

10468

I N A S S E M B L Y

March 26, 2010

Introduced by M. of A. COMMITTEE ON RULES -- (at request of the Governor) -- read once and referred to the Committee on Ways and Means

AN ACT in relation to providing for the administration of certain funds and accounts related to the 2010-2011 budget; in relation to authorizing certain payments, deposits, and transfers; and providing for the repeal of certain provisions upon expiration thereof (Part A); to amend chapter 21 of the laws of 2003, amending the executive law relating to permitting the secretary of state to provide special handling for all documents filed or issued by the division of corporations and to permit additional levels of such expedited service, in relation to extending such provisions (Part B); to amend the public authorities law, in relation to including the New York city housing development corporation under the state bond issuance charge (Part C); to amend chapter 57 of the laws of 2006, relating to establishing a cost of living adjustment for designated human services programs, in relation to foregoing such adjustment during the 2010-2011 state fiscal year (Part D); and to amend the public health law, in relation to residential health care facilities; to amend chapter 58 of the laws of 2009, amending the public health law and other laws relating to Medicaid reimbursements to residential health care facilities, in relation to such reimbursements (Part E)

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

1 Section 1. This act enacts into law major components of legislation
2 which are necessary to implement the state fiscal plan for the 2010-2011
3 state fiscal year. Each component is wholly contained within a Part
4 identified as Parts A through E. The effective date for each particular
5 provision contained within such Part is set forth in the last section of
6 such Part. Any provision in any section contained within a Part, includ-
7 ing the effective date of the Part, which makes reference to a section
8 "of this act", when used in connection with that particular component,
9 shall be deemed to mean and refer to the corresponding section of the
10 Part in which it is found. Section three of this act sets forth the
11 general effective date of this act.

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

LBD12204-03-0

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PART A

2 Section 1. Notwithstanding any law to the contrary, the state comp-
3 troller is hereby authorized and directed to continue to loan money in
4 accordance with the provisions set forth in subdivision 5 of section 4
5 of the state finance law to the funds and accounts detailed in sections
6 1 and 1-a of part PP of chapter 56 of the laws of 2009; provided, howev-
7 er, that upon enactment of legislation constituting the 2010-2011 budg-
8 et, this section shall cease to have force and effect and shall be
9 deemed repealed.

10 S 2. Notwithstanding any law to the contrary, the state comptroller is
11 hereby authorized and directed to continue to receive moneys for deposit
12 to the credit of funds and accounts in the same manner in which such
13 moneys were deposited during the 2009-2010 fiscal year, pursuant to the
14 instructions filed by the director of the division of the budget with
15 the chairs of the senate finance committee and the assembly ways and
16 means committee and the state comptroller in the 2009-2010 fiscal year;
17 provided, however, that upon enactment of legislation constituting the
18 2010-2011 budget, this section shall cease to have force and effect and
19 shall be deemed repealed.

20 S 3. Notwithstanding any law to the contrary, the state comptroller is
21 hereby authorized and directed to continue to pay prior year liabilities
22 in accordance with the provisions set forth in subdivision 4 of section
23 40 of the state finance law; provided, however, that upon enactment of
24 legislation constituting the 2010-2011 budget, this section shall cease
25 to have force and effect and shall be deemed repealed.

26 S 4. The comptroller is authorized and directed to deposit to the
27 general fund-state purposes account reimbursements from moneys appropri-
28 ated or reappropriated to the correctional facilities capital improve-
29 ment fund (399) by a chapter of the laws of 2009. Reimbursements shall
30 be available for spending from appropriations made to the department of
31 correctional services in the general fund-state purposes account by a
32 chapter of the laws of 2009 for costs associated with the administration
33 and security of capital projects and for other costs which are attribut-
34 able, according to a plan, to such capital projects.

35 S 5. Notwithstanding any other law, rule, or regulation to the contra-
36 ry, the comptroller is hereby authorized and directed to deposit, to the
37 credit of the capital projects fund, reimbursement from the proceeds of
38 notes or bonds issued by the environmental facilities corporation for a
39 capital appropriation for \$43,383,000 authorized by chapter 55 of the
40 laws of 2000 to the department of environmental conservation for payment
41 of a portion of the state's match for federal capitalization grants for
42 the water pollution control revolving loan fund, to reimburse spending
43 from various appropriations for certain projects related to the New York
44 city watershed, reimbursement from the proceeds of notes and bonds
45 issued by the urban development corporation for capital appropriation
46 for \$15,000,000 authorized by chapter 55 of the laws of 2000 to the
47 urban development corporation for payment of costs related to a sports
48 facility in the city of Rochester, reimbursement from the proceeds of
49 notes and bonds issued by the urban development corporation of the state
50 of New York for a capital appropriation for \$50,000,000 authorized by
51 chapter 55 of the laws of 2000 to the urban development corporation for
52 payment of costs related to economic development projects in the down-
53 town Buffalo, the Buffalo inner harbor area, or surrounding environs,
54 reimbursement from proceeds of notes and bonds issued by the dormitory
55 authority of the state of New York for a capital appropriation for

1 \$225,000,000 authorized by chapter 55 of the laws of 2000 to all state
2 agencies for payment of costs related to the strategic investment
3 program, reimbursement from the proceeds of notes and bonds issued by
4 the dormitory authority of the state of New York for a capital appropri-
5 ation for \$50,000,000 authorized by chapter 53 of the laws of 2000 to
6 the state education department for payment of capital construction
7 grants to school districts pursuant to the rebuilding schools to uphold
8 education program, for reimbursement from the proceeds of notes and
9 bonds issued by the dormitory authority of the state of New York for a
10 capital appropriation for \$15,000,000 authorized by chapter 53 of the
11 laws of 2000 to the office of children and family services for payment
12 of costs related to the child care facilities development program, and
13 for reimbursement from the proceeds of notes and bonds issued by the
14 dormitory authority of the state of New York for a capital appropriation
15 for \$10,000,000 authorized by chapter 55 of the laws of 2000 to the
16 office of science, technology and academic research for payment of costs
17 related to biomedical research and/or manufacturing facilities.

18 S 6. Notwithstanding any other law, rule, or regulation to the contra-
19 ry, the comptroller is hereby authorized and directed to deposit to the
20 credit of the capital projects fund, reimbursement from the proceeds of
21 notes or bonds issued by the environmental facilities corporation for a
22 capital appropriation for \$29,772,000 authorized by chapter 54 of the
23 laws of 2001 to the department of environmental conservation for payment
24 of a portion of the state's match for federal capitalization grants for
25 the water pollution control revolving loan fund.

