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## SENATE-ASSEMBLY

## January 19, 2010

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 making appropriations for the legal requirements of the state debt service and lease purchase payments and other special contractual obligations

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

Section 1. The several sums specified in this section, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated to be paid as here in provided for the funds and purposes specified and are made available for the fiscal year beginning April 1, 2010.

DEBT SERVICE FUND--GENERAL DEBT SERVICE FUND--311

7 Maintenance undistributed

6

8 For the legal requirements of principal, interest, and 9 related expenses on general obligation bonds, and lease 10 purchase, special contractual and revenue bond obli-

gations, as issued pursuant to article 5-C of the state

12 finance law and payments for interest rate exchange and

13 similar agreements, in accordance with the following

16 SCHEDULE

## 17 GENERAL OBLIGATION PAYMENTS

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

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1 2 3 4 5 6 7 8 9 10 11 12 13 14	The sum of \$515,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller for general obligation bonds issued in connection with higher education construction, pure waters, environmental quality, transportation capital facilities, rail preservation, outdoor recreation development, energy conservation through improved transportation, parks and recreation land acquisition, rebuild New York through transportation infrastructure renewal and accelerated capacity and transportation improvements of the nineties, clean water/clean air, and rebuild and renew New York transportation purposes, in accordance with the following sub-schedule
15	sub-schedule
16 17 18	Debt service payments       510,000,000         Related expenses       5,000,000
19 20	Total of sub-schedule 515,000,000 ============
21 22 23 24 25 26 27 28 29	LEASE PURCHASE PAYMENTS  The several sums, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated and are, subject to the issuance of certificates of approval of availability by the director of the budget, available for the purpose of making payments for lease purchase obligations, in accordance with the following schedule 39,875,000
30	SCHEDULE
31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49	For payment to the Urban Development Corporation for the south mall

For payment of related expenses, in accord-1 2 ance with the following schedule. 3 SCHEDULE Urban Development Corporation ...... 50,000 4 Dormitory Authority ...... 300,000 5 6 Office of General Services ...... 125,000 7 8 Total of related expenses schedule ...... 475,000 9 Total of schedules ...... 39,875,000 10 11 ========= 12 SPECIAL CONTRACTUAL OBLIGATION PAYMENTS 13 The several sums, or so much thereof as may be sufficient 14 to accomplish in full the purposes designated by the 15 appropriations, are hereby appropriated and are, subject to the issuance of certificates of approval of avail-16 17 ability by the director of the budget, available for the purpose of making payments for special contractual obli-18 gations, in accordance with the following schedule .... 1,758,700,000 19 20 21 SCHEDULE 22 For payment to the Triborough Bridge and 23 Tunnel Authority and the Urban Development 24 Corporation pursuant to the provisions of an agreement of sublease between the Triborough Bridge and Tunnel Authority and 25 26 27 the state of New York for the Convention 28 Center project ...... 43,000,000 For payment to the Urban Development Corpo-29 30 ration pursuant to the provisions of an 31 agreement or agreements entered between 32 the State and the Urban Development Corpo-33 ration to pay for bonds, notes, or other 34 obligations issued or entered into for correctional facilities ...... 175,000,000 35 For payment to the Urban Development Corpo-36 37 ration pursuant to the provisions of an 38 agreement or agreements of lease and 39 sublease entered into between, but not limited to, the Urban Development Corpo-40 ration, the Office of General Services and 41 42 the Department of Correctional Services 43 for the rental of correctional facilities ... 21,000,000 44 For payment according to the following sub-45 schedule to the Urban Development Corporation for project revenue bonds, pursuant 46 to the provisions of certain agreements of 47 48 lease between the entities designated on the following sub-schedule and the state 49 50 of New York and the assignment of rent

1 2	thereof to the Urban Development Corporation	16,000,000
3	sub-schedule	
4 5 6 7 8 9 10 11 12 13 14 15 16 17	Rensselaer Polytechnic Institute (Center for Industrial Innovation)	
18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35	For payment to the Urban Development Corporation pursuant to the provisions of an agreement or agreements entered into between, but not limited to, the Urban Development Corporation and the State for the rental of youth facilities	. 6,000,000
36 37 38 39 40	ment	
41 42 43 44 45 46 47 48 49 50 51 52 53	For payment to the Metropolitan Transportation Authority, pursuant to state service contracts authorized by section 16 of chapter 314 of the laws of 1981, section 42 of chapter 929 of the laws of 1986, as amended by chapter 13 of the laws of 1987, and section 34 of part 0 of chapter 61 of	L65,000,000

