

S. 7689

A. 10924

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

May 3, 2010

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IN SENATE -- Introduced by COMMITTEE ON RULES -- (at request of the Governor) -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

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

AN ACT making appropriations for the support of government; to amend chapter 20 of the laws of 2010, relating to making appropriations for the support of government; to amend chapter 46 of the laws of 2010, relating to making appropriations for the support of government; and to amend chapter 47 of the laws of 2010, relating 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. Legislative intent. The legislature hereby finds and  
2     declares that the enactment of these appropriations provides sufficient  
3     authority to the comptroller for the purpose of making payments for the  
4     purposes described herein until such time as appropriation bills submitted  
5     by the governor pursuant to article VII of the state constitution  
6     for the support of government for the state fiscal year beginning April  
7     1, 2010 are enacted.

8     S 2. Section 2 of chapter 20 of the laws of 2010, relating to making  
9     appropriations for the support of government, as amended by chapter 47  
10    of the laws of 2010, is amended to read as follows:

11    S 2. The sum of [nine] ONE BILLION TWO hundred [eighty-seven] THIRTY-  
12    NINE million [four] THREE hundred [seventy-three] SEVENTY-EIGHT thousand  
13    dollars [(\$987,473,000)] (\$1,239,378,000), or so much thereof as shall  
14    be sufficient to accomplish the purpose designated, is hereby appropriated  
15    and authorized to be paid as hereinafter provided, to the public  
16    officers and for the purposes specified, which amount shall be available  
17    for the state fiscal year beginning April 1, 2010.

18                   ALL STATE DEPARTMENTS AND AGENCIES

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

LBD12222-02-0

1 For the purpose of making payments for  
2 personal service, including liabilities  
3 incurred prior to April 1, 2010, on the  
4 payrolls scheduled to be paid during the  
5 period April 1 through May [6] 12, 2010 to  
6 state officers and employees of the execu-  
7 tive branch, including the governor, lieu-  
8 tenant governor, comptroller and attorney  
9 general; to officers and employees of the  
10 judiciary; and to officers and employees  
11 of the legislature, including payments to  
12 the members of the senate and assembly  
13 under sections 5 and 5-a of the legisla-  
14 tive law; and payments for services  
15 performed by mentally ill or develop-  
16 mentally disabled persons who are employed  
17 in state-operated special employment,  
18 work-for-pay or sheltered workshop  
19 programs; consistent with section 8 of  
20 part A of chapter 10 of the laws of 2008,  
21 section 3 of chapter 114 of the laws of  
22 2008 and section 4 of chapter 49 of the  
23 laws of 2008, and notwithstanding any  
24 contrary provision of law, including  
25 provisions of article 14 of the civil  
26 service law or collective bargaining  
27 agreement entered into by the state pursu-  
28 ant thereto, the amounts to be paid to  
29 state officers and employees of the execu-  
30 tive branch for personal service shall not  
31 be based on amounts applicable pursuant to  
32 subparagraph (4) of paragraph a of subdivi-  
33 sion 1, subparagraph (4) of paragraph c  
34 of subdivision 1, or subparagraph (4) of  
35 paragraph e of subdivision 1 of section  
36 130 of the civil service law; or subpara-  
37 graph (4) of paragraph a of subdivision 2,  
38 or subparagraph (8) of paragraph a of  
39 subdivision 2 of section 215 of the execu-  
40 tive law; or subparagraph (4) of paragraph  
41 a of subdivision 2 of section 216 of the  
42 executive law, insofar as such subpara-  
43 graphs provide for a general salary  
44 increase of four percent ... [987,473,000] 1,239,378,000  
45 =====

46 S 3. Section 3 of chapter 20 of the laws of 2010, relating to making  
47 appropriations for the support of government, as amended by chapter 47  
48 of the laws of 2010, is amended to read as follows:  
49 S 3. The sum of [ninety-two] ONE HUNDRED THIRTEEN million [one hundred  
50 fifty-one] FORTY-FOUR thousand dollars [(\$92,151,000)] (\$113,044,000),  
51 or so much thereof as shall be sufficient to accomplish the purpose  
52 designated, is hereby appropriated out of any moneys in the general fund  
53 to the credit of the state purposes account not otherwise appropriated  
54 for the purpose of paying to the social security contribution fund, the  
55 state's share, as employer, of the payroll tax for payrolls scheduled to

