

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

S. 6611--A

A. 9711--A

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

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 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

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 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend chapters 53, 54 and 55 of the laws of 2009, enacting the education, labor and family assistance budget, the health and mental hygiene budget, and the transportation, economic development and environmental conservation budget, in relation to making appropriations for the support of government

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

1 Section 1. Section 1 of chapter 53 of the laws of 2009, as amended by
2 chapter 50, section 4, of the laws of 2009 and chapter 502, section 2,
3 of the laws of 2009, enacting the education, labor and family assistance
4 budget, is amended by repealing the items hereinbelow set forth in
5 brackets and by adding to such section the other items underscored in
6 this section.

7 EDUCATION DEPARTMENT

8 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

9 ELEMENTARY, MIDDLE, SECONDARY AND CONTINUING EDUCATION
10 PROGRAM

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

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

LBD12610-02-0

1 For general support for public schools,
2 pursuant to a chapter of the laws of 2009;
3 including remaining 2008-09 school year
4 obligations [16,525,341,000] 16,425,341,000
5 -----

6 Special Revenue Funds - Other / Aid to Localities
7 State Lottery Fund - 160

8 For general support for public schools for
9 the 2009-10 school year, for grants
10 awarded pursuant to subparagraph 2-a of
11 paragraph b of subdivision 4 of section
12 92-C of the state finance law
13 [547,000,000] 647,000,000
14 -----

15 DEPARTMENT OF LABOR

16 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

17 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM

18 Enterprise Funds / State Operations
19 Unemployment Insurance Benefit Fund - 481

20 For payment of unemployment insurance bene-
21 fits pursuant to article 18 of the labor
22 law or as authorized by the federal
23 government through the disaster unemploy-
24 ment assistance program .. [6,000,000,000] 7,000,000,000
25 -----

26 HIGHER EDUCATION SERVICES CORPORATION

27 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

28 STUDENT GRANT AND AWARD PROGRAMS

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

31 For tuition assistance awards, including
32 part-time TAP, provided to eligible
33 students as defined in section 667 of the
34 education law and as further defined in
35 rules and regulations adopted by the
36 regents upon the recommendation of the
37 commissioner of education and distributed
38 in accordance with rules and regulations
39 adopted by the trustees of the higher
40 education services corporation upon the
41 recommendation of the president and
42 approval of the director of the budget.
43 The moneys hereby appropriated shall be
44 available for expenses already accrued or

1 to accrue and shall include refunds,
2 reimbursements, credits and moneys
3 received by the higher education services
4 corporation as repayments of past tuition
5 assistance program disbursements in
6 accordance with audit allowances, upon
7 approval of the director of the budget,
8 for transfer to the federal department of
9 education fund appropriation of the state
10 grant programs in order to reduce state
11 cost should additional federal assistance
12 become available in the 2009-2010 state
13 fiscal year.

14 A portion of the moneys hereby appropriated
15 shall be transferred to the state student
16 financial aid audit account (FA) special
17 revenue fund in an amount sufficient to
18 support spending in the account.

19 Notwithstanding any other provision of law,
20 during the fiscal year commencing April 1,
21 2009, additional awards due and payable to
22 eligible students for accelerated study
23 shall be deferred until October 1, 2010.
24 Such additional awards shall be adjusted
25 on a pro rata basis pursuant to section
26 667 of the education law. However, nothing
27 contained herein shall prevent the payment
28 of such awards prior to October 1, 2010
29 should additional funds be provided there-
30 for [838,966,000]

864,125,000

32 S 2. Section 1 of chapter 54 of the laws of 2009, as amended by chap-
33 ter 502, section 4, of the laws of 2009, enacting the health and mental
34 hygiene budget, is amended by repealing the items hereinbelow set forth
35 in brackets and by adding to such section the other items underscored in
36 this section.

