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

S. 6253 A. 9053

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

January 17, 2012

IN SENATE -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read twice and ordered printed, and when printed to be committed to the Committee on Finance

IN ASSEMBLY -- A BUDGET BILL, submitted by the Governor pursuant to article seven of the Constitution -- read once and referred to the Committee on Ways and Means

AN ACT making appropriations for the support of government

AID TO LOCALITIES BUDGET

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

Section 1. a) The several amounts specified in this chapter for aid to localities, or so much thereof as shall be sufficient to accomplish the purposes designated by the appropriations, are hereby appropriated and authorized to be paid as hereinafter provided, to the respective public officers and for the several purposes specified.

b) Where applicable, appropriations made by this chapter for expenditures from federal grants for aid to localities may be allocated for spending from federal grants for any grant period beginning, during, or prior to, the state fiscal year beginning on April 1, 2012 except as otherwise noted.

c) The several amounts named herein, or so much thereof as shall be sufficient to accomplish the purpose designated, being the undisbursed and/or unexpended balances of the prior year's appropriations, are hereby reappropriated from the same funds and made available for the same purposes as the prior year's appropriations, unless herein amended, for the fiscal year beginning April 1, 2012. Certain reappropriations in this chapter are shown using abbreviated text, with three leader dots (an ellipsis) followed by three spaces (...) used to indicate where existing law that is being continued is not shown. However, unless a change is clearly indicated by the use of brackets [-] for deletions and underscores for additions, the purposes, amounts, funding source and all

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

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other aspects pertinent to each item of appropriation shall be as last appropriated.

For the purpose of complying with the state finance law, the year, chapter and section of the last act reappropriating a former original appropriation or any part thereof is, unless otherwise indicated, chapter 53, section 1 or 2, of the laws of 2011.

d) No moneys appropriated by this chapter shall be available for payment until a certificate of approval has been issued by the director of the budget, who shall file such certificate with the department of audit and control, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee.

e) The appropriations contained in this chapter shall be available for the fiscal year beginning on April 1, 2012 except as otherwise noted.

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	112,311,500	8,548,400
Special Revenue Funds - Federal	114,985,000	127,852,000
Special Revenue Funds - Other	980,000	0
All Funds	228,276,500	136,400,400

SCHEDULE

COMMUNITY SERVICES PROGRAM 228,276,500

General Fund
Local Assistance Account

For services and expenses, including the payment of liabilities incurred prior to April 1, 2012, related to the community services elderly grant program. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purposes of such expenditures and the allocation of funds among the counties. Notwithstanding any provision of law, rule or regulation to the contrary, subject to the approval of the director of the budget, funds appropriated herein for the community services for the elderly program (CSE) and the expanded in-home services for the elderly program (EISEP) may be used in accordance with a waiver or reduction in county maintenance of effort requirements established pursuant to section 214 of the elder law, except for base year expenditures. To the extent that funds hereby appropriated are sufficient to exceed the per capita limit established in section 214 of the elder law, the excess funds shall be available to supplement the existing per capita level in a uniform manner consistent with statutory allocations 15,312,000

For planning and implementation, including the payment of liabilities incurred prior to April 1, 2012, of a program of expanded in-home, case management and ancillary community services for the elderly

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

(EISEP). No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purposes of such expenditures and the allocation of funds among the counties, including the city of New York 46,035,000

For services and expenses of grants to area agencies on aging for the establishment and operation of caregiver resource centers 353,000

For services and expenses, including the payment of liabilities incurred prior to April 1, 2012, associated with the supplemental nutrition assistance program (SNAP), including a suballocation to the department of agriculture and markets to be transferred to state operations for administrative costs of the farmers market nutrition program. No expenditure shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purpose of such expenditures and the allocation of funds among the counties 21,380,000

Local grants for services and expenses of the long-term care ombudsman program 690,000

For state aid grants to providers of respite services to the elderly. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider 656,000

For state aid grants to providers of social model adult day services. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider 872,000

For state aid grants to naturally occurring retirement communities (NORC). Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be

made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider 1,798,500

For state aid grants to neighborhood naturally occurring retirement communities (NNORC). Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider 1,798,500

For grants in aid to the 59 designated area agencies on aging for transportation operating expenses related to serving the elderly. Funds shall be allocated from this appropriation pursuant to a plan prepared by the director of the state office for the aging and approved by the director of the budget 921,000

Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment, provided however, for the period commencing on April 1, 2012 and ending March 31, 2013 the director shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement, for providers of the following services, as determined by the director of the state office for the aging, expanded in-home services for the elderly program (EISEP), community services for the elderly program (CSE) and the supplemental nutrition assistance program (SNAP). The director of the state office for the aging shall determine the standards and requirements necessary for reimbursement of such increases. Further, all such increases shall be made pursuant to a provider attestation regarding the use of such funds to be provided in the format prescribed by the state office for the aging. Funds shall be allocated from this

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

appropriation pursuant to a plan prepared by the director of the state office for the aging and approved by the director of the budget 14,707,000
For grants to the area agencies on aging for the health insurance information, counseling and assistance program 921,000
For state matching funds for services and expenses to match federally funded model projects and/or demonstration grant programs, a portion of which may be transferred to state operations or to other entities as necessary to meet federal grant objectives 236,000
For the managed care consumer assistance program for the purpose of providing education, outreach, one-on-one counseling, monitoring of the implementation of medicare part D, and assistance with drug appeals and fair hearings related to medicare part D coverage for persons who are eligible for medical assistance and who are also beneficiaries under part D of title XVIII of the federal social security act and for participants of the elderly pharmaceutical insurance coverage program (EPIC) in accordance with the following:
Medicare Rights Center 793,000
New York StateWide Senior Action Council, Inc. 354,000
New York Legal Assistance Group 111,000
Legal Aid Society of New York 111,000
Selfhelp Community Services, Inc. 111,000
Empire Justice Center 155,000
Community Service Society 132,000
For services and expenses of the retired and senior volunteer program (RSVP) 216,500
For services and expenses of the EAC/Nassau senior respite program 118,500
For services and expenses of the home aides of central New York, Inc. senior respite program 71,000
For services and expenses of the New York foundation for senior citizens home sharing and respite care program 86,000
For services and expenses of the foster grandparents program 98,000
For services and expenses related to an elderly abuse education and outreach program in accordance with section 219 of the elder law funding priority shall be

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

given to the renewal of existing contracts with the state office for the aging 245,000
For up to eight community empowerment initiative start up grants to enable communities, neighborhoods, elders and families to develop their own supportive services that enable older persons to "age in place" and stay in their own neighborhoods 122,500
For additional services and expenses related to the enriched social adult day services demonstration project to help older New Yorkers age in place in the community while avoiding spend-down to medicaid. No more than eight and one half percent of the amount appropriated for such purpose may be expended by the office for the aging for services and expenses in connection with the evaluation of the demonstration project which shall be conducted by the center for functional assessment research (CFAR) at the university of Buffalo. An amount not to exceed 10 percent of the allocation may be used for administration for the office 122,500
For services and expenses related to the congregate services initiative. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purposes of such expenditures and the allocation of funds among the counties 403,000
For services and expenses of New York Statewide Senior Action Council, Inc. for the patients' rights hotline and advocacy project 31,500
For services and expenses related to making improvements in the long term care system for the point of entry initiatives, for the purposes of expanding and promoting a more coordinated level of care for the delivery of quality services in the community 3,350,000

Program account subtotal 112,311,500

Special Revenue Funds - Federal
Federal Health and Human Services Fund
FHHS Aid to Localities Account

OFFICE FOR THE AGING

AID TO LOCALITIES 2012-13

For programs provided under the titles of the federal older Americans act and other health and human services programs.
Title III-b social services 26,000,000
Title III-c nutrition programs, including a suballocation to the department of health to be transferred to state operations for nutrition program activities 41,385,000
Title III-e caregivers 12,000,000
Health and human services programs 9,000,000
Nutrition services incentive program 17,000,000

Program account subtotal 105,385,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Office for the Aging Federal Grants Account

For services and expenses related to the provision of aging services programs 600,000

Program account subtotal 600,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Senior Community Service Employment Account

For the senior community service employment program provided under title V of the federal older Americans act 9,000,000

Program account subtotal 9,000,000

Special Revenue Fund - Other
Combined Gifts, Grants and Bequests Fund
Aging Grants and Bequest Account

For services and expenses of the state office for the aging 980,000

Program account subtotal 980,000

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

COMMUNITY SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses, including the payment of liabilities incurred prior to April 1, 2011, associated with the supplemental nutrition assistance program (SNAP), including a suballocation to the department of agriculture and markets to be transferred to state operations for administrative costs of the farmers market nutrition program. No expenditure shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts and purpose of such expenditures and the allocation of funds among the counties ..... 21,380,000 ..... (re. $600,000)
For state aid grants to providers of respite services to the elderly. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ... 656,000 ..... (re. $640,000)
For state aid grants to providers of social model adult day services. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ... 872,000 ..... (re. $845,000)
For state aid grants to naturally occurring retirement communities (NORC). Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ... 2,027,000 ..... (re. $1,690,000)
For state aid grants to neighborhood naturally occurring retirement communities (NNORC). Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ..... 2,027,000 ..... (re. $2,027,000)
For state matching funds for services and expenses to match federally funded model projects and/or demonstration grant programs, a portion of which may be transferred to state operations or to other entities as necessary to meet federal grant objectives ..... 236,000 ..... (re. $236,000)
For the managed care consumer assistance program for the purpose of providing education, outreach, one-on-one counseling, monitoring of the implementation of medicare part D, and assistance with drug appeals and fair hearings related to medicare part D coverage for persons who are eligible for medical assistance and who are also beneficiaries under part D of title XVIII of the federal social

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

security act and for participants of the elderly pharmaceutical insurance coverage program (EPIC) in accordance with the following:
Medicare Rights Center ... 793,000 ..... (re. $595,000)
New York StateWide Senior Action Council, Inc. .....
354,000 ..... (re. $354,000)
New York Legal Assistance Group ... 111,000 ..... (re. $57,000)
Legal Aid Society of New York ... 111,000 ..... (re. $111,000)
Selfhelp Community Services, Inc. ... 111,000 ..... (re. $111,000)
Empire Justice Center ... 155,000 ..... (re. $155,000)
Community Service Society ... 132,000 ..... (re. $132,000)
For up to eight community empowerment initiative start up grants to enable communities, neighborhoods, elders and families to develop their own supportive services that enable older persons to "age in place" and stay in their own neighborhoods .....
122,500 ..... (re. $122,500)
For additional services and expenses related to the enriched social adult day services demonstration project to help older New Yorkers age in place in the community while avoiding spend-down to medicaid. No more than eight and one half percent of the amount appropriated for such purpose may be expended by the office for the aging for services and expenses in connection with the evaluation of the demonstration project which shall be conducted by the center for functional assessment research (CFAR) at the university of Buffalo. An amount not to exceed 10 percent of the allocation may be used for administration for the office ... 122,500 ..... (re. $122,500)
For services and expenses of New York Statewide Senior Action Council, Inc. for the patients' rights hotline and advocacy project .....
31,500 ..... (re. $5,000)

By chapter 54, section 1, of the laws of 2010:
For state aid grants to providers of respite services to the elderly. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ... 656,000 ..... (re. $264,000)
For state aid grants to providers of social model adult day services. Funding priority shall be given to the renewal of existing contracts with the state office for the aging. No expenditures shall be made from this appropriation until the director of the budget has approved a plan submitted by the office outlining the amounts to be distributed by provider ... 872,000 ..... (re. $270,000)
For state matching funds for services and expenses to match federally funded model projects and/or demonstration grant programs, a portion of which may be transferred to state operations or to other entities as necessary to meet federal grant objectives .....
236,000 ..... (re. $211,400)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
FHHS Aid to Localities Account

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2011:
For programs provided under the titles of the federal older Americans act and other health and human services programs.
Title III-b social services ... 26,000,000 ..... (re. $25,000,000)
Title III-c nutrition programs, including a suballocation to the department of health to be transferred to state operations for nutrition program activities ... 41,385,000 ..... (re. $35,000,000)
Title III-e caregivers ... 12,000,000 ..... (re. $12,000,000)
Health and human services programs ... 8,000,000 .... (re. $7,420,000)
Nutrition services incentive program .....
17,000,000 ..... (re. $12,485,000)

By chapter 54, section 1, of the laws of 2010:
For programs provided under the titles of the federal older Americans act and other health and human services programs.
Title III-b social services ... 26,000,000 ..... (re. $10,192,000)
Title III-e caregivers ... 12,000,000 ..... (re. $7,122,000)
Health and human services programs ... 7,000,000 .... (re. $3,342,000)
Nutrition services incentive program .....
16,000,000 ..... (re. $7,160,000)

By chapter 54, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
Title III-c nutrition programs, including a suballocation to the department of health to be transferred to state operations for nutrition program activities ... 41,000,000 ..... (re. $359,000)

By chapter 54, section 1, of the laws of 2009:
For programs provided under the titles of the federal older Americans act and other health and human services programs.
Health and human services programs ... 5,000,000 ..... (re. $151,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Office for the Aging Federal Grants Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to the provision of aging services programs ... 600,000 ..... (re. $600,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Senior Community Service Employment Account

By chapter 53, section 1, of the laws of 2011:
For the senior community service employment program provided under title V of the federal older Americans act .....
9,000,000 ..... (re. $7,000,000)

By chapter 54, section 1, of the laws of 2010:

OFFICE FOR THE AGING

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For the senior community service employment program provided under title V of the federal older Americans act ..... 7,000,000 ..... (re. $21,000)

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	16,630,000	21,039,000
Special Revenue Funds - Federal	20,000,000	60,000,000
All Funds	36,630,000	81,039,000

SCHEDULE

AGRICULTURAL BUSINESS SERVICES PROGRAM 36,630,000

General Fund
Local Assistance Account

New York federation of growers and processors agribusiness child development program ... 6,521,000
New York state veterinary diagnostic laboratory at Cornell university animal health surveillance and control program 3,750,000
New York state veterinary diagnostic laboratory at Cornell university quality milk production services program 1,174,000
New York state veterinary diagnostic laboratory at Cornell university New York state cattle health assurance program 360,000
New York state veterinary diagnostic laboratory at Cornell university Johnes disease program 480,000
New York state veterinary diagnostic laboratory at Cornell university rabies program 50,000
New York state veterinary diagnostic laboratory at Cornell university Avian disease program 252,000
Cornell university farm family assistance 384,000
Cornell university integrated pest management 500,000
Notwithstanding any other provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein shall be available for Cornell university Geneva experiment station for state seed inspection program 128,000
Cornell university golden nematode program 62,000
Cornell university future farmers of America 192,000
Cornell university agriculture in the classroom 80,000
Cornell university association of agricultural educators 66,000

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES 2012-13

New York state apple growers association	206,000
New York wine and grape foundation	713,000
New York farm viability institute	400,000
For services and expenses of programs to promote dairy excellence, including but not limited to programs at Cornell University. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $150,000 of this appropriation to state operations for programs including administration of dairy profit teams	150,000
For reimbursement for the promotion of agriculture and domestic arts in accordance with article 24 of the agriculture and markets law	340,000
Cornell university pro-dairy program	822,000
Program account subtotal	16,630,000

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal Agriculture and Markets Account

For services and expenses of non-point source pollution control, farmland preservation, and other agricultural programs including suballocation to other state departments and agencies including liabilities incurred prior to April 1, 2012. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the funds appropriated herein may be increased or decreased by transfer from/to appropriations for any prior or subsequent grant period within the same federal fund/program and between state operations and aid to localities to accomplish the intent of this appropriation, as long as such corresponding prior/subsequent grant periods within such appropriations have been reappropriated as necessary	20,000,000
Program account subtotal	20,000,000

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

AGRICULTURAL BUSINESS SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
New York federation of growers and processors agribusiness child development program ... 6,521,000 ..... (re. $2,564,000)
New York state veterinary diagnostic laboratory at Cornell university animal health surveillance and control program ..... 3,750,000 ..... (re. $3,750,000)
New York state veterinary diagnostic laboratory at Cornell university quality milk promotion services program ..... 1,174,000 ..... (re. $1,174,000)
New York state veterinary diagnostic laboratory at Cornell university New York state cattle health assurance program ..... 360,000 ..... (re. $360,000)
New York state veterinary diagnostic laboratory at Cornell university Johnes disease program ... 480,000 ..... (re. $480,000)
New York state veterinary diagnostic laboratory at Cornell university rabies program ... 150,000 ..... (re. $150,000)
New York state veterinary diagnostic laboratory at Cornell university Avian disease program ... 252,000 ..... (re. $252,000)
Cornell university farm family assistance ..... 384,000 ..... (re. $384,000)
Cornell university integrated pest mangement ..... 500,000 ..... (re. $500,000)
Cornell university Geneva experiment for state seed inspection program 128,000 ..... (re. $128,000)
Cornell university golden nematode program ..... 62,000 ..... (re. $62,000)
Cornell university future farmers of America ..... 192,000 ..... (re. $192,000)
Cornell university agriculture in the classroom ..... 80,000 ..... (re. $80,000)
Cornell university association of agricultural educators ..... 66,000 ..... (re. $66,000)
New York wine and grape foundation ... 713,000. ..... (re. $416,000)
New York farm viability institute ... 1,221,000 ..... (re. $1,221,000)
For services and expenses of programs to promote dairy excellence, including but not limited to programs at Cornell University. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $150,000 of this appropriation to state operations for programs including administration of dairy profit teams ... 150,000 ..... (re. $150,000)
For reimbursement for the promotion of agriculture and domestic arts in accordance with article 24 of the agriculture and markets law ... 340,000 ..... (re. $340,000)
Maple producers association for programs to promote maple syrup ..... 100,000 ..... (re. $100,000)

By chapter 55, section 1, of the laws of 2010:

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

New York farm viability institute ... 400,000 ..... (re. $400,000)
For services and expenses of programs to promote dairy excellence, including but not limited to programs at Cornell University. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $150,000 of this appropriation to state operations for programs including administration of dairy profit teams ... 150,000 ..... (re. $150,000)
Cornell university future farmers of America ..... 192,000 ..... (re. $120,000)
Cornell university agriculture in the classroom ..... 80,000 ..... (re. $28,000)
Cornell university association of agricultural educators ..... 66,000 ..... (re. $25,000)
For services and expenses related to establishing, improving, and promoting farmer's markets in Monroe, Ontario, Livingston, Orleans, Genesee, Wyoming, Steuben, Yates and Wayne counties, in accordance with a programmatic and financial plan submitted by the commissioner of agriculture and markets and approved by the director of the budget. No moneys of this appropriation shall be made available until the Genesee valley regional market authority makes a transfer to the general fund of the state, as provided for in a chapter of the laws of 2010 ... 3,000,000 ..... (re. $2,995,000)

By chapter 55, section 1, of the laws of 2009:
For services and expenses of programs to promote agricultural economic development, including but not limited to farmland viability, in accordance with a programmatic and financial plan to be approved by the director of the budget. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $600,000 of this appropriation to state operations ..... 600,000 ..... (re. $600,000)
New York farm viability institute ... 400,000 ..... (re. $400,000)
For additional services and expenses of the New York farm viability institute ... 2,842,000 ..... (re. $1,413,000)
Center for dairy excellence administered by the New York farm viability institute ... 200,000 ..... (re. $175,000)
For additional services and expenses of the center for dairy excellence administered by the New York farm viability institute ..... 176,000 ..... (re. $22,000)
New York state veterinary diagnostic laboratory at Cornell university New York state cattle health assurance program ..... 360,000 ..... (re. $31,000)
For services and expenses of apiary inspection. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $200,000 of this appropriation to state operations ... 200,000 ..... (re. $148,000)
Cornell university agriculture in the classroom ..... 112,000 ..... (re. $17,000)

By chapter 55, section 1, of the laws of 2009, as amended by chapter 55, section 1, of the laws of 2010:
For services and expenses of an organic farming program.

