the Staten Island ferry .....    |             |

|    |                                                         |             |            |
|----|---------------------------------------------------------|-------------|------------|
| 1  | ..... [2,196,000]                                       | 2,483,850   |            |
| 2  | To the county of Westchester for the operat-            |             |            |
| 3  | ing expenses thereof incurred for public                |             |            |
| 4  | transportation services, provided within                |             |            |
| 5  | the county directly or under contract ....              |             |            |
| 6  | ..... [2,317,000]                                       | 2,560,200   |            |
| 7  | To the county of Nassau or its sub-grantees             |             |            |
| 8  | for the operating expenses thereof                      |             |            |
| 9  | incurred for public transportation                      |             |            |
| 10 | services ..... [2,146,000]                              | 2,342,750   |            |
| 11 | To the county of Suffolk for operating                  |             |            |
| 12 | expenses thereof incurred for public                    |             |            |
| 13 | transportation services, provided within                |             |            |
| 14 | the county directly or under contract ....              |             |            |
| 15 | ..... [785,000]                                         | 854,650     |            |
| 16 | To the city of New York for the operating               |             |            |
| 17 | expenses thereof incurred for public                    |             |            |
| 18 | transportation services, provided within                |             |            |
| 19 | the city directly or under contract .....               |             |            |
| 20 | ..... [5,395,000]                                       | 6,081,600   |            |
| 21 | To eligible public transportation systems               |             |            |
| 22 | serving primarily within the metropolitan               |             |            |
| 23 | commuter transportation district, as                    |             |            |
| 24 | defined in section 1262 of the public                   |             |            |
| 25 | authorities law, eligible to receive oper-              |             |            |
| 26 | ating assistance under the provisions of                |             |            |
| 27 | section 18-b of the transportation law for              |             |            |
| 28 | the operating expenses thereof in accord-               |             |            |
| 29 | ance with a service and usage formula to                |             |            |
| 30 | be established by the commissioner of                   |             |            |
| 31 | transportation with the approval of the                 |             |            |
| 32 | director of the budget ..... [1,639,000]                | 1,655,850   |            |
| 33 | -----                                                   |             |            |
| 34 | Program account subtotal .....                          |             |            |
| 35 | ..... [189,540,000]                                     | 197,471,900 |            |
| 36 | -----                                                   |             |            |
| 37 | ADDITIONAL MASS TRANSPORTATION ASSISTANCE PROGRAM ..... |             |            |
| 38 | ..... [44,866,800]                                      |             | 35,747,846 |
| 39 | -----                                                   |             |            |
| 40 | General Fund / Aid to Localities                        |             |            |
| 41 | Local Assistance Account - 001                          |             |            |
| 42 | To the Capital District transportation                  |             |            |
| 43 | authority for the operating expenses ther-              |             |            |
| 44 | eof ..... [6,618,000]                                   | 6,397,266   |            |
| 45 | To the Capital District transportation                  |             |            |
| 46 | authority for additional operating                      |             |            |
| 47 | expenses thereof ..... [2,476,735]                      | 1,593,840   |            |
| 48 | To the Central New York regional transporta-            |             |            |
| 49 | tion authority for the operating expenses               |             |            |
| 50 | thereof ..... [5,730,200]                               | 5,082,454   |            |
| 51 | To the Central New York regional transporta-            |             |            |
| 52 | tion authority for additional operating                 |             |            |
| 53 | expenses thereof ..... [721,043]                        | 360,522     |            |