26 S 7. Notwithstanding any other law, rule, or regulation to the contra-
27 ry, the comptroller is hereby authorized and directed to deposit, to the
28 credit of the capital projects fund, reimbursement from the proceeds of
29 notes or bonds issued by the environmental facilities corporation for a
30 capital appropriation for \$29,365,000 authorized by chapter 54 of the
31 laws of 2002 to the department of environmental conservation for payment
32 of a portion of the state's match for federal capitalization grants for
33 the water pollution control revolving loan fund, reimbursement from the
34 proceeds of notes and bonds issued by the urban development corporation
35 or other financing source for a capital appropriation for \$89,000,000
36 authorized by chapter 50 of the laws of 2002 to the office of general
37 services for payment of capital construction costs for the Alfred E.
38 Smith office building located in the city of Albany, reimbursement from
39 the proceeds of notes and bonds issued by the urban development corpo-
40 ration or other financing source for capital appropriations for
41 \$1,500,000 authorized by chapter 50 of the laws of 2002 to the office of
42 general services for payment of capital construction costs for the Elk
43 street parking garage building located in the city of Albany, reimburse-
44 ment from the proceeds of notes or bonds issued by the urban development
45 corporation for disbursements of up to \$12,000,000 from any capital
46 appropriation or reappropriation authorized by chapter 50 of the laws of
47 2002 to the office of general services for various purposes, reimburse-
48 ment from the proceeds of notes or bonds issued by the urban development
49 corporation for a capital appropriation of \$13,250,000 authorized by
50 chapter 55 of the laws of 2002 to the energy research and development
51 authority for the Western New York Nuclear Service Center at West
52 Valley, reimbursement from the proceeds of notes or bonds issued by the
53 urban development corporation for a capital appropriation of \$14,300,000
54 authorized by chapter 55 of the laws of 2002 to the urban development
55 corporation to finance a portion of the jobs now program, reimbursement
56 from the proceeds of notes or bonds issued by the dormitory authority

1 for disbursements of up to \$20,800,000 from any capital appropriation or
2 reappropriation authorized by chapter 51 of the laws of 2002 to the
3 judiciary for courthouse improvements, reimbursement from the proceeds
4 of notes or bonds issued by the urban development corporation for
5 disbursements of up to \$15,000,000 from appropriations or reappropri-
6 ations authorized by chapter 50 of the laws of 2002 to any agency for
7 costs related to homeland security, and reimbursement from the proceeds
8 of notes or bonds issued by the environmental facilities corporation for
9 a capital appropriation of \$10,000,000 authorized by chapter 54 of the
10 laws of 2002 to the department of environmental conservation for Ononda-
11 ga lake.

12 S 8. Notwithstanding any other law, rule, or regulation to the contra-
13 ry, the comptroller is hereby authorized and directed to deposit to the
14 credit of the capital projects fund, reimbursement from the proceeds of
15 notes or bonds issued by the environmental facilities corporation for a
16 capital appropriation of \$30,174,000 authorized by chapter 55 of the
17 laws of 2003 to the department of environmental conservation for payment
18 of a portion of the state's match for federal capitalization grants for
19 the water pollution control revolving loan fund, reimbursement from the
20 proceeds of notes or bonds issued by the urban development corporation
21 or other financing source for a capital appropriation of \$19,500,000
22 authorized by chapter 50 of the laws of 2003 to the office of general
23 services for payment of capital construction costs for the 51 Elk street
24 parking garage building located in the city of Albany, reimbursement
25 from the proceeds of notes or bonds issued by the urban development
26 corporation for disbursements of up to \$10,000,000 from any capital
27 appropriation or reappropriation authorized by chapter 50 of the laws of
28 2003 to the office of general services for various purposes, reimburse-
29 ment from the proceeds of notes or bonds issued by the environmental
30 facilities corporation for a capital appropriation of \$13,250,000
31 authorized by chapter 55 of the laws of 2003 to the energy research and
32 development authority for the Western New York Nuclear Service Center at
33 West Valley, reimbursement from the proceeds of notes or bonds issued by
34 the dormitory authority for disbursements of up to \$16,400,000 from any
35 capital appropriation or reappropriation authorized by chapter 51 of the
36 laws of 2003 to the judiciary for courthouse improvements, reimbursement
37 from the proceeds of notes or bonds issued by the urban development
38 corporation for disbursements of up to \$10,000,000 from appropriations
39 or reappropriations authorized by chapter 50 of the laws of 2003 to any
40 agency for costs related to homeland security, reimbursement from the
41 proceeds of notes or bonds issued by the environmental facilities corpo-
42 ration for a capital appropriation of \$10,000,000 authorized by chapter
43 55 of the laws of 2003 to the department of environmental conservation
44 for Onondaga lake, reimbursement from the proceeds of notes or bonds
45 issued by the environmental facilities corporation for disbursements of
46 up to \$11,000,000 from any capital appropriations or reappropriations
47 authorized by chapter 55 of the laws of 2003 to the department of envi-
48 ronmental conservation for environmental purposes, and reimbursement
49 from the proceeds of notes or bonds issued by the dormitory authority
50 for disbursements of up to \$100,000,000 from a capital appropriation
51 authorized by chapter 50 of the laws of 2003 to the department of state
52 for enhanced 911 wireless service.