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to 96,000 of this appropriation to state operations ... 96,000 ..... (re. $96,000)

By chapter 55, section 1, of the laws of 2008:
center for dairy excellence administered by the New York farm viability institute ... 245,000 ..... (re. $29,000)
For services and expenses of apiary inspection. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $392,000 of this appropriation to state operations ... 392,000 ..... (re. $148,000)

By chapter 55, section 1, of the laws of 2008, as amended by chapter 496, section 6, of the laws of 2008:
For services and expenses of programs to promote agricultural economic development, including but not limited to farmland viability, in accordance with a programmatic and financial plan to be approved by the director of the budget. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $2,357,000 of this appropriation to state operations, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,809,000 ..... (re. $1,125,000)

By chapter 55, section 1, of the laws of 2008, as amended by chapter 1, section 4, of the laws of 2009:
For services and expenses of the plum pox virus eradication and indemnity program. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $376,000 of this appropriation to state operations ..... 376,000 ..... (re. $376,000)

By chapter 55, section 1, of the laws of 2007:
For services and expenses of programs to promote agricultural economic development, including but not limited to farmland viability, in accordance with a programmatic and financial plan to be approved by the director of the budget. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $1,117,000 of this appropriation to state operations ..... 1,117,000 ..... (re. $68,000)
For additional services and expenses of programs to promote agricultural economic development, including but not limited to farmland viability, in accordance with a programmatic and financial plan to be approved by the director of the budget. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $118,000 of this appropriation to state operations ... 118,000 ..... (re. $118,000)
For services and expenses of the center for dairy excellence administered by the New York state farm viability institute ..... 750,000 ..... (re. $53,000)

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 55, section 1, of the laws of 2007, as amended by chapter 55, section 1, of the laws of 2008:
For services and expenses of the plum pox virus eradication and indemnity program. Notwithstanding any other provision of law, the director of the budget is hereby authorized to transfer up to $500,000 of this appropriation to state operations .....
500,000 ..... (re. $76,000)

By chapter 55, section 1, of the laws of 2007, as amended by chapter 55, section 1, of the laws of 2010:
For additional services and expenses of the farm viability institute ... 400,000 ..... (re. $57,000)

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal Agriculture and Markets Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of non-point source pollution control, farmland preservation, and other agricultural programs including suballocation to other state departments and agencies including liabilities incurred prior to April 1, 2011. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the funds appropriated herein may be increased or decreased by transfer from/to appropriations for any prior or subsequent grant period within the same federal fund/program and between state operations and aid to localities to accomplish the intent of this appropriation, as long as such corresponding prior/subsequent grant periods within such appropriations have been reappropriated as necessary ... 20,000,000 ..... (re. $20,000,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses of non-point source pollution control, farmland preservation, and other agricultural programs including suballocation to other state departments and agencies including liabilities incurred prior to April 1, 2010. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the funds appropriated herein may be increased or decreased by transfer from/to appropriations for any prior or subsequent grant period within the same federal fund/program and between state operations and aid to localities to accomplish the intent of this appropriation, as long as such corresponding prior/subsequent grant periods within such appropriations have been reappropriated as necessary ... 20,000,000 ..... (re. $20,000,000)

By chapter 55, section 1, of the laws of 2009:
For services and expenses of non-point source pollution control, farmland preservation, and other agricultural programs including suballocation to other state departments and agencies including liabilities incurred prior to April 1, 2009. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the funds appropriated herein may be increased or decreased by

DEPARTMENT OF AGRICULTURE AND MARKETS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

transfer from/to appropriations for any prior or subsequent grant period within the same federal fund/program and between state operations and aid to localities to accomplish the intent of this appropriation, as long as such corresponding prior/subsequent grant periods within such appropriations have been reappropriated as necessary
... 20,000,000 ..... (re. $20,000,000)

COUNCIL ON THE ARTS

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	31,855,000	28,667,000
Special Revenue Funds - Federal	1,413,000	6,827,000
Special Revenue Funds - Other	196,000	0
All Funds	33,464,000	35,494,000

SCHEDULE

ADMINISTRATION PROGRAM 33,244,000

General Fund
Local Assistance Account

For state financial assistance for the arts. This appropriation may be used for state financial assistance to nonprofit cultural organizations offering services to the general public, including but not limited to, orchestras, dance companies, museums and theatre groups including nonprofit cultural organizations, botanical gardens, zoos, aquariums and public benefit corporations offering programs of arts including but not limited to those related to education for elementary and secondary school pupils. Such programs may include activities directly undertaken by the grantee, or indirectly by regranting of state funds by regional or local arts councils, among other organizations, to nonprofit cultural organizations.
Grants, including capital grants, awarded may be used for programs and activities relating to arts disciplines including, but not limited to, architecture, dance, design, music, theater, media, literature, museum activities, visual arts, folk arts, and arts in education programs 31,635,000

Program account subtotal 31,635,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Council on the Arts Account

COUNCIL ON THE ARTS

AID TO LOCALITIES 2012-13

For financial assistance to nonprofit cultural organizations 1,413,000

Program account subtotal 1,413,000

Special Revenue Funds - Other
Arts Capital Revolving Fund
Arts Capital Revolving Account

For services and expenses of the arts capital revolving loan fund 196,000

Program account subtotal 196,000

EMPIRE STATE PLAZA PERFORMING ARTS CENTER CORPORATION PROGRAM 220,000

General Fund
Local Assistance Account

For state financial assistance for the empire state plaza performing arts center corporation 220,000

COUNCIL ON THE ARTS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ADMINISTRATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For state financial assistance for the arts. This appropriation may be used for state financial assistance to nonprofit cultural organizations offering services to the general public, including but not limited to, orchestras, dance companies, museums and theatre groups including nonprofit cultural organizations, botanical gardens, zoos, aquariums and public benefit corporations offering programs of arts related education for elementary and secondary school pupils. Such programs may include activities directly undertaken by the grantee, or indirectly by regranting of state funds by regional or local arts councils, among other organizations, to nonprofit cultural organizations.
Grants, including capital grants, awarded may be used for programs and activities relating to arts disciplines including, but not limited to, architecture, dance, design, music, theater, media, literature, museum activities, visual arts, folk arts, and arts in education programs ... 31,635,000 ..... (re. $28,667,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Council on the Arts Account

By chapter 53, section 1, of the laws of 2011:
For financial assistance to nonprofit cultural organizations .....
2,413,000 ..... (re. $2,413,000)

By chapter 53, section 1, of the laws of 2010:
For financial assistance to nonprofit cultural organizations .....
2,413,000 ..... (re. $1,450,000)

By chapter 53, section 1, of the laws of 2009:
For financial assistance to nonprofit cultural organizations .....
2,413,000 ..... (re. $1,598,000)

By chapter 53, section 1, of the laws of 2008:
For financial assistance to nonprofit cultural organizations .....
1,413,000 ..... (re. $633,000)

By chapter 53, section 1, of the laws of 2007:
For financial assistance to nonprofit cultural organizations for the grant period July 1, 2007 to June 30, 2008 .....
1,513,000 ..... (re. $733,000)

DEPARTMENT OF AUDIT AND CONTROL

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	32,025,000	0
All Funds	32,025,000	0

SCHEDULE

STATE OPERATIONS PROGRAM 32,025,000

General Fund
Local Assistance Account

For state reimbursements to cities, towns, or villages for payments made for special accidental death benefits made pursuant to section 208-f of the general municipal law, including the payment of liabilities incurred prior to April 1, 2012 and for state reimbursement to New York city for payments made for special accidental death benefits to beneficiaries of first responders to the world trade center attack made pursuant to section 208-f of the general municipal law, including the payment of liabilities incurred prior to April 1, 2012. Notwithstanding the provisions of any other law to the contrary, for state fiscal year 2012-2013 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 208-f of the general municipal law shall be limited to the amount appropriated 32,025,000

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	1,295,976,990	0
All Funds	1,295,976,990	0

SCHEDULE

CITY UNIVERSITY--COMMUNITY COLLEGES 184,110,790

General Fund
Local Assistance Account

OPERATING ASSISTANCE

For state financial assistance, net of disallowances, for operating expenses of community colleges to be expended pursuant to regulations developed jointly by the state university trustees and the city university trustees and approved by the director of the budget, and shall include funds available on a matching basis to implement programs for the provision of education and training services to individuals eligible under the federal personal responsibility and work opportunity reconciliation act of 1996.

Notwithstanding any other provision of law, rule or regulation, aid payable from this appropriation to community colleges shall be distributed to the colleges according to guidelines established by the city university trustees.

Notwithstanding any other law, rule, or regulation to the contrary, full funding for aidable community college enrollment for the college fiscal year 2012-13 and heretofore as provided under this appropriation is determined by the operating aid formulas defined in rules and regulations developed jointly by the boards of trustees of the state and city universities and approved by the director of the budget provided that the local sponsor may use funds contained in reserves for excess student revenue for operating support of a community college program even though said

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

expenditures may cause expenses and student revenues to exceed one-third of the college's net operating budget for the college fiscal year 2012-13 provided that such funds do not cause the college's revenue from the local sponsor's contribution in aggregate to be less than the comparable amounts for the previous community college fiscal year and further provided that pursuant to standards and regulations of the state university trustees and the city university trustees for the college fiscal year 2012-13, community colleges may increase tuition and fees above that allowable under current education law if such standards and regulations require that in order to exceed the tuition limit otherwise set forth in the education law, local sponsor contributions either in the aggregate or for each full-time equivalent student shall be no less than the comparable amounts for the previous community college fiscal year 172,287,300

CATEGORICAL PROGRAMS

For the payment of aid for community college categorical programs to be distributed to the colleges according to guidelines established by the city university trustees:

For services and expenses related to the establishment, renovation, alteration, expansion, improvement or operation of child care centers for the benefit of students at the community college campuses of the city university of New York, provided that matching funds of at least 35 percent from nonstate sources be made available 813,100

For payment of rental aid 8,247,000

For state financial assistance for community college contract courses and work force development 1,880,000

For student financial assistance to expand opportunities in the community colleges of the city university for the educationally and economically disadvantaged in accordance with section 6452 of the education law 883,390

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

CITY UNIVERSITY--SENIOR COLLEGES 1,104,866,200

General Fund
Local Assistance Account

CITY UNIVERSITY--SENIOR COLLEGE PROGRAMS

For the costs of the state share, as prescribed herein, as reimbursement to the city of New York to be paid during the state fiscal year beginning April 1, 2012 for the operating expenses of the senior college approved programs and services of the city university of New York as defined in section 6230 of the education law.

Notwithstanding paragraphs 3 and 4 of subdivision A of section 6221 of the education law, the amount appropriated herein shall constitute the maximum state payment for the 2012-13 state fiscal year beginning April 1, 2012 to the city of New York, of which $428,000,000 is a state liability to the city for the period beginning April 1, 2012 through June 30, 2013, for reimbursement of costs incurred by the city at any time during the 2011-12 academic year.

Notwithstanding any inconsistent provision of law, the dormitory authority of the state of New York may issue bonds for the purpose of reimbursing equipment disbursements subject to subdivision 14 of section 1680 of the public authorities law and upon transfer of bond proceeds for equipment disbursements, from the city university special revenue fund, facilities and planning income reimbursable account (NA) to an account of the city of New York, the general fund appropriations herein shall be reduced by amounts equivalent to such transfers but in no event less than $20,000,000 for the 12-month period beginning July 1, 2012; the transfer of such bond proceeds shall immediately and equivalently reduce the general fund amounts appropriated herein; and the portions of such general fund appropriations so affected shall have no further force or effect.

The state share of operating expenses, a portion of which is appropriated herein as reimbursement to New York city, shall be

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

an amount equal to the net operating expenses of the senior college approved programs and services which shall equal the total operating expenses of approved programs and services less:
(a) all excess tuition and instructional and noninstructional fees attributable to the senior colleges received from the city university construction fund;
(b) miscellaneous revenue and fees, including bad debt recoveries and income fund reimbursable cost recoveries;
(c) pursuant to section 6221 of the education law, a representative share of the operating costs of those activities within central administration and university-wide programs which, as determined by the state budget director, relate jointly to the senior colleges and community colleges, and New York city support for associate degree programs at the College of Staten Island and Medgar Evers College and notwithstanding any other provision of law, rule or regulation, New York city support for associate degree programs at New York city college of technology and John Jay college, with such support based on the 2009-10 full-time equivalent (FTE) associate degree enrollments at these campuses and calculated using the New York city contribution per city university community college FTE in the 2009-10 base year, totaling $32,275,000.
Items (a) and (b) of the foregoing shall be hereafter referred to as the senior college revenue offset, and item (c) as the central administration and university-wide programs offset.
In no event shall the state support for the operating expenses of the senior college approved programs and services for the 12-month period beginning July 1, 2012 exceed $1,119,266,900 1,104,366,200
For services and expenses of the Joseph Murphy Institute 500,000

CITY UNIVERSITY--SENIOR COLLEGE PENSION PAYMENTS 2,000,000

General Fund

CITY UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

Local Assistance Account

For payment of financial assistance to the city of New York for certain costs of retirement incentive programs and other liabilities attributable to employee retirement systems and for special pension payments attributable to employees of the senior colleges of the city university of New York pursuant to chapters 975, 976, and 977 of the laws of 1977, in accordance with section 6231 of the education law and chapter 958 of the laws of 1981, as amended 2,000,000

METROPOLITAN COMMUTER TRANSPORTATION MOBILITY TAX 5,000,000

General Fund
Local Assistance Account

For payment of the metropolitan commuter transportation mobility tax pursuant to article 23 of the tax law as amended by chapter 25 of the laws of 2009 for the period July 1, 2012 to June 30, 2013 on behalf of those senior college employees employed in the commuter transportation district. Notwithstanding any other law to the contrary, this appropriation may not be decreased by interchange with any other appropriation 5,000,000

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	20,171,000	6,779,000
Internal Service Funds	11,000,000	13,800,000
All Funds	31,171,000	20,579,000

SCHEDULE

COMMUNITY SUPERVISION PROGRAM 16,971,000

General Fund
Local Assistance Account

For payment of services and expenses relating to the operation of a program with the center for employment opportunities to assist with vocational or employment skills training or the attainment of employment 1,029,000

For costs associated with the provision of treatment, residential stabilization and other related services for offenders in the community, including residential stabilization for sex offenders, pursuant to existing contracts or to be distributed through a competitive process 4,942,000

Program account subtotal 5,971,000

Internal Service Funds
Miscellaneous Internal Service Fund
Neighborhood Work Project Account

For services and expenses related to establishing and administering a vocational training program for parolees, other offenders, or former inmates from city of New York jails participating in community based programs with the center for employment opportunities. Notwithstanding any other provision of law to the contrary, the chairman of the board of parole, or a designated officer of the department of corrections and community supervision may authorize participants to perform service projects at sites made available by any

state or local government or public bene-
fit corporation 11,000,000
Program account subtotal 11,000,000

HEALTH SERVICES PROGRAM 14,000,000

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, the money hereby appropriated may be used for the payment of prior year liabilities and may be increased or decreased by interchange or transfer with any other general fund appropriation within the department of corrections and community supervision with the approval of the director of the budget. A portion of these funds may be transferred or sub-allocated to the department of health or other state agencies.
For the state share of medical assistance services expenses incurred by the department of corrections and community supervision related to the provision of medical assistance services to inmates 14,000,000

SUPPORT SERVICES PROGRAM 200,000

General Fund
Local Assistance Account

For services and expenses of localities for the housing and board of felony offenders pursuant to section 601-c of the correction law 200,000

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

SUPPORT SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 50, section 1, of the laws of 2008, as amended by chapter 496, section 1, of the laws of 2008:
For services and expenses of localities for the housing and board of coram nobis prisoners in accordance with section 601-b of the correction law, felony offenders in accordance with subdivision 2 of section 601-c of the correction law, and prisoners pursuant to section 95 of the correction law. Notwithstanding any other provision of law to the contrary, payments certified to the commissioner by the appropriate local official for the care of such prisoners and made pursuant to this appropriation for liabilities incurred on or after September 1, 2008 shall be paid at the following per day per capita rates: per diem per capita reimbursement pursuant to section 601-b of the correction law shall not exceed $18.80, and per diem per capita reimbursement pursuant to subdivision 2 of section 601-c of the correction law shall not exceed $37.60 ... 5,880,000 ..... (re. $5,779,000)

COMMUNITY SUPERVISION PROGRAM

General Fund
Local Assistance Account

By chapter 50, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:
Notwithstanding the provisions of section 259-i of the executive law, payments made pursuant to this appropriation for liabilities incurred on or after April 1, 2006, but prior to September 1, 2008, shall be paid by the state at the actual per day per capita cost, as certified to the commissioner of correctional services by the appropriate local official, for the care of such prisoners; provided however, such per diem per capita reimbursement for such period pursuant to subdivision 3 of section 259-i of the executive law shall not exceed $40 and for such per diem per capita reimbursement for the period on or after September 1, 2008 but prior to April 1, 2009 pursuant to subdivision 3 of section 259-i of the executive law shall not exceed $37.60 ... 5,000,000 ..... (re. $1,000,000)

Internal Service Funds
Miscellaneous Internal Service Fund
Neighborhood Work Project Account

By chapter 50, section 1, of the laws of 2011:
For services and expenses related to establishing and administering a vocational training program for parolees, other offenders, or former inmates from city of New York jails participating in community based programs with the center for employment opportunities. Notwithstanding any other provision of law to the contrary, the chairman of

DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

the board of parole, or a designated officer of the department of corrections and community supervision may authorize participants to perform service projects at sites made available by any state or local government or public benefit corporation .....
11,000,000 ..... (re. $7,500,000)

By chapter 50, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:

For services and expenses related to establishing and administering a vocational training program for parolees, other offenders, or former inmates from city of New York jails participating in community based programs with the center for employment opportunities. Notwithstanding any other provision of law to the contrary, the chairman of the board of parole, or a designated officer of the division of parole may authorize participants to perform service projects at sites made available by any state or local government or public benefit corporation ... 11,000,000 ..... (re. $6,300,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	109,652,000	98,711,000
Special Revenue Funds - Federal	23,550,000	78,629,000
Special Revenue Funds - Other	28,363,000	41,927,600
All Funds	161, 565,000	219,267,600

SCHEDULE

CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAM 161,565,000

General Fund
Local Assistance Account

For prosecutorial services of counties, to be distributed in the same manner as the prior year or through a competitive process 10,680,000

For payment to the New York state district attorneys association and the New York state prosecutors training institute for services and expenses related to the prosecution of crimes and the provision of continuing legal education, training, and support for medicaid fraud prosecution 2,304,000

For services and expenses associated with a witness protection program pursuant to a plan developed by the commissioner of the division of criminal justice services 304,000

For grants to counties for district attorney salaries. Notwithstanding the provisions of subdivisions 10 and 11 of section 700 of the county law or any other law to the contrary, for state fiscal year 2012-13 the state reimbursement to counties for district attorney salaries shall be equal to the amount received by a county for such purpose in 2011-12 and forty percent of the difference between the minimum salary for a full-time district attorney established pursuant to section 183-a of the judiciary law prior to April 1, 2012, and the minimum salary on or after April 1, 2012 2,812,000

Payment of state aid for expenses of the special narcotics prosecutor 825,000

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

For payment of state aid for expenses of crime laboratories for accreditation, training, capacity enhancement and lab related services to maintain the quality and reliability of forensic services to criminal justice agencies, distributed through a competitive process, which includes an evaluation of the effectiveness of such process. Some of these funds herein appropriated may be transferred to state operations and may be suballocated to other state agencies 6,635,000

For payment of state aid for Westchester county policing program 1,984,000

For reimbursement of the services and expenses of municipal corporations, public authorities, the division of state police, authorized police departments of state public authorities or regional state park commissions for the purchase of ballistic soft body armor vests, such sum shall be payable on the audit and warrant of the state comptroller on vouchers certified by the commissioner of the division of criminal justice services and the chief administrative officer of the municipal corporation, public authority, or state entity making requisition and purchase of such vests. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 513,000

For services and expenses of the drug diversion program in the same manner as the prior year or through a competitive process 618,000

For services and expenses of programs aimed at promoting the successful re-entry of criminal offenders into their communities, including local re-entry task forces, to be distributed through a competitive process, which will include an evaluation of the effectiveness of such process 3,063,000

For services and expenses of operation IMPACT including anti-gun trafficking initiative as allocated and distributed by competitive process which includes an evaluation of the effectiveness of such process 15,219,000

For defense services to be distributed in the same manner as the prior year or through a competitive process 5,507,000

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

For payment to New York state defenders association for services and expenses related to the provision of training and other assistance 1,089,000
For payment of state aid to counties and the city of New York for the operation of local probation departments subject to the approval of the director of the budget.
Notwithstanding any other provisions of law, the state aid for probationary services to counties and the city of New York shall be distributed to counties and the city of New York pursuant to a plan prepared by the commissioner of criminal justice services and approved by the director of the budget which shall be to the greatest extent possible, distributed in a manner consistent with the prior year distribution amounts 44,876,000
For payment of state aid to counties and the city of New York for local alternatives to incarceration, pursuant to article 13-A of the executive law. Notwithstanding any other provision of law, the total amount for state assistance may be provided to participating counties and the city of New York in the same proportion of the appropriation as received during the preceding fiscal year, pursuant to a plan submitted by the commissioner of the division of criminal justice services and approved by the director of the budget 3,245,000
For payments to not-for-profit and government operated programs providing alternatives to incarceration, to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process 3,973,000
For payment of state aid to counties and the city of New York for local alternatives to incarceration that provide alcohol and substance abuse treatment programs and services and other related interventions, pursuant to section 266 of article 13-A of the executive law 1,914,000
For payment as assistance to localities to provide supervision and treatment of offenders by public or not-for-profit agencies. Eligible services shall include but not be limited to substance abuse assessments, treatment program placement,

monitoring client compliance with treatment programs, outpatient and residential treatment, TASC program services, drug treatment, and alternatives to prison programs. Funds shall be awarded on a competitive basis and shall be available for up to 100 percent of program costs incurred. In no event shall any part of these funds be used to replace expenditures previously incurred for such services 469,000

For services and expenses of programs that provide alternatives to incarceration for eligible individuals and families whose income do not exceed 200 percent of the federal poverty level 2,622,000

For residential centers providing services to individuals on probation and for community corrections programs to be distributed in the same manner as the prior year or through a competitive process 1,000,000

Program account subtotal 109,652,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Miscellaneous Discretionary Account

Funds herein appropriated may be used to disburse unanticipated federal grants in support of state and local programs to prevent crime, support law enforcement, improve the administration of justice, and assist victims. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 7,250,000

Program account subtotal 7,250,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Crime Identification and Technology Account

For services and expenses related to identification technology grants including, but not limited to, crime lab improvement and DNA programs. A portion of these funds may be transferred to state operations and

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

may be suballocated to other state agencies 2,250,000

Program account subtotal 2,250,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Edward Byrne Memorial Grant Account

For services and expenses related to the federal Edward Byrne memorial justice assistance formula program, including enhanced prosecution, enhanced defense, local law enforcement programs, youth violence and/or crime reduction programs, crime laboratories, re-entry services, and judicial diversion and alternative to incarceration programs. Funds appropriated herein shall be expended pursuant to a plan developed by the commissioner of criminal justice services and approved by the director of the budget. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies 4,400,000

Program account subtotal 4,400,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Juvenile Accountability Incentive Block Grant Account

For payment of federal aid to localities juvenile accountability incentive block grant moneys pursuant to an allocation plan developed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 1,750,000

Program account subtotal 1,750,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Juvenile Justice and Delinquency Prevention Formula Account

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

For payment of federal aid to localities pursuant to the provisions of the federal juvenile justice and delinquency prevention act in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 2,050,000

For payment of federal aid to localities pursuant to the provisions of title V of the juvenile justice and delinquency prevention act of 1974, as amended for local delinquency prevention programs, including sub-allocation to state operations for the administration of this grant in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services.

