

6856

I N S E N A T E

February 17, 2010

Introduced by Sen. MONTGOMERY -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

AN ACT to amend the executive law and the state finance law, in relation to requiring reports by state agencies relating to certain grants and expenditures made to community based organizations

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

- 1 Section 1. Section 164 of the executive law, as amended by chapter 833  
2 of the laws of 1965, is amended to read as follows:  
3 S 164. Reports by and to the department. 1. Each department, other  
4 than the executive department, shall make an annual report to the gover-  
5 nor and legislature on or before the fifteenth day of May, for the  
6 preceding calendar year. It shall contain such information concerning  
7 the department and its several divisions, bureaus, offices, agencies and  
8 institutions, and their activities and affairs, and such recommenda-  
9 tions, as the head of the department shall deem necessary or proper, and  
10 any matters required by express provision of law to be included in such  
11 report. A department also shall make such other and special reports as  
12 the governor or either house of the legislature may require. From time  
13 to time, the head of a department may require from any board, commission  
14 or other body in the department or from any subordinate officer or  
15 employee, division or bureau of the department, or from any institution  
16 subject to the supervision of the department, or from any agency of the  
17 department, such reports or information as such head may deem necessary.  
18 Unless expressly authorized by the head of the department, there shall  
19 be hereafter no separate report, annual or otherwise, directly to the  
20 legislature or governor by any such board, commission, body, officer,  
21 division, bureau, institution or agency notwithstanding any existing  
22 provision of law authorizing or requiring such report.  
23 2. IN ADDITION TO THE ANNUAL REPORT REQUIRED BY THIS SECTION, EACH  
24 DEPARTMENT, INCLUDING THE EXECUTIVE DEPARTMENT, SHALL MAKE AN ADDITIONAL  
25 REPORT TO THE LEGISLATURE BY MARCH FIRST OF EACH YEAR RELATING TO  
26 DISTRIBUTION OF FUNDS AND GRANTS TO COMMUNITY BASED ORGANIZATIONS BY OR  
27 THROUGH SUCH DEPARTMENT. SUCH REPORT SHALL PROVIDE A LISTING OF RECIPI-

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

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1 ENTS, BY ZIP CODE, OF GRANTS, AWARDS OR FUNDS APPROPRIATED FOR SERVICES  
2 AND PROGRAMS WHICH ARE MADE TO ORGANIZATIONS WHICH PROVIDE SERVICES ON A  
3 LOCAL BASIS PURSUANT TO PROGRAMS ESTABLISHED BY LAW.

4 S 2. Section 14 of the state finance law is amended to read as  
5 follows:

6 S 14. Departmental statements. In addition to the annual department  
7 reports prescribed by law, the head of each department of the state, on  
8 or before the fifteenth day of October in each year, shall submit to the  
9 governor a statement of the sources, amounts and disposition of all  
10 money received by such department, its divisions, bureaus or officers  
11 for the preceding fiscal year other than money appropriated for such  
12 department by the legislature or money which was paid by such department  
13 into the treasury. Such statement shall include a description of the  
14 nature and the amount of each fund, if any, then under the supervision  
15 or control of such department or the head thereof or under the super-  
16 vision or control of any division, bureau, commission, board or other  
17 organization therein or under the supervision or control of the head or  
18 any other officer of such division, bureau, commission, board or organ-  
19 ization, which was derived from any source whether or not deposited in  
20 the treasury, a citation of the statute authorizing the creation or  
21 establishment of each such fund and the nature and amount of any  
22 payments made therefrom during the preceding fiscal year. The director  
23 of the budget in the executive department shall make rules, which shall  
24 be approved by the governor, regulating the form and contents of such  
25 statements. Copies of such statements shall be simultaneously furnished  
26 to the senate finance committee and the assembly ways and means commit-  
27 tee for their information.

28 The governor, in such form and with such explanation as he may desire,  
29 shall transmit to the legislature, with the annual budget, a recapitu-  
30 lation or summary of the information contained in such statements  
31 arranged under appropriate headings for each department. The provisions  
32 of this section shall not apply to any funds received by the superinten-  
33 dent of banks or the superintendent of insurance in a fiduciary capacity  
34 or to the state teachers' retirement fund, or any state employees'  
35 retirement and pension fund, but such exemption from the application of  
36 this section shall not affect any other provision of law requiring a  
37 report or statement of such funds.

38 IN ADDITION TO THE ANNUAL REPORT REQUIRED BY THIS SECTION, EACH  
39 DEPARTMENT, INCLUDING THE EXECUTIVE DEPARTMENT, SHALL MAKE AN ADDITIONAL  
40 REPORT TO THE LEGISLATURE BY MARCH FIRST OF EACH YEAR RELATING TO  
41 DISTRIBUTION OF FUNDS AND GRANTS TO COMMUNITY BASED ORGANIZATIONS BY OR  
42 THROUGH SUCH DEPARTMENT. SUCH REPORT SHALL PROVIDE A LISTING OF RECIPI-  
43 ENTS, BY ZIP CODE, OF GRANTS, AWARDS OR FUNDS APPROPRIATED FOR SERVICES  
44 AND PROGRAMS WHICH ARE MADE TO ORGANIZATIONS WHICH PROVIDE SERVICES ON A  
45 LOCAL BASIS PURSUANT TO PROGRAMS ESTABLISHED BY LAW.

46 S 3. This act shall take effect immediately.