37 DEPARTMENT OF MENTAL HYGIENE

38 OFFICE OF MENTAL HEALTH

39 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

40 ADULT SERVICES PROGRAM

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

43 For transfer to the Commission on Quality of
44 Care and Advocacy for Persons with Disa-
45 bilities for services and expenses associ-
46 ated with legal services and support for
47 parents with psychiatric disabilities.
48 Funds appropriated herein are supported by

1 savings resulting from the increased
2 Federal Medical Assistance Percentage
3 (FMAP) provided pursuant to the American
4 recovery and reinvestment act of 2009
5 300,000
6 FOR SERVICES AND EXPENSES OF VARIOUS COMMU-
7 NITY MENTAL HEALTH EMERGENCY PROGRAMS,
8 INCLUDING COMPREHENSIVE PSYCHIATRIC EMER-
9 GENCY PROGRAMS PURSUANT TO SECTION 41.51
10 OF THE MENTAL HYGIENE LAW 500,000
11 FOR TRANSFER TO THE DEPARTMENT OF HEALTH TO
12 REIMBURSE THE DEPARTMENT FOR THE STATE
13 SHARE OF MEDICAL ASSISTANCE PAYMENTS FOR
14 VARIOUS MENTAL HEALTH SERVICES 1,000,000
15 -----

16 Special Revenue Funds - Other / Aid to Localities
17 Miscellaneous Special Revenue Fund - 339
18 Mental Hygiene Program Fund Account

19 For services and expenses associated with
20 the restoration of the proposed one
21 percent reduction in the 2008-09 cost of
22 living adjustment. Funds appropriated
23 herein are supported by savings resulting
24 from the increased Federal Medical Assist-
25 ance Percentage (FMAP) provided pursuant
26 to the American recovery and reinvestment
27 act of 2009; provided, however, that the
28 amount of this appropriation available for
29 expenditure and disbursement on and after
30 November 1, 2009 shall be reduced by 12.5
31 percent of the amount that was undisbursed
32 as of November 1, 2009 4,019,000
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 14,500,000
37 FOR SERVICES AND EXPENSES OF VARIOUS COMMU-
38 NITY MENTAL HEALTH RESIDENTIAL PROGRAMS,
39 PURSUANT TO ARTICLE 41 OF THE MENTAL
40 HYGIENE LAW 10,177,000
41 -----

42 CHILDREN AND YOUTH SERVICES PROGRAM

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

45 For services and expenses associated with
46 the restoration of the proposed one
47 percent reduction in the 2008-09 cost of
48 living adjustment. Funds appropriated
49 herein are supported by savings resulting
50 from the increased Federal Medical Assist-
51 ance Percentage (FMAP) provided pursuant

1 to the American recovery and reinvestment
2 act of 2009 874,000
3 FOR SERVICES AND EXPENSES OF VARIOUS COMMU-
4 NITY MENTAL HEALTH NON-RESIDENTIAL
5 PROGRAMS, PURSUANT TO ARTICLE 41 OF THE
6 MENTAL HYGIENE LAW 1,000,000
7 FOR TRANSFER TO THE DEPARTMENT OF HEALTH TO
8 REIMBURSE THE DEPARTMENT FOR THE STATE
9 SHARE OF MEDICAL ASSISTANCE PAYMENTS FOR
10 VARIOUS MENTAL HEALTH SERVICES 500,000
11 -----

12 Special Revenue Funds - Other / Aid to Localities
13 Miscellaneous Special Revenue Fund - 339
14 Mental Hygiene Program Fund Account

15 For services and expenses associated with
16 the restoration of the proposed one
17 percent reduction in the 2008-09 cost of
18 living adjustment. Funds appropriated
19 herein are supported by savings resulting
20 from the increased Federal Medical Assist-
21 ance Percentage (FMAP) provided pursuant
22 to the American recovery and reinvestment
23 act of 2009 751,000
24 FOR SERVICES AND EXPENSES OF VARIOUS
25 COMMUNITY MENTAL HEALTH NON-RESIDENTIAL
26 PROGRAMS, PURSUANT TO ARTICLE 41 OF THE
27 MENTAL HYGIENE LAW 2,900,000
28 FOR SERVICES AND EXPENSES OF VARIOUS
29 COMMUNITY MENTAL HEALTH EMERGENCY
30 PROGRAMS 900,000
31 -----

32 COMMUNITY MENTAL HEALTH SUPPORT AND WORKFORCE REINVESTMENT PROGRAM

33 Special Revenue Funds - Other / Aid to Localities
34 Miscellaneous Special Revenue Fund - 339
35 Mental Hygiene Program Fund Account