For services and expenses associated with the juvenile justice and delinquency prevention formula account. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 100,000

Program account subtotal 2,150,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Violence Against Women Account

For payment of federal aid to localities pursuant to an expenditure plan developed by the commissioner of the division of criminal justice services, provided however that up to 10 percent of the amount herein appropriated may be used for program administration. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 5,750,000

Program account subtotal 5,750,000

Special Revenue Funds - Other

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES 2012-13

Miscellaneous Special Revenue Fund
Crimes Against Revenue Program Account

For payment to district attorneys who participate in the crimes against revenue program to be distributed according to a plan developed by the commissioner of the division of criminal justice services, in consultation with the department of taxation and finance, and approved by the director of the budget 16,000,000

Program account subtotal 16,000,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Legal Services Assistance Account

For prosecutorial services of counties, to be distributed in the same manner as the prior year or through a competitive process 2,592,000

For defense services to be distributed in the same manner as the prior year or through a competitive process 2,592,000

For services and expenses of the district attorney and indigent legal services attorney loan forgiveness program pursuant to section 679-e of the education law. These funds may be suballocated to the higher education services corporation 2,430,000

For services and expenses of statewide indigent legal services for persons reentering communities from state facilities 1,000,000

Program account subtotal 8,614,000

Special Revenue Funds - Other
State Police and Motor Vehicle Law Enforcement Fund
Motor Vehicle Theft and Insurance Fraud Account

For services and expenses associated with local anti-auto theft programs, in accordance with section 89-d of the state finance law, distributed through a competitive process 3,749,000

Program account subtotal 3,749,000

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For prosecutorial services of counties, to be distributed in the same manner as the prior year or through a competitive process ..... 10,680,000 ..... (re. $7,155,000)
For payment to the New York state district attorneys association and the New York state prosecutors training institute for services and expenses related to the prosecution of crimes and the provision of continuing legal education, training, and support for medicaid fraud prosecution ... 2,304,000 ..... (re. $2,304,000)
For services and expenses associated with a witness protection program pursuant to a plan developed by the commissioner of the division of criminal justice services ... 304,000 ..... (re. $304,000)
For grants to counties for district attorney salaries. Notwithstanding the provisions of subdivisions 10 and 11 of section 700 of the county law or any other law to the contrary, for state fiscal year 2011-12 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to subdivisions 10 and 11 of section 700 of the county law shall be limited to the amount appropriated herein and shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated proportionately ..... 2,282,000 ..... (re. $634,000)
Payment of state aid for expenses of the special narcotics prosecutor ... 825,000 ..... (re. $380,000)
For payment of state aid for expenses of crime laboratories for accreditation, training, capacity enhancement and lab related services to maintain the quality and reliability of forensic services to criminal justice agencies, distributed through a competitive process, which includes an evaluation of the effectiveness of such process. Some of these funds herein appropriated may be transferred to state operations and may be suballocated to other state agencies ... 6,635,000 ..... (re. $6,617,000)
For payment of state aid for Westchester county policing program ..... 1,984,000 ..... (re. $992,000)
For reimbursement of the services and expenses of municipal corporations, public authorities, the division of state police, authorized police departments of state public authorities or regional state park commissions for the purchase of ballistic soft body armor vests, such sum shall be payable on the audit and warrant of the state comptroller on vouchers certified by the commissioner of the division of criminal justice services and the chief administrative officer of the municipal corporation, public authority, or state entity making requisition and purchase of such vests. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 513,000 ..... (re. $513,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For services and expenses of the drug diversion program in the same manner as the prior year or through a competitive process ..... 618,000 ..... (re. $362,000)

For services and expenses of programs aimed at promoting the successful re-entry of criminal offenders into their communities, including local re-entry task forces, to be distributed through a competitive process, which will include an evaluation of the effectiveness of such process ... 3,063,000 ..... (re. $3,063,000)

For services and expenses of operation IMPACT including anti-gun trafficking initiative as allocated and distributed by competitive process which includes an evaluation of the effectiveness of such process ... 15,219,000 ..... (re. $14,600,000)

For defense services to be distributed in the same manner as the prior year or through a competitive process ..... 5,507,000 ..... (re. $1,919,000)

For payment of state aid to counties and the city of New York for the operation of local probation departments subject to the approval of the director of the budget.

Notwithstanding any other provisions of law, the state aid for probationary services to counties and the city of New York shall be distributed to counties and the city of New York pursuant to a plan prepared by the commissioner of criminal justice services and approved by the director of the budget which shall be to the greatest extent possible, distributed in a manner consistent with the prior year distribution amounts ..... 44,057,000 ..... (re. $22,871,000)

For payment of state aid to counties and the city of New York for local alternatives to incarceration, pursuant to article 13-A of the executive law. Notwithstanding any other provision of law, the total amount for state assistance may be provided to participating counties and the city of New York in the same proportion of the appropriation as received during the preceding fiscal year, pursuant to regulations issued by the division of criminal justice services ... 3,245,000 ..... (re. $3,139,000)

For payments to not-for-profit and government operated programs providing alternatives to incarceration, to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process ..... 3,973,000 ..... (re. $3,458,000)

For payment of state aid to counties and the city of New York for local alternatives to incarceration that provide alcohol and substance abuse treatment programs and services and other related interventions, pursuant to section 266 of article 13-A of the executive law ... 1,914,000 ..... (re. $1,886,000)

For payment as assistance to localities to provide supervision and treatment for at-risk youth or offenders by public or not-for-profit agencies to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process ... 819,000 ..... (re. $789,000)

For payment as assistance to localities to provide supervision and treatment of offenders by public or not-for-profit agencies. Eligible services shall include but not be limited to substance abuse

assessments, treatment program placement, monitoring client compliance with treatment programs, outpatient and residential treatment, TASC program services, drug treatment, and alternatives to prison programs. Funds shall be awarded on a competitive basis and shall be available for up to 100 percent of program costs incurred. In no event shall any part of these funds be used to replace expenditures previously incurred for such services ..... 469,000 ..... (re. $439,000)

For services and expenses of programs that provide alternatives to incarceration for eligible individuals and families whose income do not exceed 200 percent of the federal poverty level ..... 2,622,000 ..... (re. $2,622,000)

For residential centers providing services to individuals on probation ... 1,000,000 ..... (re. $1,000,000)

For additional payments to the New York state defenders association for services and expenses related to the provision of training and other assistance ... 186,000 ..... (re. $186,000)

For services and expenses of consolidation and operation of public safety answering points in Oneida county funds to be suballocated to the division of homeland security and emergency services ..... 600,000 ..... (re. $600,000)

By chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 2, of the laws of 2011:

For services and expenses related to the operations of the center for employment opportunities ... 1,000,000 ..... (re. $1,000,000)

By chapter 50, section 1, of the laws of 2010:

For payment to the New York state district attorneys association and the New York state prosecutors training institute for services and expenses related to the prosecution of crimes and the provision of continuing legal education, training, and support for medicaid fraud prosecution ... 2,502,000 ..... (re. $1,025,000)

For payment of state aid for expenses of crime laboratories for accreditation, training, capacity enhancement and lab related services to maintain the quality and reliability of forensic services to criminal justice agencies, distributed through a competitive process, which includes an evaluation of the effectiveness of such process. Some of these funds herein appropriated may be transferred to state operations and may be suballocated to other state agencies ... 7,207,000 ..... (re. $955,000)

For services and expenses of programs aimed at promoting the successful re-entry of criminal offenders into their communities, including local re-entry task forces, to be distributed through a competitive process, which will include an evaluation of the effectiveness of such process ... 3,327,000 ..... (re. $1,991,000)

For services and expenses of operation IMPACT including anti-gun trafficking initiative as allocated and distributed by competitive process which includes an evaluation of the effectiveness of such process ... 15,683,000 ..... (re. $2,586,000)

For payment of state aid to counties and the city of New York for local alternatives to incarceration, pursuant to article 13-A of the

executive law. Notwithstanding any other provision of law, the total amount for state assistance may be provided to participating counties and the city of New York in the same proportion of the appropriation as received during the preceding fiscal year, pursuant to regulations issued by the division of criminal justice services .... 3,524,000 ..... (re. $1,839,000)

For payments to not-for-profit and government operated programs providing alternatives to incarceration, to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process ..... 4,315,000 ..... (re. $640,000)

For payment of state aid to counties and the city of New York for local alternatives to incarceration that provide alcohol and substance abuse treatment programs and services and other related interventions, pursuant to section 266 of article 13-A of the executive law ... 2,079,000 ..... (re. $1,121,000)

For payment as assistance to localities to provide supervision and treatment for at-risk youth or offenders by public or not-for-profit agencies to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process ... 889,000 ..... (re. $196,000)

For services and expenses of programs that provide alternatives to incarceration for eligible individuals and families whose income do not exceed 200 percent of the federal poverty level ..... 2,848,000 ..... (re. $1,702,000)

By chapter 50, section 1, of the laws of 2009:

For payment to the New York state district attorneys association and the New York state prosecutors training institute for services and expenses related to the prosecution of crimes and the provision of continuing legal education, training, and support for medicaid fraud prosecution ... 2,780,000 ..... (re. $2,603,000)

For payment of state aid for expenses of crime laboratories for accreditation, training, capacity enhancement and lab related services to maintain the quality and reliability of forensic services to criminal justice agencies, distributed through a competitive process, which includes an evaluation of the effectiveness of such process. Some of these funds herein appropriated may be transferred to state operations and may be suballocated to other state agencies ... 8,008,000 ..... (re. $759,000)

For reimbursement of the services and expenses of municipal corporations, public authorities, the division of state police, authorized police departments of state public authorities or regional state park commissions for the purchase of ballistic soft body armor vests, such sum shall be payable on the audit and warrant of the state comptroller on vouchers certified by the commissioner of the division of criminal justice services and the chief administrative officer of the municipal corporation, public authority, or state entity making requisition and purchase of such vests. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 619,000 ..... (re. $610,000)

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For services and expenses of operation IMPACT including anti-gun trafficking initiative as allocated and distributed by competitive process which includes an evaluation of the effectiveness of such process ... 17,426,000 ..... (re. $547,000)
For services and expenses of the establishment of regional Operation S.N.U.G. programs ... 4,000,000 ..... (re. $1,064,000)

By chapter 50, section 1, of the laws of 2009, as transferred by chapter 50, section 1, of the laws of 2010:
For payment of state aid to counties and the city of New York for local alternatives to incarceration, pursuant to article 13-A of the executive law. Notwithstanding any other provision of law, the total amount for state assistance may be provided to participating counties and the city of New York in the same proportion of the appropriation as received during the preceding fiscal year, pursuant to regulations issued by the division of probation and correctional alternatives ... 3,916,000 ..... (re. $801,000)
For payment of state aid to counties and the city of New York for local alternatives to incarceration that provide alcohol and substance abuse treatment programs and services and other related interventions, pursuant to section 266 of article 13-A of the executive law ... 2,310,000 ..... (re. $1,167,000)
For payment as assistance to localities to provide supervision and treatment for at-risk youth or offenders by public or not-for-profit agencies to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process ... 988,000 ..... (re. $646,000)
For services and expenses of programs that provide alternatives to incarceration for eligible individuals and families whose income do not exceed 200 percent of the federal poverty level ..... 3,164,000 ..... (re. $711,000)
For payments to not-for-profit and government operated programs providing alternatives to incarceration, to be distributed pursuant to existing contracts or through a competitive process which includes an evaluation of the effectiveness of such process; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 4,932,000 ..... (re. $915,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Miscellaneous Discretionary Account

By chapter 53, section 1, of the laws of 2011:
Funds herein appropriated may be used to disburse unanticipated federal grants in support of state and local programs to prevent crime, support law enforcement, improve the administration of justice, and assist victims. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 8,000,000 ..... (re. $8,000,000)

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By chapter 50, section 1, of the laws of 2010:
Funds herein appropriated may be used to disburse unanticipated federal grants in support of state and local programs to prevent crime, support law enforcement, improve the administration of justice, and assist victims. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 8,000,000 ..... (re. $7,017,000)

By chapter 50, section 1, of the laws of 2009, as amended by chapter 50, section 1, of the laws of 2010:
Funds herein appropriated may be used to disburse unanticipated federal grants in support of state and local programs to prevent crime, support law enforcement, improve the administration of justice, and assist victims. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 3,000,000 ..... (re. $520,000)

By chapter 50, section 1, of the laws of 2008, as amended by chapter 50, section 1, of the laws of 2010:
Funds herein appropriated may be used to disburse unanticipated federal grants in support of state and local programs to prevent crime, support law enforcement, improve the administration of justice, and assist victims. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 1,400,000 ..... (re. $162,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Crime Identification and Technology Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to identification technology grants including, but not limited to, crime lab improvement and DNA programs. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 1,500,000 ..... (re. $1,500,000)

By chapter 50, section 1, of the laws of 2010:
For services and expenses related to identification technology grants including, but not limited to, crime lab improvement and DNA programs. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 1,500,000 ..... (re. $772,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Edward Byrne Memorial Grant Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to the federal Edward Byrne memorial justice assistance formula program, including enhanced prosecution, enhanced defense, local law enforcement programs, youth violence

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and/or crime reduction programs, crime laboratories, re-entry services, and judicial diversion and alternative to incarceration programs. Funds appropriated herein shall be expended pursuant to a plan developed by the commissioner of criminal justice services and approved by the director of the budget. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies ... 9,775,000 ..... (re. $9,350,000)

For services and expenses of drug, violence, and crime control and prevention programs in the manner set forth in subdivision 5 of section 24 of the state finance law .....
1,000,000 ..... (re. $1,000,000)

For services and expenses of drug, violence and crime control and prevention programs in accordance with the following schedule:

Broome County Security Division ... 50,000 ..... (re. $50,000)

Bergen Basin Community Development Corporation - Anti-Gang Prevention Program ... 26,000 ..... (re. $26,000)

Chinese-American Planning Council Youth Training Program .....
60,000 ..... (re. $60,000)

City of Syracuse Police Department ... 91,000 ..... (re. $91,000)

City of Watertown Police Department ... 26,500 ..... (re. $26,500)

City of Yonkers Police Department ... 50,000 ..... (re. $50,000)

Elmcor Youth and Adult Activities Program ... 45,000 ... (re. $45,000)

Haverstraw Town Police Department ... 75,000 ..... (re. $75,000)

Jacob Riis Settlement House ... 20,000 ..... (re. $20,000)

Lower East Side Service Center ... 76,000 ..... (re. $76,000)

Metropolitan Coordinating Council: All About Jobs II .....
76,000 ..... (re. $76,000)

Nassau County Police Department ... 50,000 ..... (re. $50,000)

Ohel Children's Home & Family Services Drug Prevention Program .....
76,000 ..... (re. $76,000)

St. Lawrence County Sheriff ... 30,000 ..... (re. $30,000)

Town of Chili ... 57,000 ..... (re. $57,000)

Town of DeWitt Police Department ... 25,000 ..... (re. $25,000)

Town of Riga Court A ... 5,000 ..... (re. $5,000)

Town of Rush Court ... 4,000 ..... (re. $4,000)

Town of Wheatland ... 4,000 ..... (re. $4,000)

United Jewish Council - East Side Community Crime Prevention .....
70,000 ..... (re. $70,000)

Urban League of Long Island ... 40,000 ..... (re. $40,000)

Village of Philadelphia Police Department ... 33,500 ... (re. $33,500)

Village of Churchville ... 10,000 ..... (re. $10,000)

By chapter 50, section 1, of the laws of 2010:

For services and expense related to the federal Edward Byrne memorial justice assistance formula program as funded by the American Recovery and Reinvestment Act of 2009, including local law enforcement programs, re-entry services, substance abuse treatment, probation, local jails, and judicial diversion and alternative to incarceration programs. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. Funds appropriated herein shall be expended pursuant to a plan developed by the commissioner of criminal justice services and

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approved by the director of the budget, and such plan be provided to the chair of assembly ways and means and the chair of the senate finance committee. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies ... 23,500,000 ..... (re. $9,348,000)

For services and expenses related to the federal Edward Byrne memorial justice assistance formula program, including enhanced prosecution, enhanced defense, local law enforcement programs, youth violence and/or crime reduction programs, crime laboratories, re-entry services, and judicial diversion and alternative to incarceration programs. Funds appropriated herein shall be expended pursuant to a plan developed by the commissioner of criminal justice services and approved by the director of the budget. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies ... 9,775,000 ..... (re. $4,340,000)

For services and expenses of drug, violence, and crime control and prevention programs in accordance with the following schedule:

Consortium of the Niagara Frontier ... 80,000 ..... (re. $80,000)

Episcopal Social Services of New York City ... 80,000 .. (re. $80,000)

First Time Last Time Alternative to Incarceration Program ..... 60,000 ..... (re. $60,000)

Kings County District Attorney - Mortgage Foreclosure Fraud Initiative ... 90,000 ..... (re. $90,000)

Kings County District Attorney - Community and Law Enforcement Resources Together (ComAlert) Program ... 100,000 ... (re. $100,000)

Vera Institute of Justice - Services for Justice System - Involved Youth ... 87,000 ..... (re. $87,000)

Broome County Security Division ... 50,000 ..... (re. $50,000)

Chinese-American Planning Council Youth Training Program ..... 60,000 ..... (re. $60,000)

City of Newburgh Police Department ... 100,000 ..... (re. $100,000)

City of Niagara Falls Police Department ... 46,000 ..... (re. $46,000)

City of Poughkeepsie Police Department ... 25,000 ..... (re. $25,000)

City of Yonkers Police Department ... 50,000 ..... (re. $50,000)

Elmcor Youth and Adult Activities Program ... 45,000 ... (re. $45,000)

Jacob Riis Settlement House ... 20,000 ..... (re. $20,000)

Jefferson County Sheriff's Department ... 50,000 ..... (re. $50,000)

Lower East Side Service Center ... 76,000 ..... (re. $76,000)

Metropolitan Coordinating Council: All About Jobs II ..... 76,000 ..... (re. $76,000)

NYC Police Department - 122nd Precinct ... 25,000 ..... (re. $25,000)

NYC Police Department - 68th Precinct ... 25,000 ..... (re. $25,000)

Ohel Children's Home & Family Services Drug Prevention Program ..... 76,000 ..... (re. $76,000)

Onondaga Sheriff's Department ... 75,000 ..... (re. $75,000)

Rensselaer County DA ... 50,000 ..... (re. $50,000)

Town of Manlius Police Department ... 30,000 ..... (re. $30,000)

United Jewish Council - East Side Community Crime Prevention ..... 70,000 ..... (re. $70,000)

Village of Massena Police Department ... 25,000 ..... (re. $25,000)

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By chapter 50, section 1, of the laws of 2009, as amended by chapter 50, section 1, of the laws of 2010:

For services and expense related to the federal Edward Byrne memorial justice assistance formula program as funded by the American Recovery and Reinvestment Act of 2009, including local law enforcement programs, re-entry services, substance abuse treatment, probation, and judicial diversion and alternative to incarceration programs. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. Funds appropriated herein shall be expended pursuant to a plan developed by the commissioner of criminal justice services and approved by the director of the budget, and such plan be provided to the chair of assembly ways and means and the chair of the senate finance committee. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies ..... 20,000,000 ..... (re. $7,495,000)

For services and expenses related to the federal Edward Byrne memorial justice assistance formula program, including enhanced prosecution, enhanced defense, local law enforcement programs, youth violence and/or crime reduction programs, crime laboratories, re-entry services, and judicial diversion and alternative to incarceration programs. Funds appropriated herein shall be expended pursuant to a plan developed by the commissioner of criminal justice services and approved by the director of the budget. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies ... 7,900,000 ..... (re. $1,676,000)

For services and expenses of drug, violence, and crime control and prevention programs in accordance with the following schedule:

NYC Police Department - 122nd Precinct ... 25,000 ..... (re. $25,000)

NYC Police Department - 68th Precinct ... 25,000 ..... (re. $25,000)

Rensselaer County District Attorney ... 50,000 ..... (re. $50,000)

Kings County District Attorney - Mortgage Foreclosure Fraud Initiative ... 90,000 ..... (re. $18,000)

Kings County District Attorney - Community and Law Enforcement Resources Together (ComALERT) program ... 100,000 ... (re. $100,000)

Osborne Association Court Advocacy ... 221,000 ..... (re. $67,000)

Queens County District Attorney - Early Case Intervention System ..... 24,000 ..... (re. $12,000)

Queens County District Attorney - Point of Entry (State) Prosecution ... 50,000 ..... (re. $50,000)

Vera Institute of Justice - Services for Justice System - Involved Youth ... 87,000 ..... (re. $28,000)

By chapter 50, section 1, of the laws of 2008, as amended by chapter 496, section 7, of the laws of 2008:

For purposes of enhanced prosecution, enhanced defense, youth violence and/or crime reduction programs, crime laboratories and re-entry services associated with correctional facilities to be distributed in the same manner as a prior year or through a competitive process.