1 be paid during the period April 1 through May [6] 12, 2010, including  
2 liabilities incurred prior to April 1, 2010 .....  
3 ..... [92,151,000] 113,044,000  
4 =====

5 S 4. Section 4 of chapter 20 of the laws of 2010, relating to making  
6 appropriations for the support of government, as amended by chapter 47  
7 of the laws of 2010, is amended to read as follows:

8 S 4. The sum of [fifty-three] SEVENTY-SEVEN thousand dollars  
9 [(\$53,000)] (\$77,000), or so much thereof as shall be sufficient to  
10 accomplish the purpose designated, is hereby appropriated out of any  
11 moneys in the general fund to the credit of the state purposes account  
12 not otherwise appropriated for payments to the teachers insurance and  
13 annuity association and college retirement equities fund associated with  
14 individuals working in the education department, the higher education  
15 services corporation, and the state university of New York construction  
16 fund. Notwithstanding any other provisions of law to the contrary, the  
17 comptroller is hereby authorized and directed to utilize this appropri-  
18 ation for the purpose of making scheduled teachers insurance and annuity  
19 association and college retirement equities fund payments .....  
20 ..... [53,000] 77,000  
21 =====

22 S 5. Section 5 of chapter 20 of the laws of 2010, relating to making  
23 appropriations for the support of government, as amended by chapter 47  
24 of the laws of 2010, is amended to read as follows:

25 S 5. The amount specified in this section, or so much thereof as shall  
26 be sufficient to accomplish the purpose designated, is hereby appropri-  
27 ated and authorized to be paid as hereinafter provided, to the public  
28 officers and for the purposes specified, which amount shall be available  
29 for the state fiscal year beginning April 1, 2010.

30 ALL STATE DEPARTMENTS AND AGENCIES

31 For the payment of state operations nonper-  
32 sonal service liabilities, including the  
33 legislature, INCLUDING CONTRACTS APPROVED  
34 PRIOR TO, ON, AND AFTER APRIL 1, 2010 FOR  
35 PROJECT LIABILITIES incurred in the ordi-  
36 nary course of business, during the period  
37 April 1 through May [2] 9, 2010, pursuant  
38 to existing state law and for purposes for  
39 which the legislature authorized the  
40 expenditure of moneys during the 2009-2010  
41 state fiscal year; provided, however, that  
42 nothing contained herein shall be deemed  
43 to limit or restrict the power or authori-  
44 ty of state departments or agencies to  
45 conduct their activities or operations in  
46 accordance with existing law, and further  
47 provided that nothing contained herein  
48 shall be deemed to supersede, nullify or  
49 modify the provisions of section 40 of the  
50 state finance law prescribing when appro-  
51 priations made for the 2009-2010 state

1     fiscal year shall have ceased to have  
2     force and effect ..... [65,000,000]     85,000,000  
3   =====

4     S 6. Section 6 of chapter 46 of the laws of 2010, relating to making  
5     appropriations for the support of government, as amended by chapter 47  
6     of the laws of 2010, is amended to read as follows:

7     S 6. The amount specified in this section, or so much thereof as shall  
8     be sufficient to accomplish the purpose designated, is hereby appropri-  
9     ated and authorized to be paid as hereinafter provided to the respective  
10    public officers and for the purpose specified, which amount shall be  
11    available for the state fiscal year beginning April 1, 2010.