53 S 9. Notwithstanding any other law, rule, or regulation to the contra-
54 ry, the comptroller is hereby authorized and directed to deposit to the
55 credit of the capital projects fund, reimbursement from the proceeds of
56 notes or bonds issued by the environmental facilities corporation for a

1 capital appropriation for \$28,893,000 authorized by chapter 55 of the
2 laws of 2004 to the department of environmental conservation for payment
3 of a portion of the state's match for federal capitalization grants for
4 the water pollution control revolving loan fund, reimbursement from the
5 proceeds of notes or bonds issued by the urban development corporation
6 for disbursements of up to \$10,000,000 from any capital appropriation or
7 reappropriation authorized by chapter 50 of the laws of 2004 to the
8 office of general services for various purposes, reimbursement from the
9 proceeds of notes or bonds issued by the environmental facilities corpo-
10 ration for a capital appropriation of \$11,350,000 authorized by chapter
11 55 of the laws of 2004 to the energy research and development authority
12 for the Western New York Nuclear Service Center at West Valley,
13 reimbursement from the proceeds of notes or bonds issued by the environ-
14 mental facilities corporation, for a capital appropriation of
15 \$10,000,000 authorized by chapter 55 of the laws of 2004 to the depart-
16 ment of environmental conservation for Onondaga lake, reimbursement from
17 the proceeds of notes or bonds issued by the environmental facilities
18 corporation for disbursements of up to \$11,000,000 from any capital
19 appropriations or reappropriations authorized by chapter 55 of the laws
20 of 2004 to the department of environmental conservation for environ-
21 mental purposes, reimbursement from the proceeds of notes or bonds
22 issued by the dormitory authority for a capital appropriation of
23 \$80,000,000 authorized by chapter 53 of the laws of 2004 to the educa-
24 tion department for capital transition grants for transportation,
25 reimbursement from the proceeds of notes or bonds issued by the dormito-
26 ry authority for a capital appropriation of \$250,000,000 authorized by
27 chapter 55 of the laws of 2004 for payment of costs related to economic
28 development projects, reimbursement from the proceeds of bonds or notes
29 issued by the urban development corporation for a capital appropriation
30 of \$83,500,000 authorized by chapter 53 of the laws of 2006, as amended
31 by chapter 108 of the laws of 2006, for payment of costs related to the
32 H. H. Richardson complex and the Darwin Martin House, and reimbursement
33 from the proceeds of notes or bonds issued by the dormitory authority
34 for a capital appropriation of \$350,000,000 authorized by chapter 3 of
35 the laws of 2004 for the New York state economic development program.

36 S 10. Notwithstanding any other law, rule, or regulation to the
37 contrary, the comptroller is hereby authorized and directed to deposit
38 to the credit of the capital projects fund, reimbursement from the
39 proceeds of notes or bonds issued by the environmental facilities corpo-
40 ration for a capital appropriation of \$29,602,000 authorized by chapter
41 55 of the laws of 2005 to the department of environmental conservation
42 for payment of a portion of the state's match for federal capitalization
43 grants for the water pollution control revolving loan fund, reimburse-
44 ment from the proceeds of notes or bonds issued by the urban development
45 corporation for disbursements of up to \$10,000,000 from any capital
46 appropriation or reappropriation authorized by chapter 50 of the laws of
47 2005 to the office of general services for various purposes, reimburse-
48 ment from the proceeds of notes or bonds issued by the environmental
49 facilities corporation for a capital appropriation of \$11,350,000
50 authorized by chapter 55 of the laws of 2005 to the energy research and
51 development authority for the Western New York Nuclear Service Center at
52 West Valley, reimbursement from the proceeds of notes or bonds issued by
53 the environmental facilities corporation for a capital appropriation of
54 \$10,000,000 authorized by chapter 55 of the laws of 2005 to the depart-
55 ment of environmental conservation for Onondaga lake, reimbursement from
56 the proceeds of notes or bonds issued by the environmental facilities

1 corporation for disbursements of up to \$11,000,000 from any capital
2 appropriations or reappropriations authorized by chapter 55 of the laws
3 of 2005 to the department of environmental conservation for environ-
4 mental purposes, reimbursement from the proceeds of notes or bonds
5 issued by the urban development corporation for a capital appropriation
6 of \$350,000,000 authorized by chapter 55 of the laws of 2005 for the
7 Javits center, reimbursement from the proceeds of notes or bonds issued
8 by the dormitory authority for a capital appropriation of \$90,000,000
9 authorized by chapter 62 of the laws of 2005 for regional development,
10 reimbursement from the proceeds of notes or bonds issued by the dormito-
11 ry authority for a capital appropriation of \$250,000,000 authorized by
12 chapter 62 of the laws of 2005 for technology and development,
13 reimbursement from the proceeds of notes or bonds issued by the urban
14 development corporation for a capital appropriation of \$75,000,000
15 authorized by chapter 162 of the laws of 2005 for the New York state
16 economic development program, reimbursement from the proceeds of notes
17 or bonds issued by the urban development corporation for a capital
18 appropriation of \$150,000,000 authorized by chapter 62 of the laws of
19 2005 for the higher education facilities capital matching grants
20 program, reimbursement from the proceeds of notes or bonds issued by the
21 dormitory authority or other financing source for a capital appropri-
22 ation of \$4,000,000 authorized by chapter 50 of the laws of 2005 to the
23 office of general services for payment of capital construction costs for
24 the Elk street parking garage building located in the city of Albany,
25 reimbursement from the proceeds of notes or bonds issued by the urban
26 development corporation for a capital appropriation of \$15,000,000
27 authorized by chapter 53 of the laws of 2005 to the state education
28 department for payment of capital construction costs for public broad-
29 casting facilities, reimbursement from the proceeds of notes or bonds
30 issued by the urban development corporation for a capital appropriation
31 of \$15,700,000 authorized by chapter 50 of the laws of 2005 to the divi-
32 sion of state police for public protection facilities, and reimbursement
33 from the proceeds of notes or bonds issued by the urban development
34 corporation for capital disbursements of up to \$3,000,000 from any capi-
35 tal appropriation or reappropriation authorized by chapter 50 of the
36 laws of 2005 to the division of military and naval affairs for various
37 purposes.

38 S 11. Notwithstanding any other law, rule, or regulation to the
39 contrary, the comptroller is hereby authorized and directed to deposit
40 to the credit of the capital projects fund, reimbursement from the
41 proceeds of notes or bonds issued by the environmental facilities corpo-
42 ration for a capital appropriation for \$29,600,000 authorized by chapter
43 55 of the laws of 2006 to the department of environmental conservation
44 for payment of a portion of the state's match for federal capitalization
45 grants for the water pollution control revolving loan fund, reimburse-
46 ment from the proceeds of notes or bonds issued by the urban development
47 corporation for disbursements of up to \$20,000,000 from any capital
48 appropriation or reappropriation authorized by chapter 50 of the laws of
49 2006 to the office of general services for various purposes, reimburse-
50 ment from the proceeds of notes or bonds issued by the environmental
51 facilities corporation for a capital appropriation of \$14,000,000
52 authorized by chapter 55 of the laws of 2006 to the energy research and
53 development authority for the Western New York Nuclear Service Center at
54 West Valley, reimbursement from the proceeds of notes or bonds issued by
55 the environmental facilities corporation for a capital appropriation of
56 \$10,000,000 authorized by chapter 55 of the laws of 2006 to the depart-