For the grant period October 1, 2007 to September 30, 2008 ..... 6,600,000 ..... (re. $255,000)

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For services and expenses of drug, violence, and crime control and prevention programs in accordance with the following schedule; provided however that the remainder of the appropriation shall be allocated in the manner set forth in subdivision 5 of section 24 of the state finance law:
For the grant period October 1, 2007 to September 30, 2008 .....
3,000,000 ..... (re. $512,000)

sub-schedule

Bergen Basin Community Development Corp. - Operation Clean Slate	25,000
Chinese-American Planning Council Youth Training Program	59,000
Elmcor Youth and Adult Activities Program	42,000
Friends United Block Association Anti-Gang Initiative	25,000
Greater Ridgewood Youth Council	20,000
Jacob Riis Settlement House	20,000
Lower East Side Service Center	76,000
Metro Coord Council: All About Jobs II	76,000
Ohel Children's Home & Family Services Drug Prevention Program	76,000
United Jewish Council East Side Community Crime Prevention Program	68,000
Utica City School District	49,000
YMCA Greenpoint - Kids in Control	98,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Juvenile Accountability Incentive Block Grant Account

By chapter 53, section 1, of the laws of 2011:
For payment of federal aid to localities juvenile accountability incentive block grant moneys pursuant to an allocation plan developed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....
2,000,000 ..... (re. $2,000,000)

By chapter 50, section 1, of the laws of 2010:
For payment of federal aid to localities juvenile accountability incentive block grant moneys pursuant to an allocation plan developed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....
2,100,000 ..... (re. $2,065,000)

By chapter 50, section 1, of the laws of 2009:
For payment of federal aid to localities juvenile accountability incentive block grant moneys pursuant to an allocation plan devel-

oped by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 2,100,000 ..... (re. $1,335,000)

By chapter 50, section 1, of the laws of 2008:
For payment of federal aid to localities juvenile accountability incentive block grant moneys pursuant to an allocation plan developed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ..... 1,850,000 ..... (re. $555,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Juvenile Justice and Delinquency Prevention Formula Account

By chapter 53, section 1, of the laws of 2011:
For payment of federal aid to localities pursuant to the provisions of the federal juvenile justice and delinquency prevention act in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 3,000,000 ..... (re. $3,000,000)
For payment of federal aid to localities pursuant to the provisions of title V of the juvenile justice and delinquency prevention act of 1974, as amended for local delinquency prevention programs, including sub-allocation to state operations for the administration of this grant in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services.
For services and expenses associated with the juvenile justice and delinquency prevention formula account. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 100,000 ..... (re. $100,000)

By chapter 50, section 1, of the laws of 2010:
For payment of federal aid to localities pursuant to the provisions of the federal juvenile justice and delinquency prevention act in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 2,700,000 ..... (re. $2,683,000)
For payment of federal aid to localities pursuant to the provisions of title V of the juvenile justice and delinquency prevention act of 1974, as amended for local delinquency prevention programs, including sub-allocation to state operations for the administration of this grant in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services.

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For services and expenses associated with the juvenile justice and delinquency prevention formula account. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 100,000 ..... (re. $100,000)

By chapter 50, section 1, of the laws of 2009:
For payment of federal aid to localities pursuant to the provisions of the federal juvenile justice and delinquency prevention act in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 3,000,000 ..... (re. $1,246,000)
For payment of federal aid to localities pursuant to the provisions of title V of the juvenile justice and delinquency prevention act of 1974, as amended for local delinquency prevention programs, including sub-allocation to state operations for the administration of this grant in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services.
For services and expenses associated with the juvenile justice and delinquency prevention formula account. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 100,000 ..... (re. $100,000)

By chapter 50, section 1, of the laws of 2008:
For payment of federal aid to localities pursuant to the provisions of title V of the juvenile justice and delinquency prevention act of 1974, as amended for local delinquency prevention programs, including sub-allocation to state operations for the administration of this grant in accordance with a distribution plan determined by the juvenile justice advisory group and affirmed by the commissioner of the division of criminal justice services.
For services and expenses associated with the juvenile justice and delinquency prevention formula account. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies ... 100,000 ..... (re. $50,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Violence Against Women Account

By chapter 53, section 1, of the laws of 2011:
For payment of federal aid to localities pursuant to an expenditure plan developed by the commissioner of the division of criminal justice services, provided however that up to 10 percent of the amount herein appropriated may be used for program administration. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....
6,500,000 ..... (re. $6,500,000)

By chapter 50, section 1, of the laws of 2010:

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For payment of federal aid to localities pursuant to an expenditure plan developed by the commissioner of the division of criminal justice services, provided however that up to 10 percent of the amount herein appropriated may be used for program administration. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....
7,000,000 ..... (re. $3,247,000)
For services and expenses related to the federal violence against women program as funded by the American Recovery and Reinvestment Act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....
3,250,000 ..... (re. $454,000)

By chapter 50, section 1, of the laws of 2009:
For payment of federal aid to localities pursuant to an expenditure plan developed by the commissioner of the division of criminal justice services, provided however that up to 10 percent of the amount herein appropriated may be used for program administration. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies .....
5,500,000 ..... (re. $215,000)

By chapter 50, section 1, of the laws of 2009, as amended by chapter 50, section 1, of the laws of 2010:
For services and expenses related to the federal violence against women program as funded by the American Recovery and Reinvestment Act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. A portion of these funds may be transferred to state operations and/or suballocated to other state agencies .....
1,983,000 ..... (re. $186,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Crimes Against Revenue Program Account

By chapter 53, section 1, of the laws of 2011:
For payment to district attorneys who participate in the crimes against revenue program to be distributed according to a plan developed by the commissioner of the division of criminal justice services, in consultation with the department of taxation and finance, and approved by the director of the budget .....
16,000,000 ..... (re. $16,000,000)

By chapter 50, section 1, of the laws of 2010:
For payment to district attorneys who participate in the crimes against revenue program to be distributed according to a plan developed by the commissioner of the division of criminal justice services, in consultation with the department of tax and finance,

and approved by the director of the budget ..... 16,000,000 ..... (re. $5,458,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Criminal Justice Improvement Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of programs that prevent domestic violence or aid the victims of domestic violence in the manner set forth in subdivision 5 of section 24 of the state finance law ..... 609,000 ..... (re. $609,000)
For services and expenses of programs that prevent domestic violence or aid victims of domestic violence:
For services and expenses of:
Domestic Violence Law Project of Rockland County ..... 41,109 ..... (re. $41,109)
Empire Justice Center ... 47,638 ..... (re. $47,638)
Legal Aid Society of Mid-New York ... 41,109 ..... (re. $41,109)
Legal Aid Society of New York - Domestic Violence Services ..... 67,218 ..... (re. $67,218)
Legal Services for New York City - Brooklyn ..... 41,109 ..... (re. $41,109)
Legal Services for New York City - Queens ... 41,109 ... (re. $41,109)
Metropolitan New York Council on Jewish Poverty ..... 55,363 ..... (re. $55,363)
My Sisters' Place ... 41,109 ..... (re. $41,109)
Nassau Coalition Against Domestic Violence, Inc. ..... 41,109 ..... (re. $41,109)
Neighborhood Legal Services Inc. of Erie County ..... 41,109 ..... (re. $41,109)
Sanctuary for Families ... 55,363 ..... (re. $55,363)
Rochester Legal Aid Society ... 54,546 ..... (re. $54,546)
Volunteer Legal Services Project of Monroe County ..... 41,109 ..... (re. $41,109)

By chapter 50, section 1, of the laws of 2010:
For services and expenses of programs that prevent domestic violence or aid the victims of domestic violence.
For services and expenses of:
Allen Women's Resource Center ... 100,000 ..... (re. $100,000)
The Legal Project of the Capital District Women's Bar Association .... 70,000 ..... (re. $19,000)
Legal Services of Hudson Valley-Kingston ... 75,000 .... (re. $15,000)
Domestic Violence Law Project of Rockland County ..... 41,109 ..... (re. $11,000)
Legal Aid Society of Mid-New York ... 41,109 ..... (re. $41,000)
Legal Services for New York City - Brooklyn ..... 41,109 ..... (re. $19,000)
Metropolitan New York Council on Jewish Poverty ..... 55,363 ..... (re. $23,000)
My Sisters' Place ... 41,109 ..... (re. $20,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Nassau Coalition Against Domestic Violence ... 41,109 ... (re. $9,000)
Neighborhood Legal Services of Erie County ... 41,109 .. (re. $41,000)

By chapter 50, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:
For services and expenses of programs that prevent domestic violence or aid the victims of domestic violence in accordance with the following schedule:
Allen Women's Resource Center ... 100,000 ..... (re. $32,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Drug Enforcement Task Force Account

By chapter 50, section 1, of the laws of 2008:
For distribution to the state's political subdivisions and for services and expenses of the drug enforcement task forces. Some of these funds may be transferred to state operations appropriations ... 392,000 ..... (re. $392,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Legal Services Assistance Account

By chapter 53, section 1, of the laws of 2011:
For prosecutorial services of counties, to be distributed in the same manner as the prior year or through a competitive process ..... 2,592,000 ..... (re. $2,592,000)
For defense services to be distributed in the same manner as the prior year or through a competitive process ..... 2,592,000 ..... (re. $1,017,000)
For services and expenses of the district attorney and indigent legal services attorney loan forgiveness program pursuant to section 679-e of the education law. These funds may be suballocated to the higher education services corporation ... 2,430,000 ..... (re. $2,430,000)
For services and expenses of civil or criminal domestic violence legal services in the manner set forth in subdivision 5 of section 24 of the state finance law ... 650,000 ..... (re. $650,000)
For services, expenses or reimbursement of expenses incurred by local government agencies and/or not-for-profit providers or their employees providing civil or criminal legal services in accordance with the following schedule:
Albany County District Attorney ... 48,100 ..... (re. $48,100)
Brooklyn Bar Association ... 24,050 ..... (re. $24,050)
Caribbean Women's Health Association ... 24,050 ..... (re. $24,050)
Center for Family Representation ... 120,250 ..... (re. $120,250)
Chemung County Neighborhood Legal Services ..... 43,290 ..... (re. $43,290)
City Bar Fund ... 24,050 ..... (re. $24,050)
Day One New York ... 36,556 ..... (re. $36,556)
Empire Justice Center ... 186,147 ..... (re. $186,147)
Family and Children's Association ... 43,290 ..... (re. $43,290)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Frank H. Hiscock Legal Aid Society ... 24,050 ..... (re. $24,050)
Greenhope Services for Women ... 36,556 ..... (re. $36,556)
Harlem Legal Services ... 120,250 ..... (re. $120,250)
Legal Aid Bureau of Buffalo ... 38,480 ..... (re. $38,480)
Legal Aid Society of Mid New York ... 72,150 ..... (re. $72,150)
Legal Aid Society of Northeastern New York ... 52,910 .. (re. $52,910)
Legal Aid Society for Rockland County ... 24,050 ..... (re. $24,050)
Legal Information for Families Today (LIFT) .....
43,290 ..... (re. $43,290)
Legal Project of the Cap. Dist. Women's Bar .....
91,390 ..... (re. $91,390)
Legal Services for New York City (LSNY) ... 129,870 ... (re. $129,870)
Legal Services of Central New York ... 14,430 ..... (re. $14,430)
Legal Services of the Hudson Valley ... 52,910 ..... (re. $52,910)
Metropolitan Council on Jewish Poverty ... 240,500 .... (re. $240,500)
Metropolitan Council on Jewish Poverty - Project New Leaf .....
73,112 ..... (re. $73,112)
MFY Legal Services ... 48,100 ..... (re. $48,100)
Monroe County Legal Assistance Center ... 38,480 ..... (re. $38,480)
Nassau/Suffolk Law Services Committee, Inc. .....
52,910 ..... (re. $52,910)
New York Legal Assistance Group (NYLAG) ... 24,050 ..... (re. $24,050)
New York Legal Assistance Group (NYLAG) - Brooklyn Conflicts Office
131,313 ..... (re. $131,313)
New York City Legal Aid ... 48,100 ..... (re. $48,100)
New York City Legal Aid ... 288,600 ..... (re. $288,600)
New York County District Attorney - Identity Theft Prosecution .....
40,404 ..... (re. $40,404)
Northern Manhattan Improvement Corporation ... 86,580 .. (re. $86,580)
Osborne Association El Rio Program ... 39,442 ..... (re. $39,442)
Rural Law Center of New York ... 24,050 ..... (re. $24,050)
Sanctuary for Families ... 240,500 ..... (re. $240,500)
Southern Tier Legal Services ... 67,340 ..... (re. $67,340)
Vera Institute of Justice ... 67,340 ..... (re. $67,340)
Volunteers of Legal Service (VOLS) ... 43,290 ..... (re. $43,290)
Western New York Law Center ... 43,290 ..... (re. $43,290)
Worker's Rights Law Center of New York, Inc. .....
38,480 ..... (re. $38,480)
For services and expenses of statewide indigent legal services for
persons reentering communities from state facilities .....
1,000,000 ..... (re. $487,000)

By chapter 50, section 1, of the laws of 2010:
For services and expenses of the district attorney and indigent legal
services attorney loan forgiveness program pursuant to section 679-e
of the education law. These funds may be suballocated to the higher
education services corporation ... 2,700,000 ..... (re. $2,200,000)
For services and expenses of:
Chautauqua County Legal Services ... 645 ..... (re. $600)
Frank H. Hiscock Legal Aid Society ... 10,593 ..... (re. $2,000)
Legal Aid Society of Mid New York ... 4,606 ..... (re. $1,000)
Legal Aid Society of Rockland County ... 6,070 ..... (re. $6,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Legal Assistance of Western New York (LAWNY) .....
29,911 ..... (re. $1,000)
Legal Services for the Elderly of Western New York .....
6,646 ..... (re. $6,000)
Make the Road New York ... 12,966 ..... (re. $12,000)
New York Center for Law and Justice - Legal Services of the Deaf .....
8,681 ..... (re. $8,000)
The Legal Project Capital District Women's Bar Association .....
6,448 ..... (re. $2,000)
CASA of Erie Co ... 1,107 ..... (re. $1,000)
CASA of Rockland Co ... 603 ..... (re. $600)
CASA of Westchester Mental Health ... 1,658 ..... (re. $1,600)
Chautauqua County Legal services ... 7,212 ..... (re. $7,200)
FOCUS ... 11,695 ..... (re. $8,900)
Legal Aid of Rockland County ... 8,628 ..... (re. $8,000)
Legal Aid Society of Northeastern NY ... 63,894 ..... (re. $63,000)
Legal Services of Hudson Valley ... 54,353 ..... (re. $54,000)
Medicare Rights Center ... 3,103 ..... (re. $3,000)
Neighborhood Legal Services (Orleans, Genesee, Wyoming) .....
5,325 ..... (re. $3,000)
Neighborhood Legal Services (Erie) ... 46,867 ..... (re. $36,000)
Neighborhood Legal Services (Niagara) ... 8,937 ..... (re. $4,300)
New York Legal Assistance Group (NYLAG) ... 3,554 ..... (re. $800)
Research Foundation CUNY-Brookdale ... 3,317 ..... (re. $3,300)
Volunteer Legal Services of (NYC) ... 12,878 ..... (re. $9,600)

The appropriation made by chapter 50, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

For services, expenses or reimbursement of expenses incurred by local government agencies and/or not-for-profit providers or their employees providing civil or criminal legal services in accordance with the following schedule:

Albany County District Attorney ... 45,000 ..... (re. $45,000)
Brooklyn Bar Association ... 22,500 ..... (re. $22,500)
New York Legal Assistance Group - Brooklyn Conflicts Office .....
122,850 ..... (re. $122,800)
Caribbean Women's Health Association (CWHA) .....
22,500 ..... (re. $22,500)
Frank H. Hiscock Legal Aid Society ... 22,500 ..... (re. $7,000)
Greenhope Services for Women ... 34,200 ..... (re. $12,000)
Legal Aid Society of Mid New York ... 67,500 ..... (re. $17,000)
Legal Aid Society of Northeastern New York ... 49,500 .. (re. $32,000)
Legal Aid Society of Rockland County ... 22,500 ..... (re. $22,500)
Legal Project of the Capital District Women's Bar .....
85,500 ..... (re. $23,000)
Legal Services of the Hudson Valley ... 49,500 ..... (re. $17,000)
Metropolitan Council on Jewish Poverty ... 225,000 .... (re. $225,000)
Metropolitan Council on Jewish Poverty - Project New Leaf .....
68,400 ..... (re. $68,400)
Monroe County Legal Assistance Center ... 36,000 ..... (re. $9,000)
New York Legal Assistance Group (NYLAG) ... 22,500 ..... (re. $5,000)

DIVISION OF CRIMINAL JUSTICE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Southern Tier Legal Services ... 63,000 ..... (re. $6,000)
Vera Institute of Justice ... 63,000 ..... (re. $28,000)
Volunteers of Legal Service (VOLS) ... 40,500 ..... (re. $30,000)
Western New York Law Center ... 40,500 ..... (re. $9,000)

By chapter 50, section 1, of the laws of 2009:
For services, expenses or reimbursement of expenses incurred by local government agencies and/or not-for-profit providers or their employees providing civil or criminal legal services.
Albany County District Attorney ... 50,000 ..... (re. $18,000)
Frank H. Hiscock Legal Aid Society ... 25,000 ..... (re. $1,000)
Metropolitan Coordinating Council on Jewish Poverty .....
250,000 ..... (re. $2,000)

By chapter 50, section 1, of the laws of 2009, as amended by chapter 50, section 1, of the laws of 2010:
Notwithstanding any law to the contrary, for payment of grants for the provision of civil legal services. These funds shall not be available until a plan for their administration has been approved by the director of the budget, which plan provides for the distribution of these funds through existing contracts or through a competitive process. Amounts appropriated herein may be transferred in full to any other state department or agency .....
432,000 ..... (re. $59,000)

Special Revenue Funds - Other
State Police and Motor Vehicle Law Enforcement Fund
[Local Agency Law Enforcement]
MOTOR VEHICLE THEFT AND INSURANCE FRAUD Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses associated with local anti-auto theft programs, in accordance with section 89-d of the state finance law, distributed through a competitive process .....
3,749,000 ..... (re. $3,749,000)

By chapter 50, section 1, of the laws of 2010:
For services and expenses associated with local anti-auto theft programs, in accordance with section 89-d of the state finance law, distributed through a competitive process .....
3,749,000 ..... (re. $1,472,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	36,614,000	178,025,998
Special Revenue Funds - Federal	6,000,000	6,295,000
Special Revenue Funds - Other	0	55,351,534
All Funds	42,614,000	239,672,532

SCHEDULE

MARKETING AND ADVERTISING PROGRAM 4,207,000

General Fund
Local Assistance Account

For a local tourism promotion matching grants program pursuant to article 5-A of the economic development law 3,815,000
For operation of a gateway information center at Beekmantown, New York 196,000
For operation of a gateway information center at Binghamton, New York 196,000

HIGH TECHNOLOGY PROGRAM 30,594,000

General Fund
Local Assistance Account

For services and expenses related to the operation of the centers of excellence pursuant to a plan approved by the director of the budget. All or portions of the funds appropriated hereby may be suballocated or transferred to any department, agency, or public authority 5,234,000

Project Schedule

PROJECT	AMOUNT
For services and expenses related to the operation of the Buffalo center of excellence in bioinformatics and life sciences	872,333
For services and expenses related to the operation of	

	the Greater Rochester center of excellence in photonics and microsystems	872,333	
	For services and expenses related to the operation of the Syracuse center of excellence in environmental and energy systems	872,333	
	For services and expenses related to the operation of the Albany center of excellence in nanoelectronics ...	872,333	
	For services and expenses related to the operation of the Stony Brook center of excellence in wireless and information technology	872,333	
	For services and expenses related to the operation of the Binghamton Center of Excellence in small scale systems integration and packaging	872,333	
	Total	5,234,000	
	For services and expenses related to the following: centers for advanced technology, for matching grants to designated centers for advanced technology, pursuant to subdivision 3 of section 3102-b of the public authorities law. Notwithstanding any provision of law to the contrary, funds may also be used for initiatives related to the operation and development of the centers of excellence or other high technology centers. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan		13,818,000
	Technology development organization matching grants, to be awarded on a competitive basis in accordance with the provisions of section 3102-d of the public authorities law. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation		

until the director of the budget has approved a spending plan 1,382,000

Industrial technology extension service. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 921,000

Focus center - New York. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 3,006,000

High technology matching grants program, including the security through advanced research and technology (START) initiative to leverage resources from federal or private sources including but not limited to the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology economic development, including the payment of liabilities incurred prior to April 1, 2012. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 4,606,000

Cornell university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 392,000

Cornell university/NSF national nanotechnology infrastructure network. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 490,000

Columbia university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 245,000

Rensselaer Polytechnic Institute Smart Lighting Systems Engineering Research Center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 500,000

RESEARCH DEVELOPMENT PROGRAM 343,000

General Fund
Local Assistance Account

For the science and technology law center program 343,000

TRAINING AND BUSINESS ASSISTANCE PROGRAM 7,470,000

General Fund
Local Assistance Account

For services and expenses of state matching funds for the federal manufacturing extension partnership program.
Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan 1,470,000

Program account subtotal 1,470,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Manufacturing Extension Partnership Program Account

Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority 6,000,000

Program account subtotal 6,000,000

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

MARKETING AND ADVERTISING PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For a local tourism promotion matching grants program pursuant to article 5-A of the economic development law ..... 3,815,000 ..... (re. $3,815,000)
For operation of a gateway information center at Beekmantown, New York ... 196,000 ..... (re. $99,000)
For operation of a gateway information center at Binghamton, New York ... 196,000 ..... (re. $153,000)

By chapter 55, section 1, of the laws of 2010:
For a local tourism promotion matching grants program pursuant to article 5-A of the economic development law ..... 3,815,000 ..... (re. $3,787,000)

By chapter 55, section 1, of the laws of 2009:
For a local tourism promotion matching grants program pursuant to article 5-A of the economic development law ..... 4,171,000 ..... (re. $680,000)

By chapter 55, section 1, of the laws of 2008, as amended by chapter 55, section 1, of the laws of 2009:
For services and expenses of the business marketing program pursuant to chapter 59 of the laws of 2008 ... 875,000 ..... (re. $875,000)

HIGH TECHNOLOGY PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to the operation of the centers of excellence pursuant to a plan approved by the director of the budget. All or portions of the funds appropriated hereby may be suballocated or transferred to any department, agency, or public authority ... 5,233,998 ..... (re. $5,233,998)

Project Schedule

PROJECT	AMOUNT
For services and expenses related to the operation of the Buffalo center of excellence in bioinformatics and life sciences	872,333
For services and expenses related to the operation of the Greater Rochester center	