12   THE JUDICIARY

13    For the payment of state operations nonpersonal service liabilities,  
14    the sum of [thirty-seven] THIRTY-NINE million dollars [(\$37,000,000)]  
15    (\$39,000,000), or so much thereof as shall be sufficient to accomplish  
16    the purpose designated, is hereby appropriated to the judiciary out of  
17    any moneys in the general fund to the credit of the state purposes  
18    account not otherwise appropriated. The comptroller is hereby authorized  
19    and directed to utilize this appropriation for the purpose of making  
20    payments for nonpersonal service liabilities incurred by the judiciary  
21    from April 1 through May [2] 9, 2010 ..... [37,000,000] 39,000,000  
22   =====

23    S 7. Section 6 of chapter 20 of the laws of 2010, relating to making  
24    appropriations for the support of government, as amended by chapter 47  
25    of the laws of 2010, is amended to read as follows:

26    S 6. The amount specified in this section, or so much thereof as shall  
27    be sufficient to accomplish the purpose designated, is hereby appropri-  
28    ated and authorized to be paid as hereinafter provided, to the public  
29    officers and for the purposes specified, which amount shall be available  
30    for the state fiscal year beginning April 1, 2010.

31    AMERICAN RECOVERY AND REINVESTMENT ACT (CCP) ... ..... 80,000,000  
32   -----

33    Federal Capital Projects Fund - 291  
34    American Recovery and Reinvestment Act Purpose

35    The sum of forty million dollars (\$40,000,000), or so much thereof as  
36    shall be sufficient to accomplish the purpose designated, is hereby  
37    appropriated for contracts approved prior to April 1, 2010 for the  
38    payment by the state of the federal share of transportation related  
39    capital projects liabilities funded by the American Recovery and Rein-  
40    vestment Act of 2009 incurred in the ordinary course of business from  
41    April 1 through May [2] 9, 2010, pursuant to existing state law and for  
42    purposes for which the legislature authorized the expenditures of money  
43    during the 2009-2010 fiscal year; provided, however, that nothing  
44    contained herein shall be deemed to limit or restrict the power or  
45    authority of state departments or agencies to conduct their activities  
46    or operations in accordance with existing law, and further provided that  
47    nothing contained herein shall be deemed to supersede, nullify, or modi-  
48    fy the provisions of section 40 of the state finance law prescribing  
49    when appropriations made for the 2009-2010 fiscal year shall have ceased

1 to have force and effect. Funds appropriated herein shall be subject to  
2 all applicable reporting and accountability requirements contained in  
3 such act ..... 40,000,000  
4 =====

5 The sum of forty million dollars (\$40,000,000), or so much thereof as  
6 shall be sufficient to accomplish the purpose designated, is hereby  
7 appropriated for contracts approved for purposes for which the legisla-  
8 ture authorized the expenditures of money during the 2009-2010 fiscal  
9 year. An amount up to forty million dollars (\$40,000,000) shall be  
10 available for the payment by the state of the federal share of related  
11 transportation capital projects liabilities, funded by the American  
12 Recovery and Reinvestment Act of 2009 incurred in the ordinary course of  
13 business during the period from April 1 through May [2] 9, 2010 for  
14 contracts approved during the period April 1 through May [2] 9, 2010,  
15 provided, however, that nothing contained herein shall be deemed to  
16 limit or restrict the power or authority of state departments or agen-  
17 cies to conduct their activities or operations in accordance with exist-  
18 ing law, and further provided that nothing contained herein shall be  
19 deemed to supersede, nullify, or modify the provisions of section 40 of  
20 the state finance law prescribing when appropriations made for the  
21 2009-2010 fiscal year shall have ceased to have force and effect. Funds  
22 appropriated herein shall be subject to all applicable reporting and  
23 accountability requirements contained in such act ..... 40,000,000  
24 =====

25 S 8. Section 7 of chapter 20 of the laws of 2010, relating to making  
26 appropriations for the support of government, as amended by chapter 47  
27 of the laws of 2010, is amended to read as follows:

28 S 7. The amount specified in this section, or so much thereof as shall  
29 be sufficient to accomplish the purpose designated, is hereby appropri-  
30 ated and authorized to be paid as hereinafter provided, to the public  
31 officers and for the purposes specified, which amount shall be available  
32 for the state fiscal year beginning April 1, 2010.