1 ment of environmental conservation for Onondaga lake, reimbursement from
2 the proceeds of notes or bonds issued by the environmental facilities
3 corporation for disbursements of up to \$12,000,000 from any capital
4 appropriations or reappropriations authorized by chapter 55 of the laws
5 of 2006 to the department of environmental conservation for environ-
6 mental purposes, reimbursement from the proceeds of notes or bonds
7 issued by the urban development corporation for capital disbursements of
8 up to \$3,000,000 from any capital appropriation or reappropriation
9 authorized by chapter 50 of the laws of 2006 to the division of military
10 and naval affairs for various purposes, reimbursement from the proceeds
11 of notes or bonds issued by the urban development corporation for
12 disbursements of up to \$12,400,000 from any capital appropriation or
13 reappropriation authorized by chapter 50 of the laws of 2006 to the
14 division of state police for public protection facilities, reimbursement
15 from the proceeds of notes or bonds issued by the urban development
16 corporation for a capital appropriation of \$117,000,000 authorized by
17 chapter 50 of the laws of 2006 to all state departments and agencies for
18 the purchase of equipment, reimbursement from the proceeds of notes or
19 bonds issued by the dormitory authority or the urban development corpo-
20 ration for all or a portion of capital appropriations of \$603,050,000
21 authorized by chapter 108 of the laws of 2006 to the urban development
22 corporation for economic development/other projects, reimbursement from
23 the proceeds of notes or bonds issued by the urban development corpo-
24 ration for a capital appropriation of \$269,500,000 authorized by chapter
25 108 of the laws of 2006 to the dormitory authority or the urban develop-
26 ment corporation for economic development projects, reimbursement from
27 the proceeds of notes or bonds issued by the dormitory authority or the
28 urban development corporation for a capital appropriation of
29 \$201,500,000 authorized by chapter 108 of the laws of 2006 to the urban
30 development corporation for university development projects, reimburse-
31 ment from the proceeds of notes or bonds issued by the dormitory author-
32 ity or for a capital appropriation of \$143,000,000 authorized by chapter
33 108 of the laws of 2006 to the urban development corporation for
34 cultural facilities projects, reimbursement from the proceeds of notes
35 or bonds issued by the dormitory authority or the urban development
36 corporation for capital appropriations totaling \$60,000,000 authorized
37 by chapter 108 of the laws of 2006 to the urban development corporation
38 for energy/environmental projects, reimbursement from the proceeds of
39 notes or bonds issued by the dormitory authority or the urban develop-
40 ment corporation for a capital appropriation of \$20,000,000 authorized
41 by chapter 108 of the laws of 2006 to the urban development corporation
42 for a competitive solicitation for construction of a pilot cellulosic
43 ethanol refinery, reimbursement from the proceeds of notes or bonds
44 issued by the urban development corporation for a capital appropriation
45 of \$74,700,000 authorized by chapter 55 of the laws of 2006 to the urban
46 development corporation for services and expenses related to infrastruc-
47 ture for a new stadium in Queens county, and reimbursement from the
48 proceeds of notes or bonds issued by the urban development corporation
49 for a capital appropriation of \$74,700,000 authorized by chapter 55 of
50 the laws of 2006 to the urban development corporation for services and
51 expenses related to infrastructure improvements to construct a new park-
52 ing facility at a new stadium in Bronx county, reimbursement from the
53 proceeds of notes and bonds issued by the environmental facilities
54 corporation for a capital appropriation of \$5,000,000 authorized by
55 chapter 55 of the laws of 2006 to the environmental facilities corpo-
56 ration for payment for the pipeline for jobs program, reimbursement from

1 the proceeds of notes or bonds issued by the dormitory authority for
2 capital disbursements of up to \$14,000,000 from any capital appropri-
3 ation or reappropriation authorized by chapter 53 of the laws of 2006
4 for the library construction purpose, reimbursement from the proceeds of
5 notes or bonds issued by the urban development corporation or the dormi-
6 tory authority for an appropriation of \$2,000,000 authorized by chapter
7 53 of the laws of 2006 for a Cornell equine drug testing laboratory,
8 reimbursement from the proceeds of notes or bonds issued by the urban
9 development corporation or the dormitory authority for an appropriation
10 of \$1,200,000 authorized by chapter 53 of the laws of 2006 for the towns
11 of Bristol and Canandaigua public water systems, reimbursement from the
12 proceeds of notes or bonds issued by the urban development corporation
13 or the dormitory authority for an appropriation of \$5,500,000 authorized
14 by chapter 53 of the laws of 2006 for Belleayre mountain ski center,
15 reimbursement from the proceeds of notes or bonds issued by the urban
16 development corporation or the dormitory authority for an appropriation
17 of \$25,000,000 authorized by chapter 53 of the laws of 2006 for the town
18 of Smithtown/Kings Park psychiatric center rehabilitation, reimbursement
19 from the proceeds of notes or bonds issued by the urban development
20 corporation or the dormitory authority for an appropriation of
21 \$5,000,000 authorized by chapter 108 of the laws of 2006 for a state of
22 New York umbilical cord bank, reimbursement from the proceeds of notes
23 or bonds issued by the urban development corporation or the dormitory
24 authority for an appropriation of \$5,500,000 authorized by chapter 53 of
25 the laws of 2006 for an Old Gore mountain ski bowl connection,
26 reimbursement from the proceeds of notes or bonds issued by the urban
27 development corporation or the dormitory authority for an appropriation
28 of \$2,000,000 authorized by chapter 53 of the laws of 2006 for a Fredo-
29 nia vineyard laboratory, reimbursement from the proceeds of notes or
30 bonds issued by the urban development corporation or the dormitory
31 authority for an appropriation of \$99,500,000 authorized by chapter 108
32 of the laws of 2006 to the office for technology for payment of capital
33 construction costs for a consolidated data center, reimbursement from
34 the proceeds of notes or bonds issued by the dormitory authority or the
35 urban development corporation for an appropriation of \$40,000,000
36 authorized by chapter 108 of the laws of 2006 for a food testing labora-
37 tory, reimbursement from the proceeds of notes or bonds issued by the
38 New York state thruway authority for an appropriation of \$22,000,000
39 authorized by chapter 108 of the laws of 2006 to the department of
40 transportation for high speed rail, reimbursement from the proceeds of
41 notes or bonds issued by the urban development corporation for capital
42 disbursements of up to \$500,000,000 from an appropriation authorized by
43 chapter 108 of the laws of 2006 to the urban development corporation for
44 development of a semiconductor manufacturing facility, reimbursement
45 from the proceeds of notes or bonds issued by the urban development
46 corporation of up to \$150,000,000 from an appropriation authorized by
47 chapter 108 of the laws of 2006 to the urban development corporation for
48 research and development activities of a semiconductor manufacturer, and
49 reimbursement from the proceeds of notes or bonds issued by the urban
50 development corporation for capital disbursements of up to \$300,000,000
51 from an appropriation to the urban development corporation authorized by
52 chapter 108 of the laws of 2006 for community revitalization projects.