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

of excellence in photonics and microsystems	872,333
For services and expenses related to the operation of the Syracuse center of excellence in environmental and energy systems	872,333
For services and expenses related to the operation of the Albany center of excellence in nanoelectronics	872,333
For services and expenses related to the operation of the Stony Brook center of excellence in wireless and information technology	872,333
For services and expenses related to the operation of the Binghamton Center of Excellence in small scale systems integration and packaging	872,333
Total	5,233,998

For services and expenses related to the following: centers for advanced technology, for matching grants to designated centers for advanced technology, pursuant to subdivision 3 of section 3102-b of the public authorities law. Notwithstanding any provision of law to the contrary, funds may also be used for initiatives related to the operation and development of the centers of excellence or other high technology centers. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 13,818,000 ..... (re. $13,818,000)

Technology development organization matching grants, to be awarded on a competitive basis in accordance with the provisions of section 3102-d of the public authorities law. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 1,382,000 ..... (re. $1,288,000)

Industrial technology extension service. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 921,000 ..... (re. $701,000)

Focus center - New York. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 3,006,000 ..... (re. $3,006,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

High technology matching grants program, including the security through advanced research and technology (START) initiative to leverage resources from federal or private sources including but not limited to the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology economic development, including the payment of liabilities incurred prior to April 1, 2011. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 4,606,000 ..... (re. $4,606,000)

Cornell university/NSF nanobiotechnology. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 294,000 ..... (re. $294,000)

Cornell university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 392,000 ..... (re. $392,000)

Cornell university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 490,000 ..... (re. $490,000)

Cornell university/NSF national nanotechnology infrastructure network. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 490,000 ..... (re. $490,000)

Columbia university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 490,000 ..... (re. $490,000)

Columbia university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 245,000 ..... (re. $245,000)

RPI/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 490,000 ..... (re. $490,000)

SUNY Albany semiconductor research corporation (SRC)center for advanced interconnect systems technologies (CAIST), including the payment of liabilities incurred prior to April 1, 2011. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 690,000 ..... (re. $690,000)

University at Albany Institute for Nanoelectronics Discovery and Exploration (INDEX). No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 750,000 ..... (re. $750,000)

Rensselaer Polytechnic Institute Smart Lighting Systems Engineering Research Center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ..... 500,000 ..... (re. $500,000)

Stony Brook University Semiconductor High-Energy Radiation project. No funds shall be expended from this appropriation until the director

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

of the budget has approved a spending plan .....
250,000 ..... (re. $250,000)

By chapter 55, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:

Innovation economy matching grants program to be awarded on a competitive basis to leverage resources from federal or private sources, including but not limited to, the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology research and economic development, including the payment of liabilities incurred prior to April 1, 2010. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require. Copies of the plan shall be provided to the Senate Finance and Assembly Ways and Means .....
29,500,000 ..... (re. $29,500,000)

For services and expenses related to the operation of the centers of excellence pursuant to a plan approved by the director of the budget. All or portions of the funds appropriated hereby may be suballocated or transferred to any department, agency, or public authority
... 5,234,000 ..... (re. $4,362,000)

Project Schedule

PROJECT	AMOUNT
For services and expenses related to the operation of the Buffalo center of excellence in bioinformatics and life sciences	872,333
For services and expenses related to the operation of the Greater Rochester center of excellence in photonics and microsystems	872,333
For services and expenses related to the operation of the Syracuse center of excellence in environmental and energy systems	872,333
For services and expenses related to the operation of the Albany center of excellence in nanoelectronics	872,333
For services and expenses related to the operation of the Stony Brook center of excellence in wireless and	

information technology 872,333
For services and expenses related to the operation of the Binghamton Center of Excellence in small scale systems integration and packaging 872,333
Total 5,234,000

For services and expenses related to the following: centers for advanced technology, for matching grants to designated centers for advanced technology, pursuant to subdivision 3 of section 3102-b of the public authorities law. Notwithstanding any provision of law to the contrary, funds may also be used for initiatives related to the operation and development of the centers of excellence or other high technology centers. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 13,818,000 ..... (re. $13,818,000)

Industrial technology extension service. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 921,000 ..... (re. $44,000)

Focus center - New York. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 3,006,000 ..... (re. $3,006,000)

Project Schedule

PROJECT	AMOUNT
For services and expenses related to the operation of the SUNY Albany Focus Center	2,503,000
For Services and expenses related to the operation of the PRI Focus Center	503,000
Total	3,006,000

High technology matching grants program, including the security through advanced research and technology (START) initiative to

leverage resources from federal or private sources including but not limited to the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology economic development, including the payment of liabilities incurred prior to April 1, 2010. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 4,606,000 ..... (re. $4,606,000)

Cornell university/NSF nanobiotechnology. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 294,000 ..... (re. $294,000)

Cornell university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 392,000 .. (re. $392,000)

Cornell university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

Cornell university/NSF national nanotechnology infrastructure network. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 .. (re. $490,000)

Columbia university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

Columbia university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 245,000 .. (re. $245,000)

RPI/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

SUNY Albany semiconductor research corporation (SRC)center for advanced interconnect systems technologies (CAIST), including the payment of liabilities incurred prior to April 1, 2010. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 690,000 ..... (re. $690,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

University at Albany Institute for Nanoelectronics Discovery and Exploration (INDEX). No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 750,000 ..... (re. $750,000)

Rensselaer Polytechnic Institute Smart Lighting Systems Engineering Research Center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 500,000 ..... (re. $500,000)

Stony Brook University Semiconductor High-Energy Radiation project. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 250,000 ..... (re. $250,000)

By chapter 55, section 1, of the laws of 2009, as transferred by chapter 53, section 1, of the laws of 2011:

For services and expenses related to the following: centers for advanced technology, for matching grants to designated centers for advanced technology, pursuant to subdivision 3 of section 3102-b of the public authorities law. Notwithstanding any provision of law to the contrary, funds may also be used for initiatives related to the operation and development of the centers of excellence or other high technology centers. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 13,818,000 ..... (re. $13,317,000)

Focus center - New York. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require .... 4,606,000 ..... (re. $4,606,000)

High technology matching grants program, including the security through advanced research and technology (START) initiative to leverage resources from federal or private sources including but not limited to the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology economic development, including the payment of liabilities incurred prior to April 1, 2009. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 4,606,000 ..... (re. $4,606,000)

Cornell university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 392,000 .. (re. $392,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Cornell university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

Cornell university/NSF national nanotechnology infrastructure network. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 .. (re. $490,000)

Columbia university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

Columbia university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 245,000 .. (re. $245,000)

RPI/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

CUNY optical sensing and imaging center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 69,000 ..... (re. $69,000)

SUNY Albany semiconductor research corporation (SRC)center for advanced interconnect systems technologies (CAIST), including the payment of liabilities incurred prior to April 1, 2007. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 690,000 ..... (re. $690,000)

University at Albany Institute for Nanoelectronics Discovery and Exploration (INDEX). No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 750,000 ..... (re. $750,000)

Rensselaer Polytechnic Institute Smart Lighting Systems Engineering Research Center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 500,000 ..... (re. $500,000)

Stony Brook University Semiconductor High-Energy Radiation project. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the founda-

tion for science, technology and innovation in such detail as the director of the budget may require ... 250,000 ..... (re. $250,000)

By chapter 55, section 1, of the laws of 2008, as transferred by chapter 53, section 1, of the laws of 2011:

Syracuse university sensing, analyzing, interpreting and deciding center - SAID. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 314,000 ..... (re. $314,000)

Cornell university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

Columbia university/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $113,000)

Columbia university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 245,000 .. (re. $245,000)

RPI/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 490,000 ..... (re. $490,000)

CUNY optical sensing and imaging center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 69,000 ..... (re. $41,000)

For services and expenses related to the following: centers for advanced technology, for matching grants to designated centers for advanced technology, pursuant to subdivision 3 of section 3102-b of the public authorities law. Notwithstanding any provision of law to the contrary, funds may also be used for initiatives related to the operation and development of the centers of excellence or other high technology centers. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 14,700,000 ..... (re. $4,948,000)

Focus center - New York. No funds shall be expended from this appropriation until the director of the budget has approved a spending

plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 4,900,000 ..... (re. $3,648,000)

High technology matching grants program, including the security through advanced research and technology (START) initiative to leverage resources from federal or private sources including but not limited to the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology economic development, including the payment of liabilities incurred prior to April 1, 2007. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 4,900,000 ..... (re. $3,856,000)

SUNY Albany semiconductor research corporation (SRC)center for advanced interconnect systems technologies (CAIST), including the payment of liabilities incurred prior to April 1, 2007. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 735,000 ..... (re. $14,000)

For services and expenses related to the following: college applied research centers, for matching grants to designated college applied research centers, pursuant to section 209-t of article 10-B of the executive law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 932,000 ..... (re. $932,000)

For services and expenses of:

Center for Integrated Manufacturing ... 564,000 ..... (re. $212,000)

Center for Remanufacturing ... 301,000 ..... (re. $58,000)

New York Loves Bio ... 113,000 ..... (re. $113,000)

By chapter 55, section 1, of the laws of 2007, as transferred by chapter 53, section 1, of the laws of 2011:

Syracuse university sensing, analyzing, interpreting and deciding center - SAID. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

in such detail as the director of the budget may require ..... 320,000 ..... (re. $260,000)
Columbia university/NSF materials research science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 250,000 ... (re. $63,000)
RPI/NSF nanoscale science and engineering center. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 500,000 ..... (re. $62,000)
For services and expenses of:
New York State Center for Engineering, Design and Industrial Innovation ... 250,000 ..... (re. $250,000)
Focus center - New York. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 5,000,000 ..... (re. $2,207,000)
High technology matching grants program, including the security through advanced research and technology (START) initiative to leverage resources from federal or private sources including but not limited to the national science foundation, businesses, industry consortiums, foundations, and other organizations for efforts associated with high technology economic development, including the payment of liabilities incurred prior to April 1, 2007. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 5,000,000 ..... (re. $4,700,000)
For services and expenses related to the following: college applied research centers, for matching grants to designated college applied research centers, pursuant to section 209-t of article 10-B of the executive law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ..... 960,000 ..... (re. $960,000)

RESEARCH DEVELOPMENT PROGRAM

General Fund
Local Assistance Account

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2011:
For the science and technology law center program .....
343,000 ..... (re. $343,000)

By chapter 55, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:
For the science and technology law center program .....
343,000 ..... (re. $343,000)

By chapter 55, section 1, of the laws of 2009, as transferred by chapter 53, section 1, of the laws of 2011:
Faculty development program ... 2,685,000 ..... (re. $2,685,000)
Incentive program in accordance with the following:
For the science and technology law center program .....
343,000 ..... (re. $343,000)
For expenses related to the incentive program .....
2,920,000 ..... (re. $2,920,000)

By chapter 55, section 1, of the laws of 2008, as transferred by chapter 53, section 1, of the laws of 2011:
Incentive program in accordance with the following:
For the science and technology law center program .....
343,000 ..... (re. $343,000)
For expenses related to the incentive program .....
2,920,000 ..... (re. $2,920,000)
Faculty development program ... 2,685,000 ..... (re. $2,450,000)

By chapter 55, section 1, of the laws of 2007, as transferred by chapter 53, section 1, of the laws of 2011:
Incentive program in accordance with the following:
For the science and technology law center program .....
350,000 ..... (re. $150,000)
Faculty development program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 .....
4,000,000 ..... (re. $3,760,000)
For services and expenses of the James D. Watson investigator program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,000,000 ..... (re. $640,000)
For expenses related to the incentive program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ...
4,000,000 ..... (re. $3,760,000)

TRAINING AND BUSINESS ASSISTANCE PROGRAM

General Fund
Local Assistance Account

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2011:
For services and expenses of state matching funds for the federal manufacturing extension partnership program.
Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan ... 1,470,000 ..... (re. $1,299,000)

By chapter 55, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:
For services and expenses of state matching funds for the federal manufacturing extension partnership program.
Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the foundation for science, technology and innovation in such detail as the director of the budget may require ... 1,470,000 ..... (re. $96,000)

By chapter 55, section 1, of the laws of 2007, as transferred by chapter 53, section 1, of the laws of 2011:
For services and expenses related to development of emerging technology workforce training programs at community colleges ..... 2,100,000 ..... (re. $1,053,000)

Project Schedule

PROJECT	AMOUNT
	(thousands)
For services and expenses related to emerging technology workforce training at Onondaga county community college	700,000
For services and expenses related to emerging technology workforce training at Monroe county community college	700,000
For services and expenses related to emerging technology workforce training at Hudson valley community college	700,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Manufacturing Extension Partnership Program Account

By chapter 53, section 1, of the laws of 2011:
Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority ..... 9,100,000 ..... (re. $6,295,000)

DEPARTMENT OF ECONOMIC DEVELOPMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

SMALL BUSINESS CREDIT INITIATIVE PROGRAM

Special Revenue Funds - [Federal] OTHER
[Federal Operating Grant Fund] MISCELLANEOUS SPECIAL REVENUE FUND
Small Business Credit Initiative Account

By chapter 103, section 3, of the laws of 2011:
For programs and activities authorized pursuant to section sixteen-f of the new york state urban development corporation act, including any services and costs associated with administration of such programs and activities, subject to the limitations imposed by federal funding requirements. Notwithstanding any provision of law to the contrary, such moneys shall be paid by the department of economic development to the new york state urban development corporation from federal operating grant moneys deposited in the state treasury for the federal state small business credit initiative. Provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation to be funded from the small business credit initiative account ... 10,405,173 ..... (re. $10,405,173)
For programs and activities authorized pursuant to section sixteen-k of the new york state urban development corporation act, including any services and costs associated with administration of such programs and activities, subject to the limitations imposed by federal funding requirements. Notwithstanding any provision of law to the contrary, such moneys shall be paid by the department of economic development to the new york state urban development corporation from federal operating grant moneys deposited in the state treasury for the federal state small business credit initiative. Provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation to be funded from the small business credit initiative account ... 18,994,204 ..... (re. $18,994,204)
For programs and activities authorized pursuant to section sixteen-u of the new york state urban development corporation act, including any services and costs associated with administration of such programs and activities, subject to the limitations imposed by federal funding requirements. Notwithstanding any provision of law to the contrary, such moneys shall be paid by the department of economic development to the new york state urban development corporation from federal operating grant moneys deposited in the state treasury for the federal state small business credit initiative. Provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be inter changed with any other item of appropriation to be funded from the small business credit initiative account ... 25,952,157 ..... (re. $25,952,157)

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

For payment according to the following schedule, net of disallowances, refunds, reimbursements and credits:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	36,429,017,000	17,811,364,000
Special Revenue Funds - Federal	4,242,231,000	7,106,872,000
Special Revenue Funds - Other	9,478,379,000	3,076,920,000
All Funds	50,149,627,000	27,995,156,000

SCHEDULE

ADULT CAREER AND CONTINUING EDUCATION SERVICES PROGRAM 218,049,000

General Fund
Local Assistance Account

For case services provided on or after October 1, 2010 to disabled individuals in accordance with economic eligibility criteria developed by the department 54,000,000
For services and expenses of independent living centers 12,361,000
For college readers aid payments 294,000
For services and expenses of supported employment and integrated employment opportunities provided on or after October 1, 2010:
For services and expenses of programs providing or leading to the provision of time-limited services or long-term support services 15,160,000
Program account subtotal 81,815,000

Special Revenue Funds - Federal
Federal Department of Education Fund
Federal Department of Education Account

For case services provided to individuals with disabilities 70,000,000
For the independent living program 2,572,000
For the supported employment program 2,500,000
For grants to schools and other eligible entities for adult basic education, literacy, and civics education pursuant to the workforce investment act 48,704,000

Program account subtotal 123,776,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
VESID Social Security Account

For the rehabilitation of social security disability beneficiaries 11,760,000

Program account subtotal 11,760,000

Special Revenue Funds - Other
Vocational Rehabilitation Fund
Vocational Rehabilitation Account

For services and expenses of the special workers' compensation program 698,000

Program account subtotal 698,000

CULTURAL EDUCATION PROGRAM 107,221,000

General Fund
Local Assistance Account

Aid to public libraries including aid to New York public library (NYPL) and NYPL's science industry and business library. Provided that, notwithstanding any provision of law, rule or regulation to the contrary, such aid, and the state's liability therefor, shall represent fulfillment of the state's obligation for this program 79,012,000

Aid to educational television and radio. Notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein shall represent fulfillment of the state's obligation for this program 14,002,000

Program account subtotal 93,014,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Operating Grants Account

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

For aid to public libraries pursuant to various federal laws including the library services technology act 5,400,000

Program account subtotal 5,400,000

Special Revenue Funds - Other
New York State Local Government Records Management Improvement Fund
Local Government Records Management Account

Grants to individual local governments or groups of cooperating local governments as provided in section 57.35 of the arts and cultural affairs law 8,346,000
Aid for documentary heritage grants and aid to eligible archives, libraries, historical societies, museums, and to certain organizations including the state education department that provide services to such programs 461,000

Program account subtotal 8,807,000

OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM 85,693,000

General Fund
Local Assistance Account

For liberty partnerships program awards as prescribed by section 612 of the education law as added by chapter 425 of the laws of 1988. Notwithstanding any other section of law to the contrary, funding for such programs in the 2012-13 fiscal year shall be limited to the amount appropriated herein 10,842,000
Unrestricted aid to independent colleges and universities, notwithstanding any other section of law to the contrary, aid otherwise due and payable in the 2012-13 fiscal year shall be limited to the amount appropriated herein 35,129,000
For higher education opportunity program awards. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning 20,783,000

For science and technology entry program (STEP) awards 9,774,000
For collegiate science and technology entry program (CSTEP) awards 7,406,000
For teacher opportunity corps program awards..... 450,000
For state financial assistance to expand high needs nursing programs at private colleges and universities in accordance with section 6401-a of the education law 941,000
For services and expenses of the national board for professional teaching standards certification grant program 368,000

OFFICE OF MANAGEMENT SERVICES PROGRAM 5,214,000

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
Grants Account

For services and expenses related to the administration of funds, including grants to local recipients, paid to the education department from private foundations, corporations and individuals and from public or private funds received as payment in lieu of honorarium for services rendered by employees which are related to such employees' official duties or responsibilities 5,214,000

OFFICE OF PREKINDERGARTEN THROUGH GRADE TWELVE EDUCATION PROGRAM 46,411,350,000

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, for general support for public schools and other specific purposes provided herein, for the 2012-13 and 2013-14 state fiscal years provided, however, that not more than 40.35 percent of this appropriation shall be available for remaining payments for the 2012-13 state fiscal year payments for general support for public schools and other specific purposes provided herein for the 2012-13 school year, nor more that 17.89

percent of this appropriation shall be available for remaining payments for the 2012-13 school year payable in the 2013-14 state fiscal year and provided further that that notwithstanding any inconsistent provision of law, the remaining amounts available for the 2013-14 school year shall be apportioned to school districts pursuant to the education law and subject to the limitations of this appropriation including the gap elimination adjustment as provided for herein.

Provided however that, notwithstanding any inconsistent provision of law, no school district shall be eligible for an apportionment from the funds appropriated herein for the 2012-13 and 2013-14 school years in excess of the amount apportioned to such district for the same time period during the base year unless such school district has submitted documentation that has been approved by the commissioner by January 17, 2013 demonstrating that it has fully implemented new standards and procedures for conducting annual professional performance reviews of classroom teachers and building principals to determine teacher and principal effectiveness; provided however that, if any such payments in excess of the amount apportioned to such district for the same time period during the base year were made, and the school district has not submitted documentation that it has fully implemented new standards and procedures as set forth above by January 17, 2013, the total amount of such payments shall be deducted by the commissioner from future payments to the school district from funds appropriated herein; and provided further that, for the 2012-13 school year if such deduction is greater than the sum of the amounts available for such deductions, the remainder of the deduction shall be withheld from payments scheduled to be made to the school district pursuant to section 3609-a of the education law for the 2013-14 school year in the 2013-14 state fiscal year.

Provided further that, notwithstanding any inconsistent provision of law, the commissioner shall reduce payments due to each

school district for the 2012-13 school year pursuant to section 3609-a of the education law by an amount equal to the gap elimination adjustment for the 2012-13 school year computed for such school district, and such amount shall be deducted from moneys apportioned for the purposes of payments made pursuant to such section 3609-a and if the reduction is greater than the sum of the amounts available for such deductions, the remainder of the reduction shall be withheld from payments scheduled to be made to the school district pursuant to section 3609-a for the 2013-14 school year in the 2013-14 state fiscal year, and the commissioner shall also reduce payments due to each school district for the 2013-14 school year pursuant to section 3609-a of the education law by an amount equal to the gap elimination adjustment for the 2013-14 school year computed for such school district, and such amount shall be deducted from moneys apportioned for the purposes of payments made pursuant to such section 3609-a in the 2013-14 state fiscal year, and provided further that an amount equal to the amount of such deduction shall be deemed to have been paid to the school district pursuant to this section for the school year for which such deduction is made. The commissioner shall compute such gap elimination adjustment and shall provide a schedule of such reduction in payments to the state comptroller, the director of the budget, the chair of the senate finance committee and the chair of the assembly ways and means committee, and provided further that the gap elimination adjustment for the 2012-13 school year shall be the sum of the gap elimination adjustment for the 2011-12 school year and the gap elimination adjustment restoration amount for the 2012-13 school year, where the gap elimination adjustment for the 2011-2012 school year shall equal the amount set forth for each school district as "GAP ELIMINATION ADJUSTMENT" under the heading "2011-12 ESTIMATED AIDS" in the school aid computer listing produced by the commissioner in support of the enacted budget for the

2011-2012 school year and entitled "SA111-2", and the gap elimination adjustment restoration amount for the 2012-13 school year for a district shall be computed as follows, based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the executive budget request submitted for the 2012-13 state fiscal year and entitled "BT121-3". The gap elimination adjustment restoration amount for the 2012-13 school year for a school district shall equal the greater of

(1) the product of (a) the product of the extraordinary needs index multiplied by two hundred fourteen dollars and fifty cents, computed to two decimal places without rounding, multiplied by (b) the state sharing ratio computed pursuant to paragraph g of subdivision 3 of section 3602 of the education law multiplied by (c) the public school district enrollment for the base year, calculated pursuant to subparagraph two of paragraph n of subdivision 1 of section 3602 of the education law, where the extraordinary needs index shall be the quotient of the extraordinary needs percent for the district computed pursuant to paragraph w of subdivision 1 of section 3602 of the education law divided by the statewide average extraordinary needs percent; or

(2) for any district with a GEA/TGFE ratio greater than one, where the GEA/TGFE ratio shall be the quotient of (a) the gap elimination adjustment for the 2011-12 school year for the district divided by the total general fund expenditures of such district in the base year, divided by (b) the statewide total gap elimination adjustment for the 2011-12 school year divided by total general fund expenditures in the base year, the product of (a) the product of the GEA/TGFE ratio multiplied by ninety dollars, computed to two decimal places without rounding, multiplied by (b) the state sharing ratio computed pursuant to paragraph g of subdivision 3 of section 3602 of the education law multiplied by (c) the public school district enrollment for the base year, calculated pursuant to subparagraph two of paragraph n of subdi-

vision 1 of section 3602 of the education law; or

(3) one percent of the gap elimination adjustment for the 2011-12 school year,

But shall be no greater than the product of twenty-five percent and the gap elimination adjustment for the 2011-12 school year for the district.