33 The sum of [ten] TWENTY million dollars [(\$10,000,000)] (\$20,000,000),  
34 or so much thereof as shall be sufficient to accomplish the purpose  
35 designated, is hereby appropriated for contracts approved in accordance  
36 with section 112 of the state finance law for purposes for which the  
37 legislature authorized the expenditures of money during the 2009-2010  
38 fiscal year. An amount up to [ten] TWENTY million dollars  
39 [(\$10,000,000)] (\$20,000,000) shall be available for the payment of  
40 capital projects liabilities, including any contractual services liabil-  
41 ities of the engineering services fund, incurred to address emergency  
42 health and safety needs as certified by the director of budget during  
43 the period from April 1 through May [2] 9, 2010 [for contracts approved  
44 during the period April 1 through May 2, 2010], provided, however, that  
45 nothing contained herein shall be deemed to limit or restrict the power  
46 or authority of state departments or agencies to conduct their activ-  
47 ities or operations in accordance with existing law, and further  
48 provided that nothing contained herein shall be deemed to supersede,  
49 nullify, or modify the provisions of section 40 of the state finance law  
50 prescribing when appropriations made for the 2009-2010 fiscal year shall  
51 have ceased to have force and effect ..... [10,000,000] 20,000,000  
52 =====

1 S 9. Section 9 of chapter 47 of the laws of 2010, relating to making  
2 appropriations for the support of government, is amended to read as  
3 follows:

4 S 9. The amount specified in this section, or so much thereof as shall  
5 be sufficient to accomplish the purpose designated, is hereby appropri-  
6 ated and authorized to be paid as hereinafter provided, to the public  
7 officers and for the purposes specified, which amount shall be available  
8 for the state fiscal year beginning April 1, 2010.

9 DEPARTMENT OF TRANSPORTATION

10 FEDERAL AID HIGHWAYS FEDERAL PURPOSE ..... 40,000,000  
11 -----

12 Federal Capital Projects Fund - 291  
13 Federal Aid Highways Purpose

14 The sum of forty million dollars (\$40,000,000), or so much thereof as  
15 shall be sufficient to accomplish the purpose designated, is hereby  
16 appropriated for contracts approved prior to April 1, 2010 for the  
17 payment by the state of the federal share of transportation related  
18 capital projects liabilities as provided for in the Safe, Accountable,  
19 Flexible, Efficient Transportation Equity Act: A Legacy for Users and  
20 any successive legislation incurred in the ordinary course of business  
21 from April 1 through May [2] 9, 2010, for projects that do not contain  
22 any state funding shares, pursuant to existing state law and for  
23 purposes for which the legislature authorized the expenditures of money  
24 during the 2009-2010 fiscal year; provided, however, that nothing  
25 contained herein shall be deemed to limit or restrict the power or  
26 authority of state departments or agencies to conduct their activities  
27 or operations in accordance with existing law, and further provided that  
28 nothing contained herein shall be deemed to supersede, nullify, or modi-  
29 fy the provisions of section 40 of the state finance law prescribing  
30 when appropriations made for the 2009-2010 fiscal year shall have ceased  
31 to have force and effect. Funds appropriated herein shall not be avail-  
32 able for the payment of liabilities funded by the American Recovery and  
33 Reinvestment Act of 2009 ..... 40,000,000  
34 =====

35 S 10. The several amounts specified in this section, or so much there-  
36 of as shall be sufficient to accomplish the purposes designated, are  
37 hereby appropriated and authorized to be paid as hereinafter provided,  
38 to the respective public officers and for the several purposes speci-  
39 fied, which amounts shall be available for the state fiscal year begin-  
40 ning April 1, 2010.

41 DEPARTMENT OF HEALTH

42 MEDICAL ASSISTANCE PROGRAM ..... 1,504,000,000  
43 -----

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

46 For the medical assistance program, exclu-  
47 sive of expenses incurred by local

1 districts for administration of the  
2 medical assistance program and for medical  
3 care rates for authorized child care agen-  
4 cies.