53 S 12. Notwithstanding any other law, rule, or regulation to the
54 contrary, the comptroller is hereby authorized and directed to deposit
55 to the credit of the capital projects fund, reimbursement from the
56 proceeds of notes or bonds issued by the environmental facilities corpo-

1 ration for a capital appropriation of \$29,600,000 authorized by chapter
2 55 of the laws of 2007 to the department of environmental conservation
3 for payment of a portion of the state's match for federal capitalization
4 grants for the water pollution control revolving loan fund, reimburse-
5 ment from the proceeds of notes or bonds issued by the urban development
6 corporation for disbursements of up to \$20,000,000 from any capital
7 appropriation or reappropriation authorized by chapter 50 of the laws of
8 2007 to the office of general services for various purposes, reimburse-
9 ment from the proceeds of notes or bonds issued by the environmental
10 facilities corporation for a capital appropriation of \$13,500,000
11 authorized by chapter 55 of the laws of 2007 to the energy research and
12 development authority for the Western New York Nuclear Service Center at
13 West Valley, reimbursement from the proceeds of notes or bonds issued by
14 the environmental facilities corporation for a capital appropriation of
15 \$10,000,000 authorized by chapter 55 of the laws of 2007 to the depart-
16 ment of environmental conservation for Onondaga lake, reimbursement from
17 the proceeds of notes or bonds issued by the environmental facilities
18 corporation for disbursements of up to \$12,000,000 from any capital
19 appropriations or reappropriations authorized by chapter 55 of the laws
20 of 2007 to the department of environmental conservation for environ-
21 mental purposes, reimbursement from the proceeds of notes or bonds
22 issued by the urban development corporation for capital disbursements of
23 up to \$3,000,000 from any capital appropriation or reappropriation
24 authorized by chapter 50 of the laws of 2007 to the division of military
25 and naval affairs for various purposes, reimbursement from the proceeds
26 of notes or bonds issued by the urban development corporation for
27 disbursements from a capital appropriation of \$50,000,000 authorized by
28 chapter 50 of the laws of 2007 to the division of state police for
29 construction of a Troop G facility, reimbursement from the proceeds of
30 notes or bonds issued by the urban development corporation for disburse-
31 ments from a capital appropriation of \$6,000,000 authorized by chapter
32 50 of the laws of 2007 to the division of state police for construction
33 of evidence storage facilities, reimbursement from the proceeds of notes
34 or bonds issued by the urban development corporation for capital appro-
35 priations totaling \$77,900,000 authorized by chapter 51 of the laws of
36 2007 to the judiciary for court training facilities and courthouse
37 improvement projects, reimbursement from the proceeds of notes or bonds
38 issued by the urban development corporation for a capital appropriation
39 of \$20,000,000 authorized by chapter 50 of the laws of 2007 to all state
40 departments and agencies for the purchase of equipment, reimbursement
41 from the proceeds of notes or bonds issued by the dormitory authority
42 for capital disbursements of up to \$14,000,000 from any capital appro-
43 priation or reappropriation authorized by chapter 53 of the laws of 2007
44 for library construction, reimbursement from the proceeds of notes or
45 bonds issued by the dormitory authority for capital disbursements of up
46 to \$60,000,000 from any capital appropriation or reappropriation author-
47 ized by chapter 53 of the laws of 2007 for cultural education storage
48 facilities, reimbursement from the proceeds of notes or bonds issued by
49 the urban development corporation for capital disbursements of up to
50 \$15,000,000 from any capital appropriation or reappropriation authorized
51 by chapter 55 of the laws of 2007 for the Roosevelt Island Operating
52 Corporation aerial tramway, reimbursement from the proceeds of notes or
53 bonds issued by the urban development corporation for capital disburse-
54 ments of up to \$20,000,000 from any capital appropriation or reappropri-
55 ation authorized by chapter 55 of the laws of 2007 for Governor's
56 Island, reimbursement from the proceeds of notes or bonds issued by the

1 urban development corporation for capital disbursements of up to
2 \$7,500,000 from any capital appropriation or reappropriation authorized
3 by chapter 55 of the laws of 2007 for Harriman research and technology
4 park, reimbursement from the proceeds of notes or bonds issued by the
5 urban development corporation for capital disbursements of up to
6 \$7,950,000 from any capital appropriation or reappropriation authorized
7 by chapter 55 of the laws of 2007 for USA Niagara, and reimbursement
8 from the proceeds of notes or bonds issued by the urban development
9 corporation for capital disbursements of up to \$1,300,000 from appropri-
10 ations authorized by chapter 50 of the laws of 2007 made to the office
11 of general services for legislative office building hearing rooms.