Provided further that the gap elimination adjustment for the 2013-14 school year shall be equal to the gap elimination adjustment for the 2012-13 school year, plus, if the preliminary growth amount exceeds the allowable growth amount, the product of the gap elimination adjustment percentage for such school district and the positive difference, if any, between the preliminary growth amount less the allowable growth amount, and less the gap elimination adjustment restoration amount for the 2013-14 school year, if any, allocated pursuant to a chapter of the laws of New York.

Provided further that notwithstanding any other provision of law to the contrary, the allowable growth amount for the 2013-14 school year shall equal the product of the positive difference of the personal income growth index minus one, multiplied by the statewide total of (i) the apportionments, including the gap elimination adjustment, due and owing during the base year, to school districts and boards of cooperative educational services from the general support for public schools as computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the enacted budget for the base year plus (ii) the competitive awards amount for the base year computed pursuant to paragraph ee of subdivision 1 of section 3602 of the education law.

Provided further that notwithstanding any provision of law to the contrary, the competitive awards amount shall be increased by an additional $200 million for purposes of calculating the allocable growth amount for the 2012-13 school year and the allowable growth amount for the 2013-14 school year; and funds appropriated herein shall be available for payment

of such additional amount for grants awarded pursuant to subdivision 5 and subdivision 6 of section 3641 of the education law.

Provided further that notwithstanding any provision of law to the contrary, the competitive awards amount for purposes of calculating the allocable growth amount for the 2013-14 school year shall be one hundred million dollars.

Provided further that notwithstanding any provision of law to the contrary, for the 2013-14 school year, the apportionments computed pursuant to subdivisions 5-a, 12 and 16 of section 3602 of the education law shall equal the amounts set forth for such school district as "SUPPLEMENTAL PUB EXCESS COST", "ACADEMIC ENHANCEMENT" and "HIGH TAX AID" under the heading "2012-13 ESTIMATED AIDS" in the school aid computer listing produced by the commissioner in support of the budget for the 2012-13 school year and entitled "BT121-3".

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts, and the director of the budget, in approving the final payment for the state fiscal year pursuant to clause iii of subparagraph 3 of paragraph b of subdivision 1 of section 3609-a of the education law, may direct the commissioner of education to apportion an advance in an amount less than that reported by the commissioner of education pursuant to such clause iii of subparagraph 3 of paragraph b of subdivision 1 of section 3609-a of the education law, and provided further that such reduction shall not exceed the amount by which the 2011-12 state fiscal year need computed based on the electronic data file used to produce the school aid

computer listing produced by the commissioner in support of the executive budget request for the 2012-13 state fiscal year and entitled "BT121-3" is less than the 2011-12 state fiscal year need computed based on the electronic data file used to produce the school aid computer listing produced by the commissioner in support of the enacted budget for the 2011-12 state fiscal year and entitled "SA111-2".

Provided further that, notwithstanding any inconsistent provision of law, for any apportionments provided pursuant to sections 701, 711, 751, 753, 3602, 3602-b, 3602-c, 3602-e, and 3612 of the education law for claims for which payment is first to be made in the 2012-13 and prior school years, the commissioner shall certify no payment to a school district, other than payments pursuant to subdivisions six-a, eleven, thirteen and fifteen of section thirty-six hundred two of the education law, in excess of the payment computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the executive budget request submitted for the 2012-13 state fiscal year and entitled "BT121-3", and for any apportionments provided pursuant to sections 701, 711, 751, 753, 3602, 3602-b, 3602-c, 3602-e, and 3612 of the education law for claims for which payment is first to be made for the 2013-14 school year, the commissioner shall certify no payment to a school district, other than payments pursuant to subdivisions six-a, eleven, thirteen and fifteen of section thirty-six hundred two of the education law, in excess of the payment computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the executive budget request submitted for the state fiscal year in which such school year begins. Provided, however, no payments shall be barred or reduced where such payment is required as a result of a final audit of the state.

Provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budg-

et, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 27,457,258,000

For remaining 2011-12 and prior school year obligations, provided that notwithstanding any provision of law to the contrary, the commissioner shall reduce payments due to each district for the 2012-13 state fiscal year pursuant to section 3609-a of the education law by an amount based on the gap elimination adjustment for 2011-2012 school year for such district, where such amount shall be deducted from moneys apportioned for the purposes of payments made for the 2011-12 school year pursuant to section 3609-a of the education law, and provided further that the gap elimination adjustment for 2011-12 school year shall equal the amount set forth for each school district as "GAP ELIMINATION ADJUSTMENT" under the heading "2011-12 ESTIMATED AIDS" in the school aid computer listing produced by the commissioner in

support of the enacted budget for the 2011-12 school year and entitled "SA111-2", and provided further, that notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Provided further that, notwithstanding any inconsistent provision of law, for any apportionments provided pursuant to sections 701, 711, 751, 753, 3602, 3602-b, 3602-c, 3602-e, and 3612 of the education law for claims for which payment is first to be made in the 2011-12 and prior school years, the commissioner shall certify no payment to a school district, other than payments pursuant to subdivisions six-a, eleven, thirteen and fifteen of section thirty-six hundred two of the education law, in excess of the payment computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the executive budget request submitted for the 2012-13 state fiscal year and entitled "BT121-3". Provided, however, no payments shall be barred or reduced where such payment is required as a result of a final audit of the state.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallow-

ances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 .. 5,016,058,000

Funds appropriated herein shall be available for reimbursement for the education of homeless children and youth for the 2012-13 and 2013-14 school years pursuant to section 3209 of the education law, including reimbursement for expenditures for the transportation of homeless children pursuant to paragraph b of subdivision 4 of section 3209 of the education law, up to the amount of the approved costs of the most cost-effective mode of transportation, in accordance with a plan prepared by the commissioner of education and approved by the director of the budget provided that no more than $12,058,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and further provided that in each of the 2012-13 and 2013-14 state fiscal years the sum of $30,000 may be transferred to the credit of the state purposes account of the state education department to carry out the purposes of such section relating to reimbursement of youth shelters transporting such pupils and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 30,283,000

Funds appropriated herein shall be available during the 2012-13 and 2013-14 school years for bilingual education grants to school districts, boards of cooperative educational services, colleges and universities, and an entity, chosen through a competitive procurement process, to assist schools and districts to conduct self assessments to identify areas that need to be strengthened and to ensure compliance with the various federal, state and local laws that govern limited English proficiency and English language learning

education, provided, however, that the sum of such grants shall not exceed $12,500,000 for each such school year, and provided further that no more than $8,750,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 21,250,000

Funds appropriated herein shall be available in the 2012-13 and 2013-14 school years for school districts and boards of cooperative educational services applications for funding of approved learning technology programs approved by the commissioner of education, including services benefiting nonpublic school students, pursuant to regulations promulgated by the commissioner of education and approved by the director of the budget. Provided, however, that the sum of such grants shall not exceed $3,285,000 for each such school year, and provided further that no more than $2,300,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the

intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 5,585,000

Funds appropriated herein shall be available for the voluntary interdistrict urban-suburban transfer program aid pursuant to subdivision 15 of section 3602 of the education law for the 2012-13 and 2013-14 school years, provided that no more than $1,911,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 4,641,000

Funds appropriated herein shall be available for additional apportionments of building aid for school districts educating pupils residing on Indian reservations calculated pursuant to subdivision 6-a of section 3602 of the education law for the 2012-13 and 2013-14 school years provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program, provided that no more than $3,500,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31,

2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 8,500,000

Funds appropriated herein shall be available during the 2012-13 and 2013-14 school years for the education of youth incarcerated in county correctional facilities pursuant to subdivision 13 of section 3602 of the education law, provided that no more than $13,650,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and further provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 34,150,000

Funds appropriated herein shall be available for the 2012-13 and 2013-14 school years for the education of students who reside in a school operated by the office of mental health or the office of people with developmental disabilities pursuant to subdivision 5 of section 3202 of the education law, provided that no more than $53,200,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, provided that, notwithstanding any inconsistent provision of law,

subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 133,200,000

Funds appropriated herein shall be available for building aid payable in the 2012-13 and 2013-14 school years to special act school districts, provided that no more than $1,890,000 shall be available for

2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and further provided that, subject to the approval of the director of the budget, such funds may be used for payments to the dormitory authority on behalf of eligible special act school districts pursuant to chapter 737 of the laws of 1988 provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set

forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 4,590,000

Funds appropriated herein shall be available for school bus driver training grants, provided that for aid payable in the 2012-13 and 2013-14 school years, the commissioner of education shall allocate school bus driver training grants, not to exceed $400,000 in each such year, to school districts and boards of cooperative educational services pursuant to sections 3650-a, 3650-b and 3650-c of the education law, or for contracts directly with not-for-profit educational organizations for the purposes of this appropriation, provided that no more than $280,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and further provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other depart-

ments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 680,000

Funds appropriated herein shall be available for services and expenses of a $2,000,000 teacher mentor intern program in each school year for the 2012-13 and 2013-14 school years, provided that no more than $1,400,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and further provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 3,400,000

Funds appropriated herein shall be available for services and expenses of a $12,000,000 special academic improvement grants program in each school year for the 2012-13 and 2013-14 school years payable pursuant to subdivision 11 of section 3641 of the education law, provided that no more than $8,400,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, and further provided that, notwithstanding any provisions of law to the contrary, such funds shall be paid in accordance with a schedule developed by the commissioner of education and approved by the director of the budget provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 20,400,000

For the education of Native Americans in the 2013-14 or prior school years, provided that no more than $22,400,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 or prior school years. Funds appropriated herein shall be considered general support for public schools and shall be paid in accordance with a schedule developed by the commissioner of education and approved by the director of the budget. Notwithstanding any provision of law to the contrary,

subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 54,400,000

For school health services grants to public schools totaling $13,840,000 in each school year for the 2012-13 and 2013-14 school years; provided that, notwithstanding any provisions of law to the contrary,

in addition to any other apportionment, such grants shall only be payable to any city school district in a city having a population in excess of 125,000, and less than 1,000,000 inhabitants, and such district shall be eligible to receive the same amount it was eligible to receive for the 2010-11 school year, provided that no more than $9,688,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year. Funds appropriated herein shall be considered general support for public schools and shall be paid in accordance with a schedule developed by the commissioner of education and approved by the director of the budget.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any provision of law to the contrary, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program. Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereaft-

er to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 23,528,000

For remaining obligations for the 2011-12 school year or prior school years for support for boards of cooperative educational services and for aid payable in the 2012-13 and 2013-14 state fiscal years, for support for boards of cooperative educational services, provided further that no more than $525,034,000 shall be available for the 2012-13 state fiscal year payments for general support for public schools for the 2011-12 and prior school years and no more than $206,528,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year, provided that, notwithstanding any inconsistent provision of law in no event shall such amounts paid in the 2012-13 state fiscal year exceed 50.16 percent of the amount appropriated herein, and provided further that to the extent required by federal law, each board of cooperative educational services receiving a payment pursuant to section 3609-d of the education law in the 2012-13 and 2013-14 school years shall be required to set aside from such payment an amount not less than the amount of state aid received pursuant to subdivision 5 of section 1950 of the education law in the base year that was attributable to cooperative services agreements (CO-SERs) for career education, as determined by the commissioner of education, and shall be required to use such amount to support career education programs in the current year.

Provided further that, notwithstanding any inconsistent provision of law, for any apportionments provided pursuant to

section 1950 of the education law for the 2012-13 and prior school years, the commissioner shall certify no payment to a school district in excess of the payment computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the executive budget request submitted for the 2012-13 state fiscal year and entitled "BT121-3", and for any apportionments provided pursuant to section 1950 of the education law for claims for which payment is first to be made for the 2013-14 school year, the commissioner shall certify no payment to a school district in excess of the payment computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the executive budget request submitted for the state fiscal year in which such school year begins. Provided, however, no payments shall be barred or reduced where such payment is required as a result of a final audit of the state.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein may be interchanged with any other item of appropriation for general support for

public schools within the general fund local assistance account office of prekindergarten through grade twelve education program. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 1,458,543,000

For the teachers of tomorrow awards to school districts for the 2012-13 and 2013-14 school years in the amount of $25,000,000 for each school year, provided that $5,000,000 of this total amount in such school year shall be made available for a program to be developed by the commissioner of education to attract qualified teachers that have received or will receive a transitional certificate and agree to teach mathematics or science in a low performing school, further provided that of this $5,000,000, a total of up to $500,000 in each such school year shall be made available for demonstration programs in the Yonkers and Syracuse city school districts to increase the number of teachers in such districts who teach math, science and related areas and who have such a transitional certificate, and provided that no more than $17,500,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31,

2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Funds appropriated herein shall be considered general support for public schools. Notwithstanding any provision of law to the contrary, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits, may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 42,500,000

For payment of employment preparation education aid for the 2011-12 and 2012-13 school years pursuant to paragraph e of subdivision 11 of section 3602 of the education law, provided that no more than $96,000,000 shall be available for 2012-13 state fiscal year payments for general support for public schools for the 2011-12 and prior school years.

Notwithstanding any provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to other departments and agencies to accomplish the intent of this appropriation and subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2013 shall be deemed to include the portion of this appropriation made available for 2012-13 state fiscal year payments for general support for public schools as provided for herein added to the sum of other such designated appropriated amounts.

Funds appropriated herein shall be considered general support for public schools. Notwithstanding any provision of law to the contrary, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 192,000,000

For payments to school districts required pursuant to section 3609-g of the educa-

tion law to reimburse school districts for costs associated with the payment of the metropolitan commuter transportation mobility tax. Pursuant to part B of chapter 56 of the laws of 2011, such reimbursement will be made for tax payments made by school districts for periods prior to April 1, 2012 60,000,000

For services and expenses of remaining obligations for the 2011-12 school year for support for the operation of targeted prekindergarten for those providers not eligible to receive funding pursuant to section 3602-e of the education law and for support for providers continuing to operate such programs in the 2012-13 school year. Such funds shall be expended pursuant to a plan developed by the commissioner of education and approved by the director of the budget 1,303,000

For education of children of migrant workers for the 2012-13 school year 89,000

For grants to schools for programs involving literacy and basic education for public assistance recipients for the 2012-13 school year for those programs administered by the state education department 1,843,000

For competitive grants for adult literacy/education aid to public and private not-for-profit agencies, including but not limited to, 2 and 4 year colleges, community based organizations, libraries, and volunteer literacy organizations and institutions which meet quality standards promulgated by the commissioner of education to provide programs of basic literacy, high school equivalency, and English as a second language to persons 16 years of age or older for the 2012-13 school year 4,293,000

For the school lunch and breakfast program. Funds for the school lunch and breakfast program shall be expended subject to the limitation of funds available and may be used to reimburse sponsors of non-profit school lunch, breakfast, or other school child feeding programs based upon the number of federally reimbursable breakfasts and lunches served to students under such program agreements entered into by the state education department and such sponsors, in accordance with an act of

Congress entitled the "National School Lunch Act," P.L. 79-396, as amended, or the provisions of the "Child Nutrition Act of 1966," P.L. 89-642, as amended, in the case of school breakfast programs to reimburse sponsors in excess of the federal rates of reimbursement. Notwithstanding any provision of law to the contrary, the moneys hereby appropriated, or so much thereof as may be necessary, are to be available for the purposes herein specified for obligations heretofore accrued or hereafter to accrue for the school years beginning July 1, 2010, July 1, 2011 and July 1, 2012.

Notwithstanding any law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2012-13 state fiscal year for state reimbursement for school lunch and breakfast programs 33,700,000

For nonpublic school aid payable in the 2012-13 state fiscal year. Notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2012-13 state fiscal year 90,400,000

For aid payable for additional nonpublic school aid. Notwithstanding any inconsistent provision of law, funds appropriated herein shall be available for payment of aid heretofore accrued and hereafter to accrue provided that, notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2012-13 state fiscal year 26,220,000

For academic intervention for nonpublic schools based on a plan to be developed by the commissioner of education and approved by the director of the budget 922,000

For costs associated with schools for the blind and deaf and other students with disabilities subject to article 85 of the education law, including state aid for blind and deaf pupils in certain institutions to be paid for the purposes provided under section 4204-a of the education law for the education of deaf children under 3 years of age, including transfers to the miscellaneous special revenue fund Rome school for the deaf

account pursuant to a plan to be developed by the commissioner and approved by the director of the budget.

Of the amounts appropriated herein, up to $84,700,000 shall be available for reimbursement to school districts for the tuition costs of students attending schools for the blind and deaf during the 2011-12 school year pursuant to subdivision 2 of section 4204 of education law and subdivision 2 of section 4207 of education law, up to $5,600,000 shall be available for debt service on capital construction projects financed through the state dormitory authority, and up to $9,000,000 shall be available for remaining allowable purposes.

Provided further that, notwithstanding any inconsistent provision of law, upon disbursement of funds appropriated for allowances to schools for the blind and deaf in the individuals with disabilities program special revenue funds-federal/aid to localities for purposes of this appropriation, funds appropriated herein shall be reduced in an amount equivalent to such disbursement and the portion of this appropriation so affected shall have no further force or effect.