5 The money hereby appropriated is to be  
6 available for payment of aid heretofore  
7 accrued to municipalities, and to provid-  
8 ers of medical services pursuant to  
9 section 367-b of the social services law,  
10 and for payment of state aid to munici-  
11 palities and to providers of family care  
12 where payment systems through the fiscal  
13 intermediaries are not operational, and  
14 shall be available to the department net  
15 of disallowances, refunds, reimbursements,  
16 and credits.

17 Notwithstanding any inconsistent provision  
18 of law, moneys hereby appropriated may be  
19 used for transfer to the federal revenue  
20 maximization contract fund, pursuant to  
21 the provisions of the state finance law.

22 Notwithstanding any inconsistent provision  
23 of law, the moneys hereby appropriated may  
24 be increased or decreased by interchange  
25 with any appropriation of the department  
26 of health medical assistance adminis-  
27 tration program and/or medical assistance  
28 program, and may be increased or decreased  
29 by transfer or suballocation between these  
30 appropriated amounts and appropriations of  
31 the department of social services or its  
32 successor agencies with the approval of  
33 the director of the budget, who shall file  
34 such approval with the department of audit  
35 and control and copies thereof with the  
36 chairman of the senate finance committee  
37 and the chairman of the assembly ways and  
38 means committee.

39 Notwithstanding any inconsistent provision  
40 of law, the money hereby appropriated  
41 shall not be used for any existing rates,  
42 fees, fee schedules, or procedures which  
43 may affect the cost of care and services  
44 provided by personal care providers, case  
45 managers, health maintenance organiza-  
46 tions, out of state medical facilities  
47 which provide care and services to resi-  
48 dents of the state, providers of transpor-  
49 tation services, that are altered,  
50 amended, adjusted or otherwise changed by  
51 a local social services district unless  
52 previously approved by the department of  
53 health and the director of the budget.

54 For services and expenses of the medical  
55 assistance program including hospital  
56 inpatient services ..... 82,000,000

|    |  |             |
|----|--|-------------|
| 1  | For services and expenses of the medical     |             |
| 2  | assistance program including hospital        |             |
| 3  | outpatient and emergency room services ..... | 15,000,000  |
| 4  | For services and expenses of the medical     |             |
| 5  | assistance program including clinic          |             |
| 6  | services .....                               | 14,000,000  |
| 7  | For services and expenses of the medical     |             |
| 8  | assistance program including nursing home    |             |
| 9  | services .....                               | 148,000,000 |
| 10 | For services and expenses of the medical     |             |
| 11 | assistance program including other long      |             |
| 12 | term care services .....                     | 111,000,000 |
| 13 | For services and expenses of the medical     |             |
| 14 | assistance program including managed care    |             |
| 15 | services .....                               | 124,000,000 |
| 16 | For services and expenses of the medical     |             |
| 17 | assistance program including pharmacy        |             |
| 18 | services .....                               | 65,000,000  |
| 19 | For services and expenses of the medical     |             |
| 20 | assistance program including transporta-     |             |
| 21 | tion services .....                          | 6,000,000   |
| 22 | For services and expenses of the medical     |             |
| 23 | assistance program including dental          |             |
| 24 | services .....                               | 3,000,000   |
| 25 | For services and expenses of the medical     |             |
| 26 | assistance program including non-institu-    |             |
| 27 | tional and other spending .....              | 32,000,000  |
| 28 |  | -----       |
| 29 | Program account subtotal .....               | 600,000,000 |
| 30 |  | -----       |

31 Special Revenue Funds - Federal / Aid to Localities  
32 Federal Health, Education and Human Services Fund - 265  
33 Medicaid Direct Account

34 For services and expenses for the medical  
35 assistance program, excluding administra-  
36 tive expenses, pursuant to title XIX of  
37 the federal social security act or its  
38 successor program.