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1
     bonds or notes issued by such authority,
 2
     pursuant to agreements between the State
 3
     University Construction Fund,
4
     University of New York and the Dormitory
5
     Authority, relating to State University
6
     education facilities. Notwithstanding the
7
     provisions of section 40 of the state
     finance law or any other provision of law
8
9
     to the contrary, this appropriation shall
10
     remain in full force and effect until
     April 30, 2011 ...... 350,000,000
11
   For payment to the State University Construction Fund, for payment to the
12
13
     Dormitory Authority, in accordance with
14
15
     subdivision 8 of section 6304 of the
     education law, for bonds, notes, or other
16
17
     obligations issued by such authority,
18
     pursuant to an agreement or agreements
19
     among the State University of New York,
     various community colleges and their spon-
20
21
     sors, and the Dormitory Authority for
22
     educational facilities of community
23
     colleges ..... 25,000,000
   For payment to the City University
24
25
     Construction Fund for City University
     senior colleges and for community col-
26
     leges. Moneys hereby appropriated, or por-
27
28
     tions thereof, are for payments net of all
29
     interest and investment earnings on senior
     and community college payments and other
30
     excess earnings held by the City Universi-
31
32
     ty Construction Fund, in accordance with
     the following sub-schedule ..... 278,000,000
33
                   sub-schedule
34
   City University senior
35
36
     colleges ...... 236,000,000
37
   City University community
38
     colleges ..... 42,000,000
39
     Total of sub-schedule ..... 278,000,000
40
41
   For payment to the Dormitory Authority, pursuant to the provisions of a service
42
43
44
     contract or contracts, for payment of
     bonds or notes issued for the financing of
45
46
     projects at the Albany County Airport ..... 4,000,000
47
   For payment to the Dormitory Authority and
     the Urban Development Corporation for
48
     bonds issued for one or more facilities
49
     provided for the department of audit and
50
51
     control, the New York state and local
     employees' retirement system, and the New
52
53
     York state and local police and fire
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1 2 3 4	retirement system and on behalf of the departments or agencies having occupancy or use of other state facilities and parking facilities
5 6 7	For payment to the Dormitory Authority, for payment of bonds issued to finance eligible school construction projects for
8 9	rebuilding schools to uphold education (RESCUE), pursuant to an agreement or
10	agreements between the Dormitory Authority
11	and the state
12	For payment to the Dormitory Authority, for
13	payment of bonds issued to finance eligi-
14	ble child care facilities development
15	projects, pursuant to an agreement or
16	agreements between the Dormitory Authority
17	and the state 2,000,000
18	For payment to the Thruway Authority, pursu-
19	ant to section 380 of the public authori-
20 21	ties law, to pay for Local Highway and Bridge Service Contract bonds or notes
22	issued by such authority pursuant to an
23	agreement between the Thruway Authority
24	and the state
25	For payment to the Environmental Facilities
26	Corporation to pay for bonds or notes
27	issued by such authority pursuant to an
28	agreement between the Environmental Facil-
29	ities Corporation and the Office of Parks,
30	Recreation and Historic Preservation 1,800,000
31	For payment to the Environmental Facilities
32	Corporation, pursuant to subdivision 1 of
33 34	section 1290 of the public authorities law, to pay for bonds or notes issued by
35	such authority pursuant to a lease agree-
36	ment between the Environmental Facilities
37	Corporation and the Office of Parks,
38	Recreation and Historic Preservation
39	relating to the financing of Riverbank
40	State Park 5,000,000
41	For payment to the Environmental Facilities
42	Corporation for bonds and notes issued by
43	such authority, pursuant to an agreement
44	between the Environmental Facilities
45 46	Corporation and the Office of Mental Health relating to the financing of a
47	Waste water treatment facility for Pilgrim
48	Psychiatric Center
49	For payment to the Environmental Facilities
50	Corporation, for payment of bonds issued
51	to finance eligible pipeline for jobs
52	projects, pursuant to an agreement or
53	agreements between the Environmental
54	Facilities Corporation and the State 3,000,000
55 56	For payment to the Environmental Facilities Corporation, for payment of bonds issued