Notwithstanding any provision of the law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits 99,300,000

For July and August programs for school-aged children with handicapping conditions pursuant to section 4408 of the education law. Moneys appropriated herein shall be used as follows: (i) for remaining base year and prior school years obligations, (ii) for the purposes of subdivision 4 of section 3602 of the education law for schools operated under articles 87 and 88 of the education law, and (iii) notwithstanding any inconsistent provision of law, for payments made pursuant to this appropriation for current school year obligations, provided, however, that such

payments shall not exceed 70 percent of the state aid due for the sum of the approved tuition and maintenance rates and transportation expense provided for herein; provided, however, that payment of eligible claims shall be payable in the order that such claims have been approved for payment by the commissioner of education, but in no case shall a single payee draw down more than 45 percent of this appropriation, and provided further that no claim shall be set aside for insufficiency of funds to make a complete payment, but shall be eligible for a partial payment in one year and shall retain its priority date status for subsequent appropriations designated for such purposes. Notwithstanding any inconsistent provision of law to the contrary, funds appropriated herein shall only be available for liabilities incurred prior to July 1, 2013, shall be used to pay 2011-12 school year claims in the first instance, and represent the maximum amount payable during the 2012-13 state fiscal year. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits 321,700,000

For the state's share of the costs of the education of preschool children with disabilities pursuant to section 4410 of the education law. Notwithstanding any inconsistent provision of law to the contrary, the amount appropriated herein shall support a state share of preschool handicapped education costs for the 2011-12 school year limited to 59.5 percent of such total approved expenditures, and furthermore, notwithstanding any other provision of law, local claims for reimbursement of costs incurred prior to the 2010-11 school year and during the 2010-11 school year that have been approved for payment by the education department as of March 31, 2012 shall be the first claims paid from this appropri-

ation. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits 936,700,000

Notwithstanding any provision of law to the contrary, the funds appropriated herein, subject to an allocation plan developed by the commissioner of education and approved by the director of the budget, shall be available for the payment of prior year claims and/or fiscal stabilization grants for remaining payments for the 2011-12 school year and for payments prior to March 31, 2013 for the 2012-13 school year, provided, however, notwithstanding any provisions of law to the contrary, the Ballston Spa central school district shall be eligible for a fiscal stabilization grant in the amount of $162,000, the Buffalo city school district shall be eligible for a fiscal stabilization grant in the amount of $1,025,000, the Delhi central school district shall be eligible for a fiscal stabilization grant in the amount of $129,000, the New York city school district shall be eligible for a fiscal stabilization grant in the amount of $26,404,000, the Niagara Falls city school district shall be eligible for a fiscal stabilization grant in the amount of $379,000, the Rochester city school district shall be eligible for a fiscal stabilization grant in the amount of $990,000, the Troy city school district shall be eligible for a fiscal stabilization grant in the amount of $207,000 and the Utica city school district shall be eligible for a fiscal stabilization grant in the amount of $276,000 45,068,000

For services and expenses of the New York state center for school safety for the 2012-13 school year. Funds appropriated herein shall be used to operate a statewide center and shall be subject to an expenditure plan approved by the director of the budget 466,000

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

For services and expenses of the health education program for the 2012-13 school year. Funds appropriated herein shall be available for health-related programs including, but not limited to, those providing instruction and supportive services in comprehensive health education and/or acquired immune deficiency syndrome (AIDS) education. Of the amounts appropriated herein, $86,000 shall be available for the program previously operated as the school health demonstration program. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation 691,000

For competitive grants for the 2012-13 school year for extended day programs and school violence prevention programs pursuant to section 2814 of the education law provided, however, notwithstanding any inconsistent provisions of law, eligible entities receiving funds for extended day programs may include not-for-profit organizations working in collaboration with a public school or school district 24,344,000

For aid payable for the 2012-13 school year for support of county vocational education and extension boards pursuant to section 1104 of the education law, provided, however, that notwithstanding any inconsistent provision of law, rule, or regulation, any apportionment of aid shall be based on a quota amounting to one-half of the salary paid each teacher, director, assistant, and supervisor, where such salary is attributable to a course of study first submitted to the commissioner for approval pursuant to section 1103 of the education law on or before July 1, 2010, but not to exceed the amount computed by the commissioner based upon an assumed annualized salary equal to ten thousand five hundred dollars per school year on account of the employment of such teacher, director, assistant or supervisor 932,000

For services and expenses of the primary mental health project at the children's institute for the 2012-13 school year 894,000

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

For services and expenses associated with the math and science high schools for the 2012-13 school year in the amount of $1,382,000, provided that such funds shall be allocated equally among those entities that received program funding for the 2007-08 school year 1,382,000

Funds appropriated herein shall be available for educational services and expenses of the Syracuse city school district for the say yes to education program 350,000

For services and expenses of the center for autism and related disabilities at the state university of New York at Albany 490,000

For services and expenses of the summer food program for the 2012-13 school year 3,049,000

Work Force Education. For partial reimbursement of services and expenses per contact hour of work force education conducted by the consortium for worker education (CWE), a private not-for-profit corporation located in the city of New York, offering programs approved by the commissioner of education that enable adults who are 21 years of age or older to obtain or retain employment or improve their work skills capacity to enhance their opportunities for increased earnings and advancement. Reimbursement from funds appropriated herein for the 2012-13 school year shall not exceed 63.2 percent of the lesser of such approvable costs per contact hour or $12.40 per contact hour, where a contact hour represents 60 minutes of instruction services provided to an eligible adult, and further provided that for the 2012-13 school year such contact hours shall not exceed 1,468,710 hours. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursement and credits 11,500,000

For services and expenses related to the development, implementation and operation of charter schools for the 2012-13 school year including $1,733,375 for administrative/technical support services provided by the charter school institute

of the state university of New York. This appropriation shall only be available for expenditure upon the approval of an expenditure plan by the director of the budget and funds appropriated herein shall be transferred to the miscellaneous special revenue fund - charter schools stimulus account 4,837,000

For services and expenses of a $490,000 2012-13 school year program for mentoring and tutoring based on model programs proven to be effective in producing outcomes that include, but are not limited to, improved graduation rates, provided that such services shall be provided to students in one or more city school districts located in a city having a population in excess of 125,000 and less than 1,000,000 inhabitants provided further that such program will be operated by a community based organization 490,000

For postsecondary aid to Native Americans to fund awards to eligible students. Notwithstanding any other provision of law to the contrary, the amount herein made available shall constitute the state's entire obligation for all costs incurred under section 4118 of the education law in state fiscal year 2012-13 598,000

For payment of small government assistance to school districts pursuant to subdivision 7 of section 3641 of the education law on or before March 31, 2013 upon audit and warrant of the comptroller in the amount that small government assistance was paid to school districts in state fiscal year 2010-11 1,868,000

Less expenditure savings due to the withholding of a portion of employment preparation education aid due to the city of New York equal to the reimbursement costs of the work force education program from aid payable to such city school district payable on or after April 1, 2012; such moneys shall be credited to the office of prekindergarten through grade twelve education general fund-local assistance account and which shall not exceed the amount appropriated herein ..... (11,500,000)

Less federal funding in support of special education programs or other special needs programs. Such savings shall be appor-

tioned to the office of prekindergarten through grade twelve education program general fund - local assistance account appropriations within the various agency special education programs or other special needs programs to reduce appropriations based upon an allocation plan submitted by the commissioner of education and approved by the director of the budget ..... (4,400,000)

Program account subtotal 36,168,495,000

Special Revenue Funds - Federal
Federal Department of Education Fund
Federal Department of Education Account

For grants to schools and other eligible entities for specific programs in the, but not limited to, amounts indicated for such programs, including $1,776,819,000 for purposes under title I of the elementary and secondary education act, $247,841,000 for improving teacher quality and mathematics and science partnerships pursuant to title II of the elementary and secondary education act, $57,519,000 for English language acquisition pursuant to title III of the elementary and secondary education act, $96,526,000 for 21st century community learning centers pursuant to title IV of the elementary and secondary education act, $23,000,000 for charter schools programs pursuant to title V of the elementary and secondary education act, $42,425,000 for other purposes pursuant to the elementary and secondary education act and $68,578,000 for grants to schools and other eligible entities for vocational and technical preparation programs pursuant to the perkins career and technical improvement act.
Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation .. 2,312,708,000
For the education of individuals with disabilities including up to $3,000,000 for services and expenses of early childhood

direction centers and $500,000 for services and expenses of the center for autism and related disabilities at the state university of New York at Albany. Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein shall be available, subject to a plan developed by the commissioner of education and approved by the director of the budget, for grants to ensure appropriately certified teachers in schools providing special services or programs as defined in paragraphs e, g, i and l of subdivision 2 of section 4401 of the education law to children placed by school districts and in approved preschool programs that provide full and half-day educational programs in accordance with section 4410 of the education law for children placed by school district. Provided further that, in the allocation of funds, priority shall be given to those programs with a demonstrated need to increase the number of certified teachers to comply with state and federal requirements. Such funds shall be made available for such activities as certification preparation, training, assisting schools with personnel shortages and supporting activities that improve the delivery of services to improve results for children with disabilities. Provided further that notwithstanding any inconsistent provision of law, of the funds appropriated herein: (i) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools, as defined herein, that qualify based on the following criteria: eligible schools are those that have complied with all applicable requirements for previous grants for

this purpose and whose average teacher salary are below the salary provided for similarly qualified teachers in public schools in the region in which such eligible school is located. The allocation to each qualifying school shall be calculated based on the number of weighted full time equivalent (FTE) staff, as defined herein, in the per FTE award amount. The total number of weighted FTE shall be determined by multiplying the actual number of FTE teachers providing classroom instruction at each school, as determined by the commissioner, by: 1) a factor of 2.0 for those schools where average salaries that are 50 percent or less of those in public school located in the same geographic region; 2) a factor of 1.5 for those schools where average salaries that are 50 percent and 75 percent of public schools located in the same geographic region; or 3) a factor of 1.0 for those schools where the average salaries that are 75-100 percent of public schools located in the same geographic region. The per FTE teacher award amount shall be calculated by dividing the $2,000,000 by the total number of weighted FTE staff; (ii) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law and approved preschool programs in accordance with section 4410 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools; (iii) up to $10,000,000 shall be available for allowances to schools for the blind and deaf to support services to students attending these schools for costs which otherwise would be payable through the department's general fund aid to localities appropriation, provided further that notwithstanding any inconsistent provision

of law, any disbursements against this $10,000,000 shall immediately reduce the amounts appropriated in the education department's general fund aid to localities for allowances to private schools for the blind and deaf by an equivalent amount, and the portion of such general fund appropriation so affected shall have no further force or effect. Notwithstanding any provision of the law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits 815,347,000

For support of elementary, and secondary education from the education jobs fund as funded by the federal education jobs fund program as authorized by public law number 111-226. Notwithstanding any other provision of law to the contrary, funds shall be available to each school district eligible for an apportionment pursuant to subdivision 4 of section 3602 of the education law in an amount equal to the product of the amount appropriated herein multiplied by the quotient of the apportionment for such federal education jobs fund program computed pursuant to chapter 559 of the laws of 2010 divided by the statewide total for all such apportionments computed pursuant to such chapter 559 of the laws of 2010. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements imposed by such act 9,000,000

Program account subtotal 3,137,055,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

For grants to schools for specific programs 5,000,000

Program account subtotal 5,000,000

EDUCATION DEPARTMENT

AID TO LOCALITIES 2012-13

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Operating Grants Account

For grants to schools for specific programs 5,000,000

Program account subtotal 5,000,000

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal USDA-Food and Nutrition Services Account

For grants to schools and other eligible entities for programs funded through the national school lunch act 966,000,000

Program account subtotal 966,000,000

Special Revenue Funds - Other
Charter School Stimulus Fund
Charter School Stimulus Account

For services and expenses related to development, implementation and operation of charter schools, including facility costs and loans to authorized schools, and including funds available for transfer for the administrative/technical support services provided by the charter school institute of the state university of New York. This appropriation shall only be available for expenditure upon the approval of an expenditure plan by the director of the budget 20,000,000

Program account subtotal 20,000,000

Special Revenue Funds - Other
State Lottery Fund
State Lottery Account

For general support for public schools for the 2012-13 and 2013-14 school years, provided that, notwithstanding any other provision of law to the contrary, in computing the additional lottery grant pursuant to subparagraph (4) of paragraph (b) of subdivision 4 of section 92-c of the state finance law for the 2012-13

school year, the base grant shall not exceed $1,976,980,000. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 3,914,960,000

For allowances to private schools for the blind and deaf for the 2012-13 and 2013-14 school years, provided that no more than $20,000 shall be available for the 2012-13 state fiscal year payment. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 40,000

For general support for public schools, for the June 2011-12 and June 2012-13 school year payments, provided that no more than $240,000,000 shall be available for the 2012-13 state fiscal year payments for general support for public schools. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 480,000,000

For general support for public schools for the 2012-13 and 2013-14 school years, for grants awarded pursuant to subparagraph

2-a of paragraph b of subdivision 4 of section 92-c of the state finance law, provided that no more than $836,000,000 shall be available for the 2012-13 state fiscal year payments for general support for public schools for the 2012-13 school year. Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2014 1,714,800,000

Program account subtotal 6,109,800,000

SCHOOL TAX RELIEF PROGRAM 3,322,100,000

Special Revenue Funds - Other
School Tax Relief Fund
School Tax Relief Account

For payments to local governments and New York city relating to the school tax relief (STAR) program including state aid pursuant to sections 1306-a of the real property tax law and section 54-f of the state finance law 3,322,100,000

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ADULT CAREER AND CONTINUING EDUCATION SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For case services provided on or after October 1, 2009 to disabled individuals in accordance with economic eligibility criteria developed by the department ... 54,000,000 ..... (re. $11,630,000)
For services and expenses of independent living centers ..... 12,361,000 ..... (re. $4,407,000)
For college readers aid payments ... 294,000 ..... (re. $294,000)
For services and expenses of supported employment and integrated employment opportunities provided on or after October 1, 2009:
For services and expenses of programs providing or leading to the provision of time-limited services or long-term support services ... 15,160,000 ..... (re. $8,509,000)

By chapter 53, section 1, of the laws of 2010:
For college readers aid payments ... 294,000 ..... (re. $117,000)

Special Revenue Funds - Federal
Federal Department of Education Fund
Federal Department of Education Account

By chapter 53, section 1, of the laws of 2011:
For case services provided to individuals with disabilities ..... 65,000,000 ..... (re. $65,000,000)
For the independent living program ... 2,572,000 .... (re. $2,572,000)
For the supported employment program ... 2,500,000 .. (re. $2,500,000)
For grants to schools and other eligible entities for adult basic education, literacy, and civics education pursuant to the workforce investment act ... 48,704,000 ..... (re. $48,704,000)

By chapter 53, section 1, of the laws of 2010:
For education of individuals with disabilities including up to $3,000,000 for services and expenses of early childhood direction centers and $500,000 for services and expenses of the center for autism and related disabilities at the state university of New York at Albany. Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein shall be available, subject to a plan developed by the commissioner of education and approved by the director of the budget, for grants to ensure appropriately certified teachers in schools providing special services or programs as defined in paragraphs e, g, i and l of subdivision 2 of section 4401 of the education law to children placed by school districts and in approved preschool programs that provide full and half-day educational programs in accordance with section 4410 of the education law for children placed by school district. Provided further that, in the allocation of funds, priority shall be given to those programs with a demonstrated need to increase the number of certified teachers to comply with state and federal requirements. Such funds shall

be made available for such activities as certification preparation, training, assisting schools with personnel shortages and supporting activities that improve the delivery of services to improve results for children with disabilities. Provided further that notwithstanding any inconsistent provision of law, of the funds appropriated herein: (i) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools, as defined herein, that qualify based on the following criteria: eligible schools are those that have complied with all applicable requirements for previous grants for this purpose and whose average teacher salary are below the salary provided for similarly qualified teachers in public schools in the region in which such eligible school is located. The allocation to each qualifying school shall be calculated based on the number of weighted full time equivalent (FTE) staff, as defined herein, in the per FTE award amount. The total number of weighted FTE shall be determined by multiplying the actual number of FTE teachers providing classroom instruction at each school, as determined by the commissioner, by: 1) a factor of 2.0 for those schools where average salaries that are 50 percent or less of those in public school located in the same geographic region; 2) a factor of 1.5 for those schools where average salaries that are 50 percent and 75 percent of public schools located in the same geographic region; or 3) a factor of 1.0 for those schools where the average salaries that are 75-100 percent of public schools located in the same geographic region. The per FTE teacher award amount shall be calculated by dividing the $2,000,000 by the total number of weighted FTE staff; (ii) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law and approved preschool programs in accordance with section 4410 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools. Such funds shall be distributed among eligible schools, in the same manner and amounts as they received in the 2009-10 school year; (iii) $4,730,000 shall be available for allowances to private schools for the blind and deaf; and (iv) $5,270,000 shall be available for additional allowances to private schools for the blind and deaf to support services to students attending these schools which otherwise would be payable through the department's general fund aid to localities appropriation and provided further that, notwithstanding any inconsistent provision of law, any disbursements against this

$5,270,000 shall immediately reduce the amounts appropriated in the education department's general fund aid to localities for allowances to private schools for the blind and deaf by an equivalent amount, and the portion of such general fund appropriation so affected shall have no further force or effect. Notwithstanding any provision of the law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits .....
786,000,000 ..... (re. $183,700,000)
For case services provided to individuals with disabilities .....
55,000,000 ..... (re. $51,700,000)
For the independent living program ... 2,572,000 ..... (re. $400,000)
For the supported employment program ... 2,500,000 .. (re. $1,300,000)

By chapter 53, section 1, of the laws of 2009:
For education of individuals with disabilities including $1,477,000 for services and expenses of early childhood direction centers and $500,000 for services and expenses of the center for autism and related disabilities at the state university of New York at Albany. Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein shall be available, subject to a plan developed by the commissioner of education and approved by the director of the budget, for grants to ensure appropriately certified teachers in schools providing special services or programs as defined in paragraphs e, g, i and l of subdivision 2 of section 4401 of the education law to children placed by school districts and in approved preschool programs that provide full and half-day educational programs in accordance with section 4410 of the education law for children placed by school district. Provided further that, in the allocation of funds, priority shall be given to those programs with a demonstrated need to increase the number of certified teachers to comply with state and federal requirements. Such funds shall be made available for such activities as certification preparation, training, assisting schools with personnel shortages and supporting activities that improve the delivery of services to improve results for children with disabilities. Provided further that notwithstanding any inconsistent provision of law, of the funds appropriated herein: (i) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools, such funds shall be distributed among eligible schools, in the same manner and amounts as they received in the 2008-09 school year; (ii) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of

section 4401 of the education law and approved preschool programs in accordance with section 4410 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools; (iii) $4,730,000 shall be available for allowances to private schools for the blind and deaf; and (iv) $5,270,000 shall be available for additional allowances to private schools for the blind and deaf to support services to students attending these schools which otherwise would be payable through the department's general fund aid to localities appropriation and provided further that, notwithstanding any inconsistent provision of law, any disbursements against this $5,270,000 shall immediately reduce the amounts appropriated in the education department's general fund aid to localities for allowances to private schools for the blind and deaf by an equivalent amount, and the portion of such general fund appropriation so affected shall have no further force or effect. Notwithstanding any provision of the law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits ... 759,000,000 ..... (re. $1,464,000)

For case services provided to individuals with disabilities .....
49,500,000 ..... (re. $94,000)

By chapter 53, section 1, of the laws of 2008:

For education of individuals with disabilities including $873,000 for services and expenses of early childhood direction centers and $500,000 for services and expenses of the center for autism and related disabilities at the state university of New York at Albany. Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein shall be available, subject to a plan developed by the commissioner of education and approved by the director of the budget, for grants to ensure appropriately certified teachers in schools providing special services or programs as defined in paragraphs e, g, i and l of subdivision 2 of section 4401 of the education law to children placed by school districts and in approved preschool programs that provide full and half-day educational programs in accordance with section 4410 the education law for children placed by a school district. Provided further that, in the allocation of funds, priority shall be given to those programs with a demonstrated need to increase the number of certified teachers to comply with state and federal requirements. Such funds shall be made available for such activities as certification preparation, training, assisting schools with personnel shortages and supporting activities that improve the delivery of services to improve results for children with disabilities. Provided further that notwithstanding any inconsistent provision of law, of the funds appropriated herein: (i) $2,000,000 shall be available for payments to schools

providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools, such funds shall be distributed among eligible schools, in the same manner and amounts as they received in 2007-08 school year; (ii) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law and approved preschool programs in accordance with section 4410 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools; and (iii) $4,730,000 shall be available for allowances to private schools for the blind and deaf. Notwithstanding any provision of the law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits .....
759,000,000 ..... (re. $261,000)

By chapter 53, section 1, of the laws of 2007:

For education of individuals with disabilities including $873,000 for services and expenses of early childhood direction centers and $500,000 for services and expenses of the center for autism and related disabilities at the state university of New York at Albany.

Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein shall be available, subject to a plan developed by the commissioner of education and approved by the director of the budget, for grants to ensure appropriately certified teachers in schools providing special services or programs as defined in paragraphs e, g, i and l of subdivision 2 of section 4401 of the education law to children placed by school districts and in approved preschool programs that provide full and half-day educational programs in accordance with section 4410 the education law for children placed by a school district. Provided further that, in the allocation of funds, priority shall be given to those programs with a demonstrated need to increase the number of certified teachers to comply with state and federal requirements. Such funds shall be made available for such activities as certification preparation, training, assisting schools with personnel shortages and supporting activities that improve the delivery of services to improve results for children with disabilities.

For the grant period July 1, 2007 to June 30, 2008 .....
758,000,000 ..... (re. $120,000)

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
VESID Social Security Account

By chapter 53, section 1, of the laws of 2011:
For the rehabilitation of social security disability beneficiaries ...
11,760,000 ..... (re. $11,760,000)

By chapter 53, section 1, of the laws of 2010:
For the rehabilitation of social security disability beneficiaries ...
11,760,000 ..... (re. $760,000)

CULTURAL EDUCATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
Aid to public libraries including aid to New York public library (NYPL) and NYPL's science industry and business library. Provided that, notwithstanding any provision of law, rule or regulation to the contrary, such aid, and the state's liability therefor, shall represent fulfillment of the state's obligation for this program ...
76,012,000 ..... (re. $5,000,000)
Aid to educational television and radio. Notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein shall represent fulfillment of the state's obligation for this program ... 13,502,000 ..... (re. $1,401,000)

Special Revenue Fund - Federal
Federal Operating Grants Fund
Federal Operating Grants Account

By chapter 53, section 1, of the laws of 2011:
For aid to public libraries pursuant to various federal laws including the library services technology act .....
5,400,000 ..... (re. $5,400,000)

By chapter 53, section 1, of the laws of 2010:
For federal grants include Broadband Technology Opportunities Program (BTOP) funded by American Recovery and Reinvestment Act PCC. Funds appropriated herein shall be subject all applicable reporting and accountability requirements contained in such act .....
15,407,000 ..... (re. $5,000,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
National Endowment for the Humanities Account

By chapter 53, section 1, of the laws of 2010:

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For aid to public libraries pursuant to various federal laws including the library services technology act ..... 5,400,000 ..... (re. $2,500,000)

By chapter 53, section 1, of the laws of 2009:
For aid to public libraries pursuant to various federal laws including the library services technology act ..... 5,400,000 ..... (re. $200,000)

By chapter 53, section 1, of the laws of 2008:
For aid to public libraries pursuant to various federal laws including the library services technology act ..... 5,400,000 ..... (re. $50,000)

Special Revenue Funds - Other
New York State Local Government Records Management Improvement Fund
Local Government Records Management Account

By chapter 53, section 1, of the laws of 2011:
Grants to individual local governments or groups of cooperating local governments as provided in section 57.35 of the arts and cultural affairs law ... 8,346,000 ..... (re. $6,000,000)
Aid for documentary heritage grants and aid to eligible archives, libraries, historical societies, museums, and to certain organizations including the state education department that provide services to such programs ... 461,000 ..... (re. $300,000)

By chapter 53, section 1, of the laws of 2010:
Grants to individual local governments or groups of cooperating local governments as provided in section 57.35 of the arts and cultural affairs law ... 8,346,000 ..... (re. $5,000,000)
Aid for documentary heritage grants and aid to eligible archives, libraries, historical societies, museums, and to certain organizations including the state education department that provide services to such programs ... 461,000 ..... (re. $50,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 502, section 2, of the laws of 2009:
Grants to individual local governments or groups of cooperating local governments as provided in section 57.35 of the arts and cultural affairs law; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 9,539,000 ..... (re. $50,000)

OFFICE OF HIGHER EDUCATION AND THE PROFESSIONS PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

The moneys herein appropriated shall be available for higher and continuing education programs provided by independent colleges, universities and other organizations approved by the state education department.