12 S 13. Notwithstanding any other law, rule, or regulation to the
13 contrary, the comptroller is hereby authorized and directed to deposit
14 to the credit of the capital projects fund, reimbursement from the
15 proceeds of notes or bonds issued by the environmental facilities corpo-
16 ration for a capital appropriation of \$29,600,000 authorized by chapter
17 55 of the laws of 2008 to the department of environmental conservation
18 for payment of a portion of the state's match for federal capitalization
19 grants for the water pollution control revolving loan fund, reimburse-
20 ment from the proceeds of notes or bonds issued by the urban development
21 corporation for a capital appropriation of \$141,000,000 authorized by
22 chapter 50 of the laws of 2008 to all state departments and agencies for
23 the purchase of equipment or systems development, reimbursement from the
24 proceeds of notes or bonds issued by the urban development corporation
25 for disbursements of up to \$45,500,000 from any capital appropriation or
26 reappropriation authorized by chapter 50 of the laws of 2008 to the
27 office of general services for various purposes, reimbursement from the
28 proceeds of notes or bonds issued by the environmental facilities corpo-
29 ration for a capital appropriation of \$13,500,000 authorized by chapter
30 55 of the laws of 2008 to the energy research and development authority
31 for the Western New York Nuclear Service Center at West Valley,
32 reimbursement from the proceeds of notes or bonds issued by the environ-
33 mental facilities corporation for a capital appropriation of \$10,000,000
34 authorized by chapter 55 of the laws of 2008 to the department of envi-
35 ronmental conservation for Onondaga lake, reimbursement from the
36 proceeds of notes or bonds issued by the environmental facilities corpo-
37 ration for disbursements of up to \$12,000,000 from any capital appropri-
38 ations or reappropriations authorized by chapter 55 of the laws of 2008
39 to the department of environmental conservation for environmental
40 purposes, reimbursement from the proceeds of notes or bonds issued by
41 the urban development corporation for capital disbursements of up to
42 \$3,000,000 from any capital appropriation or reappropriation authorized
43 by chapter 50 of the laws of 2008 to the division of military and naval
44 affairs for various purposes, reimbursement from the proceeds of notes
45 or bonds issued by the urban development corporation for a capital
46 appropriation of \$11,000,000 authorized by chapter 50 of the laws of
47 2008 to the office for technology for the costs of development of inter-
48 im data center facilities, reimbursement from the proceeds of notes or
49 bonds issued by the urban development corporation for a capital appro-
50 priation of \$10,000,000 authorized by chapter 50 of the laws of 2008 to
51 the office for technology for activities related to broadband service,
52 reimbursement from the proceeds of notes or bonds issued by the urban
53 development corporation for a capital appropriation of \$6,000,000
54 authorized by chapter 50 of the laws of 2008 to the division of state
55 police for rehabilitation of facilities, reimbursement from the proceeds
56 of notes or bonds issued by the Dormitory Authority of the State of New

1 York or other financing source for a capital appropriation authorized by
2 chapter 53 of the laws of 2008 of \$14,000,000 to the education depart-
3 ment for library construction, reimbursement from the proceeds of notes
4 or bonds issued by the Dormitory Authority of the State of New York or
5 other financing source for a capital appropriation authorized by chapter
6 53 of the laws of 2008 of \$15,000,000 to the education department for
7 museum renewal projects, reimbursement from the proceeds of notes or
8 bonds issued by the urban development corporation for capital appropri-
9 ation of \$50,000,000 authorized by chapter 53 of the laws of 2008 to the
10 urban development corporation for services and expenses related to the
11 investment opportunity fund, reimbursement from the proceeds of notes or
12 bonds issued by the urban development corporation for capital appropri-
13 ation of \$30,000,000 authorized by chapter 53 of the laws of 2008 to the
14 urban development corporation for services and expenses related to arts
15 and cultural projects, reimbursement from the proceeds of bonds or notes
16 issued by the urban development corporation for a capital appropriation
17 of \$35,000,000 authorized by chapter 53 of the laws of 2008 for economic
18 and community development projects, reimbursement from the proceeds of
19 bonds or notes issued by the urban development corporation for a capital
20 appropriation of \$30,000,000 authorized by chapter 53 of the laws of
21 2008 for New York city waterfront development projects, reimbursement
22 from the proceeds of bonds or notes issued by the urban development
23 corporation for a capital appropriation of \$45,000,000 authorized by
24 chapter 53 of the laws of 2008 for Luther Forest infrastructure
25 projects, reimbursement from the proceeds of notes or bonds issued by
26 the urban development corporation for capital appropriation of
27 \$35,000,000 authorized by chapter 53 of the laws of 2008 to the urban
28 development corporation for services and expenses related to downstate
29 regional projects, reimbursement from the proceeds of notes or bonds
30 issued by the urban development corporation for capital appropriation of
31 \$145,000,000 authorized by chapter 53 of the laws of 2008 to the urban
32 development corporation for services and expenses related to upstate
33 city-by-city projects, reimbursement from the proceeds of notes or bonds
34 issued by the urban development corporation for capital appropriation of
35 \$35,000,000 authorized by chapter 53 of the laws of 2008 to the urban
36 development corporation for services and expenses related to the down-
37 state revitalization projects, reimbursement from the proceeds of notes
38 or bonds issued by the urban development corporation for capital appro-
39 priation of \$120,000,000 authorized by chapter 53 of the laws of 2008 to
40 the urban development corporation for services and expenses related to
41 the upstate regional blueprint fund, reimbursement from the proceeds of
42 notes or bonds issued by the urban development corporation for capital
43 appropriation of \$40,000,000 authorized by chapter 53 of the laws of
44 2008 to the urban development corporation for services and expenses
45 related to the upstate agricultural economic development fund,
46 reimbursement from the proceeds of notes or bonds issued by the urban
47 development corporation for capital appropriation of \$350,000,000
48 authorized by chapter 53 of the laws of 2008 to the urban development
49 corporation for services and expenses related to the New York state
50 capital assistance program, reimbursement from the proceeds of notes or
51 bonds issued by the urban development corporation for capital appropri-
52 ation of \$350,000,000 authorized by chapter 53 of the laws of 2008 to
53 the urban development corporation for services and expenses related to
54 the New York state economic development assistance program, and
55 reimbursement from the proceeds of notes or bonds issued by the urban
56 development corporation for capital appropriation of \$20,000,000 author-

1 ized by chapter 55 of the laws of 2008 to the urban development corpo-
2 ration for services and expenses related to the empire state economic
3 development fund.