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1 2 3 4 5 6 7 8	to finance environmental infrastructure projects, pursuant to an agreement or agreements between the Environmental Facilities Corporation and the State 22,000,000 For payment according to the following subschedule for bonds issued to finance consolidated service contract refundings 245,000,000
9	sub-schedule
10 11 12 13	Urban Development Corporation 175,000,000 Dormitory Authority
14	
15 16	Total of debt service schedule 1,705,400,000
17 18	For payment of related expenses in accordance with the following schedule.
19	SCHEDULE
20 21 22 23 24 25 26 27 28	Urban Development Corporation
29	
30 31	Total of schedules
32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48	REVENUE BOND FINANCING AGREEMENT PAYMENTS  The several sums, or so much thereof as may be necessary, are hereby appropriated for payment to the dormitory authority, the environmental facilities corporation, the housing finance agency, the thruway authority, and the urban development corporation and are, subject to the issuance of certificates of approval of availability by the director of the budget, available for the purpose of making financing agreement payments related to personal income tax revenue bond obligations, as authorized pursuant to article 5-C of the state finance law and in accordance with the following schedule 2,093,800,000

1	SCHEDULE
2 3 4 5 6 7 8 9	Economic Development and Housing       390,000,000         Education       470,000,000         Environment       100,000,000         General Purpose       625,000,000         Healthcare       20,000,000         State Facilities and Equipment       220,000,000         Transportation       250,000,000         Total of schedule       2,075,000,000
11 12 13	For payment of related expenses in accord- ance with the following schedule.
14	SCHEDULE
15 16 17 18 19 20 21	Urban Development Corporation
22 23	Total of schedule
24 25	Total of schedules 2,093,800,000 ===========
26 27	Total of schedule
28	DEBT SERVICE FUNDHOUSING DEBT FUND316
29 30 31 32 33 34 35	GENERAL OBLIGATION PAYMENTS  The sum of \$16,500,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of principal and interest on general obligation bonds issued in connection with state housing (low cost, middle income and urban renewal)
36	DEBT SERVICE FUNDHEALTH INCOME FUND319
37 38 39	For debt service and related expenses in accordance with the following schedule
40	SCHEDULE
41 42 43	The sum of \$30,000,000, or so much thereof as may be necessary of operating revenues received from department of health facilities other than the New York City Veter-

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15	ans' Home, is hereby appropriated for payment by the state comptroller of all obligations under the terms of agreements between the health department and the dormitory authority
16	DEBT SERVICE FUNDSTATE UNIVERSITY DORMITORY INCOME FUND330
17 18 19 20 21 22 23 24	The sum of \$91,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations under the terms of agreements between the state university of New York and the dormitory authority and refunds to students for room rental and college fee overpayments, in accordance with the following schedule
25	SCHEDULE
26 27 28 29 30 31	Debt service payments       83,000,000         Related expenses       500,000         Capital expenses       7,500,000         Total of schedule       91,000,000         ==========
32	DEBT SERVICE FUNDMENTAL HEALTH SERVICES FUND304
33 34 35 36 37 38 39 40 41 42	The sum of \$375,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations of the dormitory authority, as successor to the facilities development corporation and the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, under the terms of any lease, sublease, or other financing agreement with the department of mental hygiene, in accordance with the following schedule
43	SCHEDULE
44 45	Debt service payments         365,000,000           Related expenses         10,000,000
46 47 48	Total of schedule

1	DEBT SERVICE FUNDLOCAL GOVERNMENT ASSISTANCE TAX FUND364
2 3 4 5 6 7 8 9 10	The sum of \$398,000,000, or so much thereof as may be necessary, is hereby appropriated for payment of all obligations, including but not limited to reserve fund credit facilities, to the local government assistance corporation pursuant to a certificate or certificates filed by the chairman of the corporation with the state comptroller and the governor, pursuant to subdivision 1 of section 3240 of the public authorities law, in accordance with the following schedule
12	SCHEDULE
13 14 15	Debt service payments       380,000,000         Related expenses       18,000,000
16 17	Total of schedule
18 19	TRUST AND AGENCY FUNDSCHOOL CAPITAL FACILITIES FINANCING RESERVE FUND130
20 21 22 23 24 25 26 27 28 29 30 31 32 33	The sum of \$30,500,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller to the dormitory authority for the purpose of meeting the terms of any contractual agreements between the dormitory authority and participating special act school districts listed in chapter 566 of the laws of 1967, as amended, state-supported schools for blind and deaf students and children with other handicapping conditions pursuant to article 85 of the education law, and private not-for-profit schools approved by the commissioner of education pursuant to article 89 of the education law, in accordance with the following schedule
34	SCHEDULE
35 36 37 38 39 40	Debt service payments       30,000,000         Related expenses       250,000         Capital expenses       250,000         Total of schedule       30,500,000
	=======================================
41 42	DEDICATED HIGHWAY AND BRIDGE TRUST FUNDSPECIAL OBLIGATION RESERVE AND PAYMENT ACCOUNT072
43 44 45 46	The sum of \$920,200,000, or so much thereof as may be necessary, is hereby appropriated to pay for bonds or notes as required under dedicated highway and bridge trust fund cooperative agreements under section 10-e of

