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

10926

I N A S S E M B L Y

May 3, 2010

Introduced by M. of A. V. LOPEZ -- read once and referred to the Committee on Ways and Means

AN ACT to amend the state finance law, in relation to clarifying the definition of the term liabilities with respect to the period for which an appropriation remains in full force and effect

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

Section 1. Subdivision 3 of section 40 of the state finance law, as amended by chapter 169 of the laws of 1994, is amended to read as follows:

3. Every appropriation for whatever purpose which at the close of the fiscal year shall cease to have force and effect except as to liabilities already incurred thereunder shall as to such liabilities continue in force and effect until the dates specified in paragraphs (a), (b), (c) and (d) of this subdivision, on which dates such appropriation shall lapse and no money shall thereafter be paid out of the state treasury or any of its funds or any of the funds under its management pursuant to such appropriation.

(a) Except for appropriations made to THE city university of New York and the state university of New York, all state operations appropriations including special revenue funds-federal appropriations continued pursuant to paragraph (d) of subdivision two of this section shall lapse on the thirtieth day of June immediately following the close of the fiscal year. The appropriations made to the city university of New York or the state university of New York shall lapse on the thirtieth day of September immediately following the close of the fiscal year.

(b) All aid to localities appropriations including special revenue funds-federal appropriations continued pursuant to paragraph (d) of subdivision two of this section shall lapse on the fifteenth day of September immediately following the close of the fiscal year.

(c) All capital projects appropriations shall lapse on the fifteenth day of September immediately following the close of the fiscal year; PROVIDED THAT FOR SUCH APPROPRIATIONS, LIABILITIES INCURRED PURSUANT TO SUCH APPROPRIATIONS SHALL BE DEEMED TO INCLUDE PAYMENTS FOR WORK

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

LBD17131-01-0

PERFORMED AND/OR MATERIALS FURNISHED, DURING THE FISCAL YEAR AND IN THE PERIOD FROM THE CLOSE OF SUCH FISCAL YEAR UNTIL THE FIFTEENTH DAY OF SEPTEMBER IMMEDIATELY FOLLOWING THE CLOSE OF THE FISCAL YEAR, PURSUANT TO CONTRACTS MADE AND AWARDED BY THE STATE.

(d) All other appropriations shall lapse on the fifteenth day of September immediately following the close of the fiscal year.

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.