39 The moneys hereby appropriated are to be  
40 available for payment of aid heretofore  
41 accrued to municipalities, and to provid-  
42 ers of medical services pursuant to  
43 section 367-b of the social services law,  
44 and for payment of state aid to munici-  
45 palities and to providers of family care  
46 where payment systems through the fiscal  
47 intermediaries are not operational, and  
48 shall be available to the department net  
49 of disallowances, refunds, reimbursements,  
50 and credits.

|    |  |            |
|----|--|------------|
| 51 | For services and expenses of the medical |            |
| 52 | assistance program including hospital    |            |
| 53 | inpatient services .....                 | 90,000,000 |



|    |  |             |
|----|--|-------------|
| 1  | For services and expenses of the medical     |             |
| 2  | assistance program including hospital        |             |
| 3  | outpatient and emergency room services ..... | 15,000,000  |
| 4  | For services and expenses of the medical     |             |
| 5  | assistance program including clinic          |             |
| 6  | services .....                               | 15,000,000  |
| 7  | For services and expenses of the medical     |             |
| 8  | assistance program including nursing home    |             |
| 9  | services .....                               | 163,000,000 |
| 10 | For services and expenses of the medical     |             |
| 11 | assistance program including other long      |             |
| 12 | term care services .....                     | 123,000,000 |
| 13 | For services and expenses of the medical     |             |
| 14 | assistance program including managed care    |             |
| 15 | services .....                               | 137,000,000 |
| 16 | For services and expenses of the medical     |             |
| 17 | assistance program including pharmacy        |             |
| 18 | services .....                               | 72,000,000  |
| 19 | For services and expenses of the medical     |             |
| 20 | assistance program including transporta-     |             |
| 21 | tion services .....                          | 6,000,000   |
| 22 | For services and expenses of the medical     |             |
| 23 | assistance program including dental          |             |
| 24 | services .....                               | 4,000,000   |
| 25 | For services and expenses of the medical     |             |
| 26 | assistance program including non-institu-    |             |
| 27 | tional and other spending .....              | 35,000,000  |
| 28 |  | -----       |
| 29 | Program account subtotal .....               | 660,000,000 |
| 30 |  | -----       |

31 Special Revenue Funds - Federal / Aid to Localities  
32 Federal Health and Human Services Fund - 265  
33 Medicaid Direct Account

|    |  |             |
|----|--|-------------|
| 34 | For services and expenses of the medical   |             |
| 35 | assistance program including hospital      |             |
| 36 | inpatient, hospital outpatient and emer-   |             |
| 37 | gency room, clinic, nursing home, other    |             |
| 38 | long term care, managed care, pharmacy,    |             |
| 39 | transportation, dental, non-institutional  |             |
| 40 | and other spending, medical services       |             |
| 41 | provided at state facilities operated by   |             |
| 42 | the office of mental health, the office of |             |
| 43 | mental retardation and developmental disa- |             |
| 44 | bilities and the office of alcoholism and  |             |
| 45 | substance abuse services and for any other |             |
| 46 | medical assistance services resulting from |             |
| 47 | an increase in the federal medical assist- |             |
| 48 | ance percentage .....                      | 190,000,000 |
| 49 |  | -----       |
| 50 | Program account subtotal .....             | 190,000,000 |
| 51 |  | -----       |

52 Special Revenue Funds - Other / Aid to Localities  
53 Miscellaneous Special Revenue Fund - 339

## 1 Medical Assistance Account

2 For the purpose of making payments to  
3 providers of medical care pursuant to  
4 section 367-b of the social services law,  
5 and for payment of state aid to munici-  
6 palities and the federal government where  
7 payment systems through fiscal interme-  
8 diaries are not operational, to reimburse  
9 such providers for costs attributable to  
10 the provision of care to patients eligible  
11 for medical assistance.  
12 For services and expenses of the medical  
13 assistance program including nursing home,  
14 personal care, certified home health agen-  
15 cy and long term home health care program  
16 and hospital services ..... 54,000,000  
17 -----  
18 Program account subtotal ..... 54,000,000  
19 -----

20 S 11. The amount specified in this section, or so much thereof as  
21 shall be sufficient to accomplish the purposes designated, is hereby  
22 appropriated and authorized to be paid as hereinafter provided, to the  
23 respective public officers and for the several purposes specified, which  
24 amount shall be available for the state fiscal year beginning April 1,  
25 2010.