4 S 14. Notwithstanding any other law, rule, or regulation to the
5 contrary, the comptroller is hereby authorized and directed to deposit
6 to the credit of the capital projects fund, reimbursement from the
7 proceeds of notes or bonds issued by the environmental facilities corpo-
8 ration for a capital appropriation of \$29,600,000 authorized by chapter
9 55 of the laws of 2009 to the department of environmental conservation
10 for payment of a portion of the state's match for federal capitalization
11 grants for the water pollution control revolving loan fund, reimburse-
12 ment from the proceeds of notes or bonds issued by the urban development
13 corporation for a capital appropriation of \$129,800,000 authorized by
14 chapter 50 of the laws of 2009 to all state departments and agencies for
15 the purchase of equipment or systems development, reimbursement from the
16 proceeds of notes or bonds issued by the urban development corporation
17 for disbursements of up to \$24,000,000 from any capital appropriation or
18 reappropriation authorized by chapter 50 of the laws of 2009 to the
19 office of general services for various purposes, reimbursement from the
20 proceeds of notes or bonds issued by the environmental facilities corpo-
21 ration for a capital appropriation of \$13,500,000 authorized by chapter
22 55 of the laws of 2009 to the energy research and development authority
23 for the Western New York Nuclear Service Center at West Valley,
24 reimbursement from the proceeds of notes or bonds issued by the environ-
25 mental facilities corporation for a capital appropriation of \$10,000,000
26 authorized by chapter 55 of the laws of 2009 to the department of envi-
27 ronmental conservation for Onondaga lake, reimbursement from the
28 proceeds of notes or bonds issued by the environmental facilities corpo-
29 ration for disbursements of up to \$12,000,000 from any capital appropri-
30 ations or reappropriations authorized by chapter 55 of the laws of 2009
31 to the department of environmental conservation for environmental
32 purposes, reimbursement from the proceeds of notes or bonds issued by
33 the urban development corporation for capital disbursements of up to
34 \$3,000,000 from any capital appropriation or reappropriation authorized
35 by chapter 50 of the laws of 2009 to the division of military and naval
36 affairs for various purposes, reimbursement from the proceeds of notes
37 or bonds issued by the urban development corporation for a capital
38 appropriation of \$6,000,000 authorized by chapter 50 of the laws of 2009
39 to the division of state police for rehabilitation of facilities,
40 reimbursement from the proceeds of notes or bonds issued by the Dormito-
41 ry Authority of the State of New York or other financing source for a
42 capital appropriation authorized by chapter 53 of the laws of 2009 of
43 \$14,000,000 to the State Education Department for library construction,
44 reimbursement from the proceeds of notes or bonds issued by the Dormito-
45 ry Authority of the State of New York or other financing source for a
46 capital appropriation of \$4,000,000 to the State Education Department
47 for rehabilitation associated with the St. Regis Mohawk elementary
48 school authorized by chapter 53 of the laws of 2009 and reimbursement
49 from the proceeds of notes or bonds issued by the urban development
50 corporation for capital appropriation of \$25,000,000 authorized by chap-
51 ter 55 of the laws of 2009 to the urban development corporation for
52 services and expenses related to the empire state economic development
53 fund.

54 S 15. Notwithstanding any other law, rule, or regulation to the
55 contrary, the comptroller is hereby authorized and directed to deposit
56 to the credit of the capital projects fund, reimbursement from the

proceeds of notes or bonds issued by the dormitory authority and urban development corporation for disbursements of up to \$8,000,000 from an appropriation authorized by chapter 50 of the laws of 2009 for drug courts.

S 16. Notwithstanding any other law, rule, or regulation to the contrary, the comptroller is hereby authorized and directed to deposit to the credit of the city university special revenue fund (377), reimbursement from the proceeds of notes or bonds issued by the Dormitory Authority of the State of New York for capital disbursements of up to \$20,000,000 from any appropriation or reappropriation authorized by chapter 53 of the laws of 2009 to the city university of New York for various purposes.

S 17. This act shall take effect immediately; provided, however, that upon enactment of legislation constituting the 2010-11 budget, sections four through sixteen of this act shall cease to have force and effect and shall be deemed repealed.

PART B

Section 1. Section 2 of chapter 21 of the laws of 2003, amending the executive law relating to permitting the secretary of state to provide special handling for all documents filed or issued by the division of corporations and to permit additional levels of such expedited service, as amended by section 1 of part RR of chapter 59 of the laws of 2009, is amended to read as follows:

S 2. This act shall take effect immediately, provided however, that section one of this act shall be deemed to have been in full force and effect on and after April 1, 2003 and shall expire March 31, [2010] 2011.

S 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after March 31, 2010.

PART C

Section 1. Subdivision 1 of section 2976 of the public authorities law, as amended by section 1 of part X of chapter 85 of the laws of 2002, is amended to read as follows:

1. Notwithstanding any other law to the contrary, public benefit corporations (which for purposes of this section shall include industrial development agencies created pursuant to title one of article eighteen-A of the general municipal law or any other provision of law AND THE NEW YORK CITY HOUSING DEVELOPMENT CORPORATION CREATED PURSUANT TO ARTICLE TWELVE OF THE PRIVATE HOUSING FINANCE LAW) which issue bonds, notes or other obligations shall pay to the state a bond issuance charge upon the issuance of such bonds in an amount determined pursuant to subdivision two of this section. Such charge shall be paid to the state department of taxation and finance, upon forms prescribed therefor, no later than fifteen days from the end of the month within which such bonds are issued.

S 2. This act shall take effect immediately.

PART D

Section 1. Subdivision 3-b of section 1 of part C of chapter 57 of the laws of 2006, relating to establishing a cost of living adjustment for

designated human services programs, as added by section 1 of part L of chapter 58 of the laws of 2009, is amended to read as follows:

3-b. Notwithstanding any inconsistent provision of law, beginning April 1, 2009 and ending [March 31, 2010] UPON ENACTMENT OF LEGISLATION CONSTITUTING THE 2010-2011 BUDGET, the commissioners shall not include a COLA for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

S 2. This act shall take effect immediately and shall be deemed to have been in full force and effect on and after April 1, 2010; provided, however, that the amendments to section 1 of part C of chapter 57 of the laws of 2006 made by section one of this act shall not affect the repeal of such section and shall be deemed repealed therewith.