36 For services and expenses associated with
37 the restoration of the proposed one
38 percent reduction in the 2008-09 cost of
39 living adjustment. Funds appropriated
40 herein are supported by savings resulting
41 from the increased Federal Medical Assist-
42 ance Percentage (FMAP) provided pursuant
43 to the American recovery and reinvestment
44 act of 2009 77,000
45 FOR SERVICES AND EXPENSES OF VARIOUS ADULT
46 COMMUNITY MENTAL HEALTH RESIDENTIAL
47 PROGRAMS 523,000
48 -----

49 S 3. Section 1 of chapter 55 of the laws of 2009, enacting the trans-
50 portation, economic development and environmental conservation budget,

1 is amended by repealing the items hereinbelow set forth in brackets and
2 by adding to such section the other items underscored in this section.

3 DEPARTMENT OF PUBLIC SERVICE

4 STATE OPERATIONS AND AID TO LOCALITIES 2009-10

5 REGULATION OF UTILITIES PROGRAM

6 SPECIAL REVENUE FUNDS - FEDERAL / STATE OPERATIONS
7 FEDERAL OPERATING GRANTS FUND - 290

8 FOR REGULATORY AND OTHER RELATED ACTIVITIES
9 AS FUNDED BY THE AMERICAN RECOVERY AND
10 REINVESTMENT ACT OF 2009. FUNDS APPROPRI-
11 ATED HEREIN SHALL BE SUBJECT TO ALL APPLI-
12 CABLE REPORTING AND ACCOUNTABILITY
13 REQUIREMENTS CONTAINED IN SUCH ACT 1,250,000

14 DEPARTMENT OF TRANSPORTATION

15 CAPITAL PROJECTS 2009-10

16 AMERICAN RECOVERY AND REINVESTMENT ACT (CCP)

17 Federal Capital Projects Fund - 291
18 American Recovery and Reinvestment Act Purpose

19 For Transit Capital Assistance funded by
20 Title 12 of the American Recovery and
21 Reinvestment Act of 2009. Funds appropri-
22 ated herein shall be subject to all appli-
23 cable reporting and accountability
24 requirements contained in such act.

25 For the payment of the costs of mass trans-
26 portation capital projects and facilities
27 including replacement of buses meeting
28 federal standards for replacement, related
29 bus equipment and the acquisition, design
30 and construction, including engineering
31 and consulting costs, of mass transit bus
32 garages or other mass transportation
33 projects and facilities, including liabil-
34 ities incurred prior to April 1, 2009
35 (170509FS) 26,300,000

36 FOR PAYMENT BY THE STATE OF THE FEDERAL
37 SHARE OF THE COST OF TRANSPORTATION
38 RELATED PROJECTS FUNDED BY THE AMERICAN
39 RECOVERY AND REINVESTMENT ACT OF 2009.
40 FUNDS APPROPRIATED HEREIN SHALL BE SUBJECT
41 TO ALL APPLICABLE REPORTING AND ACCOUNT-
42 ABILITY REQUIREMENTS CONTAINED IN SUCH
43 ACT.

44 FOR PROJECTS ADMINISTERED BY FEDERAL AGEN-
45 CIES OTHER THAN THE FEDERAL HIGHWAY ADMIN-
46 ISTRATION OR FEDERAL TRANSIT ADMINIS-

1 TRATION, INCLUDING PAYMENT OF LIABILITIES
2 INCURRED PRIOR TO APRIL 1, 2010, AND
3 INCLUDING BUT NOT LIMITED TO CONSTRUCTION,
4 RECONSTRUCTION, ALTERATION AND REHABILI-
5 TATION, INCLUDING THE COST OF ACQUISITION
6 OF REAL PROPERTY, THE ACQUISITION OF
7 EQUIPMENT AND OTHER RELATED INCIDENTAL
8 EXPENSES THERETO AND FOR THE FEDERAL SHARE
9 OF CONSULTANT SERVICES IN CARRYING OUT
10 FEDERALLY APPROVED STUDIES (170609FS) 5,000,000

11 S 4. This act shall take effect immediately and shall be deemed to
12 have been in full force and effect on and after April 1, 2009.