

2009-2010 Regular Sessions

I N   S E N A T E

(PREFILED)

January 7, 2009

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Introduced by Sens. BRESLIN, KRUEGER, PARKER -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the state finance law, in relation to the fiscal year of the state and repealing section 3 of such law relating thereto

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

1     Section 1. Section 3 of the state finance law is REPEALED and a new  
2     section 3 is added to read as follows:  
3     S 3. FISCAL YEAR. 1. THE CURRENT FISCAL YEAR OF THE STATE WHICH  
4     COMMENCED WITH THE FIRST DAY OF APRIL, TWO THOUSAND NINE, IS HEREBY  
5     EXTENDED AND SHALL END WITH THE THIRTY-FIRST DAY OF MAY, TWO THOUSAND  
6     TEN. FOR ALL PURPOSES OF DETERMINING ANNUAL INCREMENTS OF STATE EMPLOY-  
7     EES PURSUANT TO THE EDUCATION LAW, THE CIVIL SERVICE LAW OR OTHER STATE  
8     LAW, AND FOR ALL PURPOSES WHENEVER BY LAW SOME ACT IS TO BE PERFORMED OR  
9     TIME IS TO BE MEASURED BY THE FISCAL YEAR OF THE STATE, THE CURRENT  
10    FISCAL YEAR, AS SO ABRIDGED, SHALL BE DEEMED TO BE A FULL YEAR UNLESS  
11    THE CONTEXT CLEARLY REQUIRES A CONTRARY CONSTRUCTION.  
12    ON AND AFTER THE FIRST DAY OF JUNE, TWO THOUSAND TEN, THE FISCAL YEAR  
13    OF THE STATE, FOR THE PURPOSE OF BUDGET, APPROPRIATIONS, RECEIPTS AND  
14    DISBURSEMENTS OF STATE MONEYS AND ALL OTHER STATE AFFAIRS WHICH ARE  
15    REGULATED IN ACCORDANCE WITH OR BASED ON FISCAL YEARS, INCLUDING THE  
16    FISCAL AFFAIRS OF ALL STATE DEPARTMENTS, COMMISSIONS, BOARDS, AGENCIES,  
17    OFFICES AND INSTITUTIONS, SHALL BEGIN WITH THE FIRST DAY OF JUNE AND END  
18    WITH THE NEXT FOLLOWING THIRTY-FIRST DAY OF MAY.  
19    2. ALL BOOKS AND ACCOUNTS IN THE OFFICES OF THE COMPTROLLER AND THE  
20    DEPARTMENT OF TAXATION AND FINANCE SHALL BE KEPT BY FISCAL YEARS. ALL  
21    ANNUAL ACCOUNTS REQUIRED TO BE RENDERED TO THE COMPTROLLER OR TO SUCH  
22    DEPARTMENT BY ANY PERSON SHALL BE CLOSED ON THE THIRTY-FIRST DAY OF MAY  
23    IN EACH YEAR, AND BE RENDERED AS SOON THEREAFTER AS PRACTICABLE, IF NO  
24    TIME IS SPECIALLY PRESCRIBED BY LAW.

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

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1       3. WHERE ANY STATUTE PROVIDES, IN TERMS OR EFFECT, THAT ANY INVENTORY  
2 OR ACCOUNT, OR A REPORT RELATING IN WHOLE OR IN PART TO RECEIPTS AND  
3 DISBURSEMENTS OF MONEY, BE MADE TO THE LEGISLATURE OR ANY STATE OFFICER  
4 ANNUALLY, OR FOR A YEAR, BY A DEPARTMENT, COMMISSION, BOARD, OR OFFICER  
5 UNDER THE STATE GOVERNMENT, SUCH INVENTORY OR ACCOUNT, AND SUCH REPORT  
6 SO FAR AS IT RELATES TO SUCH RECEIPTS AND DISBURSEMENTS, SHALL BE FOR  
7 THE PRECEDING FISCAL YEAR, UNLESS THE CALENDAR YEAR BE EXPRESSLY  
8 MENTIONED.

9       4. EXISTING PROVISIONS OF OTHER LAWS DESCRIBING OR REFERRING TO A  
10 FISCAL YEAR OF THE STATE AS BEGINNING APRIL FIRST AND ENDING MARCH THIR-  
11 TY-FIRST, OR MAKING ANY REQUIREMENT WITH RESPECT TO SUCH FISCAL YEAR, OR  
12 REFERRING TO ANY YEAR SO BEGINNING AND ENDING WHICH APPLIES TO INVENTO-  
13 RIES OR ACCOUNTS IN STATE MATTERS, OR TO REPORTS RELATING TO STATE MONEY  
14 OR PROPERTY, SHALL BE DEEMED MODIFIED BY AND BE CONSTRUED IN CONNECTION  
15 WITH THIS SECTION, AND BE DEEMED TO REFER TO A FISCAL OR TO ANOTHER YEAR  
16 OR PERIOD BEGINNING AND ENDING AS HEREIN PRESCRIBED FOR A FISCAL YEAR.

17       5. ON OR BEFORE APRIL FIFTEENTH EACH YEAR, THE LEGISLATURE SHALL ADOPT  
18 A JOINT RESOLUTION THAT ESTABLISHES THE MAXIMUM APPROPRIATION TO EACH  
19 STATE AGENCY FOR STATE OPERATIONS, LOCAL ASSISTANCE AND CAPITAL  
20 CONSTRUCTION.

21       S 2. This act shall take effect immediately.