## 26 DEPARTMENT OF LABOR

27 UNEMPLOYMENT INSURANCE BENEFIT PROGRAM ..... 202,000,000  
28 -----  
29 Enterprise Funds / State Operations  
30 Unemployment Insurance Benefit Fund - 481

31 For payment of unemployment insurance bene-  
32 fits pursuant to article 18 of the labor  
33 law or as authorized by the Federal  
34 government through the disaster unemploy-  
35 ment assistance program ..... 202,000,000  
36 -----

37 EMPLOYMENT AND TRAINING PROGRAM ..... 4,000,000  
38 -----

39 Special Revenue Funds - Federal / Aid to Localities  
40 Federal Workforce Investment Act Fund - 486  
41 Federal Emergency Employment Act Account

42 For the administration and operation of  
43 employment and training programs as funded  
44 by grants under the workforce investment  
45 act, public law 105-220, including grants  
46 to other governmental units, community-  
47 based organizations, non-profit and for  
48 profit organizations, and suballocations

1 to state departments and agencies, and a  
2 portion may be transferred to state oper-  
3 ations, according to the following:  
4 For services and expenses of adult, youth  
5 and dislocated worker employment and  
6 training local workforce investment area  
7 programs and statewide rapid response  
8 activities ..... 4,000,000  
9 -----

10 S 12. The amount specified in this section, or so much thereof as  
11 shall be sufficient to accomplish the purpose designated, is hereby  
12 appropriated and authorized to be paid as hereinafter provided, to the  
13 respective public officers and for the purpose specified, which amount  
14 shall be available for the state fiscal year beginning April 1, 2010.

15 MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

16 PAYMENT TO THE CITY OF NEW YORK

17 Local Government Assistance Tax Fund - 364

18 For payment to the city of New York pursuant to section  
19 3238-a of the public authorities law upon audit and  
20 warrant of the comptroller. The amount appropriated  
21 herein shall constitute fulfillment of the state's obli-  
22 gation for the fiscal year of the city of New York  
23 ending June 30, 2010 ..... 170,000,000  
24 =====

25 S 13. No expenditure may be made from any appropriation in this act,  
26 until a certificate of approval has been issued by the director of the  
27 budget and a copy of such certificate shall have been filed with the  
28 state comptroller, the chairman of the senate finance committee and the  
29 chairman of the assembly ways and means committee provided, however,  
30 that any expenditures from any appropriation in this act made by the  
31 legislature or judiciary shall not require such certificate.

32 S 14. All expenditures and disbursements made against the appropri-  
33 ations in this act shall, upon final action by the legislature on appro-  
34 priation bills submitted by the governor pursuant to article VII of the  
35 state constitution for the support of government for the state fiscal  
36 year beginning April 1, 2010, be transferred by the comptroller as  
37 expenditures and disbursements to such appropriations for all state  
38 departments, agencies, the legislature and the judiciary, as applicable,  
39 in amounts equal to the amounts charged against the appropriations in  
40 this act for each such department, agency, the legislature and the judi-  
41 ciary.

42 S 15. Severability clause. If any clause, sentence, paragraph, subdi-  
43 vision, section or part of this act shall be adjudged by any court of  
44 competent jurisdiction to be invalid, such judgment shall not affect,  
45 impair, or invalidate the remainder thereof, but shall be confined in  
46 its operation to the clause, sentence, paragraph, subdivision, section  
47 or part thereof directly involved in the controversy in which such judg-  
48 ment shall have been rendered. It is hereby declared to be the intent of

1 the legislature that this act would have been enacted even if such  
2 invalid provisions had not been included herein.

3 S 16. This act shall take effect immediately and shall be deemed to  
4 have been in full force and effect on and after April 1, 2010; provided,  
5 however, that upon the transfer of expenditures and disbursements by the  
6 comptroller as provided in section fourteen of this act, the appropri-  
7 ations made by this act and subject to such section shall be deemed  
8 repealed.