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1 2 3	the highway law, in accordance with the following sched-ule 920,200,000
4	SCHEDULE
5 6 7	Debt service payments       920,000,000         Related expenses       200,000
8 9	Total of schedule
10	DEBT REDUCTION RESERVE FUND - 064
11 12 13 14 15 16 17 18 19 20 21 22 23 24	The sum of \$250,000,000, or so much thereof as may be necessary, is hereby appropriated from the debt reduction reserve fund for the purposes of principal, interest, and related expenses, for retiring or defeasing bonds previously issued, including any accrued interest or other expenses related thereto, for any state-related bonding program or programs and for transfer, upon request of the director of the budget, to various capital projects funds as designated by the director of the budget for the funding of capital projects, equipment acquisitions, or similar expenses which have been authorized by law to be financed through the issuance of bonds, notes, or other obligations 250,000,000
25	CONTINGENT AND OTHER APPROPRIATIONS
26 27 28 29 30	S 2. The several sums specified in this section, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated to be paid as herein provided for the funds and purposes specified and are made available for the fiscal year beginning April 1, 2010.
31	GENERAL FUNDSTATE PURPOSES ACCOUNT003
32 33 34 35 36 37 38 39 40	The sum of \$20,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of making payments of rebates to the federal government to maintain the exemption from federal income taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law
41 42 43 44 45 46 47	The sum of \$225,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of redeeming general obligation bonds issued by the state of New York, provided, however, that the amount to be expended from this appropriation shall be limited to the amount, as determined by the comptroller,

1 2 3 4 5	to be necessary to maintain the exemption from federal taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law
6	ALL FUNDS
7 8 9 10 11 12 13	For payment of principal and interest, including but not limited to reserve fund credit facilities, on variable rate obligations and interest rate exchange and similar agreements for state-supported debt or for transfer to any other appropriation, in accordance with the following schedule
14	SCHEDULE
15 16 17 18 19 20	Debt service payments       1,500,000,000         Related expenses       100,000,000         Interest rate exchange and similar agreements       500,000,000         Total of schedule       2,100,000,000         ===========
21	DEBT SERVICE FUNDGENERAL DEBT SERVICE FUND311
22 23 24 25 26 27 28 29 30 31 32 33 34 35	SPECIAL CONTRACTUAL OBLIGATION PAYMENTS  For payment to the dormitory authority, as successor to the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, for payment of principal interest, and related expenses on bonds or notes issued pursuant to the provisions of section 7-a of the New York state medical care facilities finance agency act, as amended, which provide that the service contract payments will be made to meet the debt service payments due if the funds and accounts established under the bond resolution, the secured hospital debt service reserve fund, and the secured hospital capital reserve fund are inadequate, in accordance with the following schedule 83,000,000
36	SCHEDULE
37 38 39 40 41	Debt service payments       82,000,000         Related expenses       1,000,000         Total of schedule       83,000,000         ====================================
42 43 44 45 46	For payment to the tobacco settlement financing corporation, for payment of bonds or notes issued pursuant to the provisions of part D3 of chapter 62 of the laws of 2003 which provides that contingency contract payments will be made to meet the debt service payments due if

1 2 3 4 5	the funds and accounts established under the bond indentures, the debt service accounts, the debt service reserve accounts and the supplemental accounts are inadequate, in accordance with the following schedule
6	SCHEDULE
7 8 9	Debt service payments         337,000,000           Related expenses         1,000,000
10 11	Total of schedule