PART E

Section 1. Subparagraph (i) of paragraph (b) of subdivision 2-b of section 2808 of the public health law, as amended by section 3 of part D of chapter 58 of the laws of 2009, is amended to read as follows:

(i) Subject to the provisions of subparagraphs (ii) through (xiv) of this paragraph, for periods on and after April first, two thousand nine [through March thirty-first, two thousand ten] the operating cost component of rates of payment shall reflect allowable operating costs as reported in each facility's cost report for the two thousand two calendar year, as adjusted for inflation on an annual basis in accordance with the methodology set forth in paragraph (c) of subdivision ten of section twenty-eight hundred seven-c of this article, provided, however, that for those facilities which do not receive a per diem add-on adjustment pursuant to subparagraph (ii) of paragraph (a) of this subdivision, rates shall be further adjusted to include the proportionate benefit, as determined by the commissioner, of the expiration of the opening paragraph and paragraph (a) of subdivision sixteen of this section and of paragraph (a) of subdivision fourteen of this section, and provided further that the operating cost component of rates of payment for those facilities which did not receive a per diem adjustment in accordance with subparagraph (ii) of paragraph (a) of this subdivision shall not be less than the operating component such facilities received in the two thousand eight rate period, as adjusted for inflation on an annual basis in accordance with the methodology set forth in paragraph (c) of subdivision ten of section twenty-eight hundred seven-c of this article and further provided, however, that rates for facilities whose operating cost component reflects base year costs subsequent to January first, two thousand two shall have rates computed in accordance with this paragraph, utilizing allowable operating costs as reported in such subsequent base year period, and trended forward to the rate year in accordance with applicable inflation factors.

S 2. The opening paragraph and subparagraph (vi) of paragraph (a) of subdivision 2-c of section 2808 of the public health law, as added by section 5 of part D of chapter 58 of the laws of 2009, are amended to read as follows:

Notwithstanding PARAGRAPH (B) OF SUBDIVISION TWO-B OF THIS SECTION AND any OTHER inconsistent provision of this section or any other contrary provision of law and subject to the availability of federal financial participation, the operating costs of rates of payment by governmental agencies for inpatient services provided by residential health care facilities on and after April first, two thousand ten, OR ON AND AFTER THE DATE THE STATE BUDGET FOR THE STATE FISCAL YEAR BEGINNING APRIL

1 FIRST, TWO THOUSAND TEN IS ENACTED INTO LAW, WHICHEVER IS LATER, shall
2 be determined in accordance with the following:

3 (vi) Notwithstanding subparagraph (i) of this paragraph, the operating
4 cost component of the rates, effective [April first, two thousand ten]
5 FOR THE PERIODS ON AND AFTER THE DATE RATES PURSUANT TO SUBPARAGRAPH (I)
6 OF THIS PARAGRAPH TAKE EFFECT for the following categories of facili-
7 ties, as established pursuant to applicable regulations, shall reflect
8 the rates in effect for such facilities on [March thirty-first, two
9 thousand ten] THE DAY IMMEDIATELY PRECEDING THE DATE RATES PURSUANT TO
10 SUBPARAGRAPH (I) OF THIS PARAGRAPH TAKE EFFECT, as adjusted for
11 inflation in accordance with applicable statutes: (A) AIDS facilities or
12 discrete AIDS units within facilities, (B) discrete units for residents
13 receiving care in a long-term inpatient rehabilitation program for trau-
14 matic brain injured persons, (C) discrete units providing specialized
15 programs for residents requiring behavioral interventions, (D) discrete
16 units for long-term ventilator dependent residents, and (E) facilities
17 or discrete units within facilities that provide extensive nursing,
18 medical, psychological and counseling support services solely to chil-
19 dren. Such rate shall remain in effect until the department, in consul-
20 tation with representatives of the nursing home industry, as selected by
21 the commissioner, develops a regional pricing or alternative methodology
22 for determining such rates.

23 S 3. Section 2 of part D of chapter 58 of the laws of 2009, amending
24 the public health law and other laws relating to Medicaid reimbursements
25 to residential health care facilities, is amended to read as follows:

26 S 2. Notwithstanding paragraph (b) of subdivision 2-b of section 2808
27 of the public health law or any other contrary provision of law, with
28 regard to adjustments to medicaid rates of payment for inpatient
29 services provided by residential health care facilities for the period
30 April 1, 2009 through March 31, 2010, made pursuant to paragraph (b) of
31 subdivision 2-b of section 2808 of the public health law, the commis-
32 sioner of health and the director of the budget shall, upon a determi-
33 nation that such adjustments, including the application of adjustments
34 authorized by the provisions of paragraph (g) of subdivision 2-b of
35 section 2808 of the public health law, shall result in an aggregate
36 increase in total Medicaid rates of payment for such services for such
37 period that is less than or more than two hundred ten million dollars
38 (\$210,000,000), make such proportional adjustments to such rates as are
39 necessary to result in an increase of such aggregate expenditures of two
40 hundred ten million dollars (\$210,000,000), and provided further, howev-
41 er, that the operating component of such rates for the period April 1,
42 2009 through March 31, 2010 shall not be subject to case mix adjustments
43 pursuant to subparagraph (ii) of paragraph (b) of subdivision 2-b of
44 section 2808 of the public health law, as otherwise scheduled pursuant
45 to such subparagraph for January of 2010, and provided further, however,
46 that notwithstanding [subdivision 2-c of] section 2808 of the public
47 health law or any other contrary provision of law, with regard to
48 adjustments to inpatient rates of payment made pursuant to [subdivision
49 2-c of] section 2808 of the public health law for inpatient services
50 provided by residential health care facilities for the period April 1,
51 2010 through March 31, 2011, the commissioner of health and the director
52 of the budget shall, upon a determination by such commissioner and such
53 director that such rate adjustments shall, prior to the application of
54 any applicable adjustment for inflation, result in an aggregate increase
55 in total Medicaid rates of payment for such services, make such propor-
56 tional adjustments to such rates as are necessary to reduce such total

1 aggregate rate adjustments such that the aggregate total reflects no
2 such increase OR DECREASE. Adjustments made pursuant to this section
3 shall not be subject to subsequent correction or reconciliation.

4 S 4. This act shall take effect immediately.

5 S 2. Severability clause. If any clause, sentence, paragraph, subdivi-
6 sion, section or part of this act shall be adjudged by any court of
7 competent jurisdiction to be invalid, such judgment shall not affect,
8 impair, or invalidate the remainder thereof, but shall be confined in
9 its operation to the clause, sentence, paragraph, subdivision, section
10 or part thereof directly involved in the controversy in which such judg-
11 ment shall have been rendered. It is hereby declared to be the intent of
12 the legislature that this act would have been enacted even if such
13 invalid provisions had not been included herein.

14 S 3. This act shall take effect immediately provided, however, that
15 the applicable effective date of Parts A through E of this act shall be
16 as specifically set forth in the last section of such Parts.