|    |                                              |           |
|----|----------------------------------------------|-----------|
| 1  | To the Rochester-Genesee regional transpor-  |           |
| 2  | tation authority for the operating           |           |
| 3  | expenses thereof ..... [3,314,500]           | 3,265,062 |
| 4  | To the Rochester-Genesee regional transpor-  |           |
| 5  | tation authority for additional operating    |           |
| 6  | expenses thereof ..... [4,426,643]           | 3,319,983 |
| 7  | To the Niagara Frontier transportation       |           |
| 8  | authority for the operating expenses ther-   |           |
| 9  | eof ..... [5,529,200]                        | 4,481,492 |
| 10 | To the Niagara Frontier transportation       |           |
| 11 | authority for additional operating           |           |
| 12 | expenses thereof ..... [1,098,830]           | 549,416   |
| 13 | To all other public transportation systems   |           |
| 14 | serving primarily outside of the metropol-   |           |
| 15 | itan commuter transportation district        |           |
| 16 | eligible to receive operating assistance     |           |
| 17 | under the provisions of section 18-b of      |           |
| 18 | the transportation law for the operating     |           |
| 19 | expenses thereof in accordance with a        |           |
| 20 | service and usage formula to be estab-       |           |
| 21 | lished by the commissioner of transporta-    |           |
| 22 | tion with the approval of the director of    |           |
| 23 | the budget ..... [3,674,900]                 | 3,674,900 |
| 24 | To all other public transportation systems   |           |
| 25 | serving primarily outside of the metropol-   |           |
| 26 | itan commuter transportation district        |           |
| 27 | eligible to receive operating assistance     |           |
| 28 | under the provisions of section 18-b of      |           |
| 29 | the transportation law for additional        |           |
| 30 | operating expenses thereof in accordance     |           |
| 31 | with a service and usage formula to be       |           |
| 32 | established by the commissioner of tran-     |           |
| 33 | sportaion with the approval of the direc-    |           |
| 34 | tor of the budget ..... [891,449]            | 401,152   |
| 35 | -----                                        |           |
| 36 | To Rockland county for a trans-Hudson bus    |           |
| 37 | service to be provided pursuant to a         |           |
| 38 | contract between Rockland county and         |           |
| 39 | Metro-North commuter railroad ... [66,997]   | 33,499    |
| 40 | To the city of New York for the operating    |           |
| 41 | expenses of the Staten Island ferry .....    |           |
| 42 | ..... [660,526]                              | 330,263   |
| 43 | To the county of Westchester for the operat- |           |
| 44 | ing expenses thereof incurred for the        |           |
| 45 | public transportation services, provided     |           |
| 46 | within the county directly or under          |           |
| 47 | contract ..... [1,104,278]                   | 552,139   |
| 48 | To the county of Nassau or its sub-grantees  |           |
| 49 | for the operating expenses thereof           |           |
| 50 | incurred for public transportation           |           |
| 51 | services ..... [5,628,286]                   | 3,993,250 |
| 52 | To the county of Suffolk for operating       |           |
| 53 | expenses thereof incurred for public         |           |
| 54 | transportation services, provided within     |           |
| 55 | the county directly or under contract ....   |           |

|    |                                            |            |
|----|--------------------------------------------|------------|
| 1  | ..... [514,269]                            | 257,135    |
| 2  | To the city of New York for the operating  |            |
| 3  | expenses thereof incurred for public       |            |
| 4  | transportation services, provided within   |            |
| 5  | the city directly or under contract .....  |            |
| 6  | ..... [1,763,568]                          | 881,784    |
| 7  | To all other public transportation systems |            |
| 8  | serving primarily within the metropolitan  |            |
| 9  | commuter transportation district eligible  |            |
| 10 | to receive operating assistance under the  |            |
| 11 | provisions of section 18-b of the trans-   |            |
| 12 | portation law for the operating expenses   |            |
| 13 | thereof in accordance with a service and   |            |
| 14 | usage formula to be established by the     |            |
| 15 | commissioner of transportation with the    |            |
| 16 | approval of the director of the budget ... |            |
| 17 | ..... [647,376]                            | 573,688    |
| 18 | -----                                      |            |
| 19 | Program account subtotal .. [44,866,800]   | 35,747,846 |
| 20 | -----                                      |            |

21 S 6. This act shall take effect immediately and shall be deemed to  
22 have been in full force and effect on and after April 1, 2009.