For liberty partnerships program awards as prescribed by section 612 of the education law as added by chapter 425 of the laws of 1988. Notwithstanding any other section of law to the contrary, funding for such programs in the 2011-12 fiscal year shall be limited to the amount appropriated herein ... 10,842,000 ..... (re. $10,787,000)

For higher education opportunity program awards. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning ... 20,783,000 ... (re. $16,561,000)

For science and technology entry program (STEP) awards .....
9,774,000 ..... (re. $7,560,000)

For collegiate science and technology entry program (CSTEP) awards ...
7,406,000 ..... (re. $5,343,000)

For teacher opportunity corps program awards .....
450,000 ..... (re. $450,000)

For state financial assistance to expand high needs nursing programs at private colleges and universities in accordance with section 6401-a of the education law ... 941,000 ..... (re. $941,000)

For services and expenses of the national board for professional teaching standards certification grant program .....
368,000 ..... (re. $368,000)

By chapter 53, section 1, of the laws of 2010:

The moneys herein appropriated shall be available for higher and continuing education programs provided by independent colleges, universities and other organizations approved by the state education department.

For liberty partnerships program awards as prescribed by section 612 of the education law as added by chapter 425 of the laws of 1988. Notwithstanding any other section of law to the contrary, funding for such programs in the 2010-11 fiscal year shall be limited to the amount appropriated herein ... 10,842,000 ..... (re. $2,117,000)

For higher education opportunity program awards. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning ... 20,783,000 .... (re. $4,925,000)

For teacher opportunity corps program awards .....
671,000 ..... (re. $197,000)

By chapter 53, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:

For services and expenses of the national board for professional teaching standards certification grant program for the 2010-11 school year ... 490,000 ..... (re. $399,000)

By chapter 53, section 1, of the laws of 2009, as transferred by chapter 53, section 1, of the laws of 2011:

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For services and expenses of the national board for professional teaching standards certification grant program for the 2009-10 school year ... 490,000 ..... (re. $391,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 502, section 2, of the laws of 2009:
For higher education opportunity program awards. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ..... 23,752,000 ..... (re. $3,839,000)

By chapter 53, section 1, of the laws of 2008:
For additional services and expenses of the higher education opportunity program. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning ... 484,000 ..... (re. $118,000)

By chapter 53, section 1, of the laws of 2008, as transferred by chapter 53, section 1, of the laws of 2011:
For services and expenses of the national board for professional teaching standards certification grant program for the 2008-09 school year ... 490,000 ..... (re. $10,000)

By chapter 53, section 1, of the laws of 2008, as amended by chapter 496, section 3, of the laws of 2008:
For higher education opportunity program awards. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 23,716,000 ..... (re. $2,112,000)
For additional services and expenses of the higher education opportunity program for the 2008-09 academic year, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,037,000 ..... (re. $322,000)

By chapter 53, section 1, of the laws of 2007:
For services and expenses of the higher education opportunity program. Funds appropriated herein shall be used by independent colleges to expand opportunities for the educationally and economically disadvantaged at independent institutions of higher learning ..... 24,200,000 ..... (re. $2,983,000)

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2007, as transferred by chapter 53, section 1, of the laws of 2011:
For services and expenses of the national board for professional teaching standards certification grant program for the 2007-08 school year ... 500,000 ..... (re. $116,000)

OFFICE OF PREKINDERGARTEN THROUGH GRADE TWELVE EDUCATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For a school district performance improvement awards grant.
Funds appropriated herein shall be used to provide competitive grants pursuant to a request for proposals, developed by the commissioner and approved by the director of budget to those school districts that are participating in the race to the top program and/or which demonstrate satisfactory progress, as determined by the commissioner, towards implementation of elements such as high quality student assessments; use of data to improve instruction and student performance and provision of professional development to improve teacher performance; and that those eligible districts also demonstrate the most improved academic achievement gains and student outcomes such as establishing or expanding participation in college level or early college programs; and other appropriate measures of student performance; provided further that in determining the amount of the award to be made from the funds appropriated herein for those school districts identified as making the greatest achievement gains and eligible for such award, the maximum grant award available to each school district shall be based upon the size of the district measured by public school enrollment of the district; and provided further that such amount shall be adjusted based upon measures of district need and provided further that no district receiving a grant may be awarded more than forty percent of the total amount awarded; and provided further that any such funds awarded to a school district shall be used to increase student performance, narrow the achievement gap, and increase academic performance in traditionally underserved student groups ..... 250,000,000 ..... (re. $250,000,000)
For a school district management efficiency awards program. Funds appropriated herein shall be used to provide competitive awards to school districts based on a plan developed by the commissioner in consultation with the secretary of state and approved by the director of the budget. Provided that such funds may only be awarded to a school district which demonstrates that it has implemented one or more long term efficiencies within two years prior to a response to a request for proposal or during the current school year in school district management, operations, procurement practices or other cost savings measures and will not result in an increase in cost to the state or the locality and: (i) have resulted or will result in a significant reduction in total operating expenses compared to the prior year and/or significant reductions in the administrative

component, or the equivalent, of the school district budget and/or transportation operating expenses and/or transportation capital expenses and/or other non-personal service costs included in the program component of the school district budget compared to the prior year; and (ii) are expected to result in substantial and recurring cost savings in total operating expenses and/or recurring significant reductions in administrative expenditures, or the equivalent, and/or transportation operating expenses and/or transportation capital expenses and/or other nonpersonal service costs included in the program component of the school district budget in future years ... 250,000,000 ..... (re. $250,000,000)

Funds appropriated herein shall be available for services and expenses of a $20,440,000 teacher resources and computer training centers program for the 2011-12 school year provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account elementary, middle, secondary and continuing education program.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities hereafter to accrue ... 14,308,000 ..... (re. $9,250,000)

For services and expenses of remaining obligations for the 2010-11 school year for support for the operation of targeted prekindergarten for those providers not eligible to receive funding pursuant to section 3602-e of the education law and for support for providers continuing to operate such programs in the 2011-12 school year. Such funds shall be expended pursuant to a plan developed by the commissioner of education and approved by the director of the budget ... 1,303,000 ..... (re. $1,303,000)

For education of children of migrant workers for the 2011-12 school year ... 89,000 ..... (re. $89,000)

For grants to schools for programs involving literacy and basic education for public assistance recipients for the 2011-12 school year for those programs administered by the state education department ... 1,843,000 ..... (re. $1,843,000)

For competitive grants for adult literacy/education aid to public and private not-for-profit agencies, including but not limited to, 2 and 4 year colleges, community based organizations, libraries, and volunteer literacy organizations and institutions which meet quality standards promulgated by the commissioner of education to provide programs of basic literacy, high school equivalency, and English as a second language to persons 16 years of age or older for the 2011-12 school year ... 4,293,000 ..... (re. $3,901,000)

For the school lunch and breakfast program. Funds for the school lunch and breakfast program shall be expended subject to the limitation of

funds available and may be used to reimburse sponsors of non-profit school lunch, breakfast, or other school child feeding programs based upon the number of federally reimbursable breakfasts and lunches served to students under such program agreements entered into by the state education department and such sponsors, in accordance with an act of Congress entitled the "National School Lunch Act," P.L. 79-396, as amended, or the provisions of the "Child Nutrition Act of 1966," P.L. 89-642, as amended, in the case of school breakfast programs to reimburse sponsors in excess of the federal rates of reimbursement. Notwithstanding any provision of law to the contrary, the moneys hereby appropriated, or so much thereof as may be necessary, are to be available for the purposes herein specified for obligations heretofore accrued or hereafter to accrue for the school years beginning July 1, 2009, July 1, 2010 and July 1, 2011.

Notwithstanding any law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2011-12 state fiscal year for state reimbursement for school lunch and breakfast programs .....
33,100,000 ..... (re. $19,381,000)

For nonpublic school aid payable in the 2011-12 state fiscal year. Notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2011-12 state fiscal year .....
74,157,000 ..... (re. $10,000,000)

For additional nonpublic school aid payable in the 2011-12 state fiscal year ... 3,000,000 ..... (re. $3,000,000)

For aid payable for additional nonpublic school aid. Notwithstanding any inconsistent provision of law, funds appropriated herein shall be available for payment of aid heretofore accrued and hereafter to accrue provided that, notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2011-12 state fiscal year ... 26,220,000 ..... (re. $2,215,000)

For academic intervention for nonpublic schools based on a plan to be developed by the commissioner of education and approved by the director of the budget ... 922,000 ..... (re. $922,000)

For services and expenses of the New York state center for school safety for the 2011-12 school year. Funds appropriated herein shall be used to operate a statewide center and shall be subject to an expenditure plan approved by the director of the budget .....
466,000 ..... (re. $466,000)

For services and expenses of the health education program for the 2011-12 school year. Funds appropriated herein shall be available for health-related programs including, but not limited to, those providing instruction and supportive services in comprehensive health education and/or acquired immune deficiency syndrome (AIDS) education. Of the amounts appropriated herein, $86,000 shall be available for the program previously operated as the school health demonstration program. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency

or department to accomplish the purpose of this appropriation ..... 691,000 ..... (re. $691,000)

For competitive grants for the 2011-12 school year for extended day programs and school violence prevention programs pursuant to section 2814 of the education law provided, however, notwithstanding any inconsistent provisions of law, eligible entities receiving funds for extended day programs may include not-for-profit organizations working in collaboration with a public school or school district ... 24,344,000 ..... (re. $24,344,000)

For aid payable for the 2011-12 school year for support of county vocational education and extension boards pursuant to section 1104 of the education law, provided, however, that notwithstanding any inconsistent provision of law, rule, or regulation, any apportionment of aid shall be based on a quota amounting to one-half of the salary paid each teacher, director, assistant, and supervisor, where such salary is attributable to a course of study first submitted to the commissioner for approval pursuant to section 1103 of the education law on or before July 1, 2010, but not to exceed the amount computed by the commissioner based upon an assumed annualized salary equal to ten thousand five hundred dollars per school year on account of the employment of such teacher, director, assistant or supervisor ... 932,000 ..... (re. $730,000)

For services and expenses of the primary mental health project at the children's institute for the 2011-12 school year ..... 894,000 ..... (re. $894,000)

For services and expenses associated with the math and science high schools for the 2011-12 school year in the amount of $1,382,000, provided that such funds shall be allocated equally among those entities that received program funding for the 2007-08 school year ... 1,382,000 ..... (re. $1,382,000)

For services and expenses of the center for autism and related disabilities at the state university of New York at Albany ..... 490,000 ..... (re. $490,000)

For services and expenses of the summer food program for the 2011-12 school year ... 3,049,000 ..... (re. $1,769,000)

Work Force Education. For partial reimbursement of services and expenses per contact hour of work force education conducted by the consortium for worker education (CWE), a private not-for-profit corporation located in the city of New York, offering programs approved by the commissioner of education that enable adults who are 21 years of age or older to obtain or retain employment or improve their work skills capacity to enhance their opportunities for increased earnings and advancement ..... 13,000,000 ..... (re. $5,310,000)

For the smart scholars early college high school program, provided, however that expenditure of funds herein shall be subject to a payment schedule developed by the commissioner and approved by the director of budget ... 6,000,000 ..... (re. $5,420,000)

For services and expenses of a $490,000 2011-12 school year program for mentoring and tutoring based on model programs proven to be effective in producing outcomes that include, but are not limited to, improved graduation rates, provided that such services shall be

provided to students in one or more city school districts located in a city having a population in excess of 125,000 and less than 1,000,000 inhabitants provided further that such program will be operated by a community based organization ..... 490,000 ..... (re. $490,000)

For postsecondary aid to Native Americans to fund awards to eligible students. Notwithstanding any other provision of law to the contrary, the amount herein made available shall constitute the state's entire obligation for all costs incurred under section 4118 of the education law in state fiscal year 2011-12 ..... 598,000 ..... (re. $423,000)

For grants in aid to school districts for the 2011-12 school year for purposes of mitigating the 2011-12 gap elimination adjustment. In order to be eligible, a school district must have a need resource index of greater than 2; and a gap elimination adjustment that represents 11 percent or less of a school district's total general fund expenditures. The determination of the amount of the grant shall be based on factors including, but not limited to, enrollment; size of the gap elimination adjustment; and the percentage that the gap elimination adjustment represents of a school district's total general fund expenditures. Such grants shall not be payable until approved consistent with provisions of subdivision 5 of section 24 of state finance law ... 16,226,000 ..... (re. $16,226,000)

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, for general support for public schools AND OTHER SPECIFIC PURPOSES PROVIDED HEREIN, for the 2011-2012 and 2012-13 state fiscal years provided, however, that not more than 40.16 percent of this appropriation shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, nor more than 18.48 percent of this appropriation shall be available for remaining payments for the 2011-12 school year payable in the 2012-13 state fiscal year and provided further that notwithstanding any inconsistent provision of law, the remaining amounts available for the 2012-13 school year shall be apportioned to school districts pursuant to the education law and subject to the limitations of this appropriation including the gap elimination adjustment as provided for herein.

PROVIDED HOWEVER THAT, NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, NO SCHOOL DISTRICT SHALL BE ELIGIBLE FOR AN APPORTIONMENT FROM THE FUNDS APPROPRIATED HEREIN FOR THE 2012-13 SCHOOL YEAR IN EXCESS OF THE AMOUNT APPORTIONED TO SUCH DISTRICT FOR THE SAME TIME PERIOD DURING THE BASE YEAR UNLESS SUCH SCHOOL DISTRICT HAS SUBMITTED DOCUMENTATION THAT HAS BEEN APPROVED BY THE COMMISSIONER BY JANUARY 17, 2013 DEMONSTRATING THAT IT HAS FULLY IMPLEMENTED NEW STANDARDS AND PROCEDURES FOR CONDUCTING ANNUAL PROFESSIONAL PERFORMANCE REVIEWS OF CLASSROOM TEACHERS AND BUILDING PRINCIPALS TO DETERMINE TEACHER AND PRINCIPAL EFFECTIVENESS; PROVIDED HOWEVER THAT, IF ANY SUCH PAYMENTS IN EXCESS OF THE AMOUNT APPORTIONED TO SUCH DISTRICT FOR THE SAME TIME PERIOD DURING THE BASE YEAR WERE MADE, AND THE

SCHOOL DISTRICT HAS NOT SUBMITTED DOCUMENTATION THAT IT HAS FULLY IMPLEMENTED NEW STANDARDS AND PROCEDURES AS SET FORTH ABOVE BY JANUARY 17, 2013, THE TOTAL AMOUNT OF SUCH PAYMENTS SHALL BE DEDUCTED BY THE COMMISSIONER FROM FUTURE PAYMENTS TO THE SCHOOL DISTRICT FROM FUNDS APPROPRIATED HEREIN.

Provided FURTHER that, notwithstanding any inconsistent provision of law, the commissioner shall reduce payments due to each school district for the 2011-12 school year pursuant to section 3609-a of the education law by an amount equal to the gap elimination adjustment for the 2011-12 school year computed for such school district, and such amount shall be deducted from moneys apportioned for the purposes of payments made pursuant to such section 3609-a and if the reduction is greater than the sum of the amounts available for such deductions, the remainder of the reduction shall be withheld from payments scheduled to be made to the school district pursuant to section 3609-a for the 2012-13 school year in the 2012-13 state fiscal year, and the commissioner shall also reduce payments due to each school district for the 2012-13 school year pursuant to section 3609-a of the education law by an amount equal to the gap elimination adjustment for the 2012-13 school year computed for such school district, and such amount shall be deducted from moneys apportioned for the purposes of payments made pursuant to such section 3609-a in the 2012-13 state fiscal year, and provided further that an amount equal to the amount of such deduction shall be deemed to have been paid to the school district pursuant to this section for the school year for which such deduction is made. The commissioner shall compute such gap elimination adjustment and shall provide a schedule of such reduction in payments to the state comptroller, the director of the budget, the chair of the senate finance committee and the chair of the assembly ways and means committee, and provided further that the gap elimination adjustment for the 2011-12 school year shall be computed as follows, based on an updated electronic data file containing actual and estimated data relating to apportionments due and owing during the current school year and projections of such apportionments for the following school year to school districts and boards of cooperative educational services from the general support for public schools and boards of cooperative educational services appropriations produced pursuant to paragraph b of subdivision twenty-one of section three hundred five of the education law on February fifteenth of the base year. The gap elimination adjustment for a school district shall equal the lesser of the school district's percentage reduction and its TGFE check, provided, however, that in the case of a school district with a tax effort ratio computed pursuant to subparagraph three of paragraph a of subdivision sixteen of section 3602 of the education law greater than four percent (0.04) and a combined wealth ratio for total foundation aid computed pursuant to subparagraph two of paragraph c of subdivision three of section 3602 of the education law that is less than one and five-tenths (1.5), the gap elimination adjustment for a school district shall equal the lesser of the percentage reduction, the TGFE check and the tax effort reduction, and further provided that in the case of a school district, other than a city school

district of a city having a population in excess of one hundred twenty-five thousand, with (A) an administrative efficiency ratio of less than one and eight-tenths percent (0.018) and (B) an administrative expense per pupil of less than three hundred forty-eight dollars ($348), the gap elimination adjustment shall be reduced by an amount equal to the administrative efficiency restoration, and further provided that, where applicable, the gap elimination adjustment shall be reduced by an amount equal to the sum of the needs-based restoration plus the low wealth-high tax effort restoration plus the enrollment adjustment award.

(i) The percentage reduction shall be the sum of (A) the product of the total aid for adjustment, multiplied by six and four-tenths percent (0.064), and (B) the product of four thousand four hundred dollars ($4,400) multiplied by the reduction factor, multiplied by the public school district enrollment for the base year computed pursuant to subparagraph two of paragraph n of subdivision one of section 3602 of the education law, provided, however, that such percentage reduction shall not be less than the product of nine and one-half percent (0.095) multiplied by such total aid for adjustment, and not more than the product of twenty-one and four-tenths percent (0.214) multiplied by such total aid for adjustment.

(ii) The tax effort reduction shall be the product of the total aid for adjustment, multiplied by the quotient of twenty-three percent (0.23) divided by the quotient of the tax effort ratio computed pursuant to subparagraph three of paragraph a of subdivision sixteen of section 3602 of the education law divided by four and two hundred forty-seven thousandths percent (0.04247), provided, however, that such tax effort reduction shall not be less than the product of thirteen percent (0.13) multiplied by such total aid for adjustment, and not more than the product of twenty-three percent (0.23) multiplied by such total aid for adjustment.

(iii) The TGFE check shall be the product of the TGFE percentage and the total general fund expenditures of such school district in the base year.

(iv) The administrative efficiency restoration shall be the product of seventy-five dollars ($75), multiplied by the state sharing ratio, multiplied by the total aidable foundation pupil units computed pursuant to paragraph g of subdivision two of section 3602 of the education law for the purposes of computing total foundation aid.

(v) The needs-based restoration shall be the sum of (A) the product of the needs-based grant, multiplied by the public school district enrollment for the base year computed pursuant to subparagraph two of paragraph n of subdivision one of such section thirty-six hundred two of the education law, plus (B) in the case of any school district for which the quotient of the limited English proficient count for the base year computed pursuant to paragraph o of subdivision one of section 3602 of the education law divided by the public school district enrollment for the base year computed pursuant to subparagraph two of paragraph n of subdivision one of section 3602 of the education law, exceeds thirteen percent (0.13), the product of the total aid for adjustment multiplied by seventy-five hundredths of a percent (0.0075).

(vi) The low wealth-high tax effort restoration shall be, for any school district with a tax effort ratio computed pursuant to subparagraph three of paragraph a of subdivision sixteen of section 3602 of the education law greater than six percent (0.06) and a combined wealth ratio for total foundation aid computed pursuant to subparagraph two of paragraph c of subdivision three of section 3602 of the education law that is less than seven-tenths (0.7), the product of one hundred dollars ($100.00) multiplied by the public school district enrollment for the base year computed pursuant to subparagraph two of paragraph n of subdivision one of section 3602 of the education law.

(vii) The enrollment adjustment award shall be the product of five hundred dollars ($500.00) multiplied by the enrollment increase for any eligible school district. An eligible school district shall be a school district (A) with a combined wealth ratio for total foundation aid computed pursuant to subparagraph two of paragraph c of subdivision three of section 3602 of the education law less than three (3.0) and an enrollment increase greater than or equal to forty-five (45), where, (B) for such school district, either the enrollment increase is greater than one percent (0.01) of the public school district enrollment for the base year or the combined wealth ratio for total foundation aid computed pursuant to subparagraph two of paragraph c of subdivision three of section 3602 of the education law is less than two (2.0). The enrollment increase shall be the positive difference of the estimated public school district enrollment for the current year computed pursuant to subparagraph two of paragraph n of subdivision one of section 3602 of the education law less the public school district enrollment for the base year computed pursuant to subparagraph two of paragraph n of subdivision one of section 3602 of the education law.

(viii) For the purposes of such computation, (A) "total aid for adjustment" shall mean the sum of the amounts set forth for each school district as "FOUNDATION AID", "FULL DAY K CONVERSION", "BOCES + SPECIAL SERVICES", "HIGH COST EXCESS COST", "PRIVATE EXCESS COST", "HARDWARE & TECHNOLOGY", "SOFTWARE, LIBRARY, TEXTBOOK", "TRANSPORTATION INCL SUMMER", "OPERATING REORG INCENTIVE", "CHARTER SCHOOL TRANSITIONAL", "ACADEMIC ENHANCEMENT", "HIGH TAX AID" and "SUPPLEMENTAL PUB EXCESS COST" under the heading "2011-12 ESTIMATED AIDS" in the school aid computer listing produced by the commissioner in support of the executive budget proposal for the 2011-12 school year and entitled "BT 111-2";

(B) "the state sharing ratio" shall mean the state sharing ratio computed for total foundation aid computed pursuant to paragraph g of subdivision three of section 3602 of the education law, but not less than ten percent (0.10); and

(C) "reduction factor" shall mean the product of the positive remainder of one less the three-year average free and reduced price lunch percent multiplied by the combined wealth ratio for total foundation aid computed pursuant to subparagraph two of paragraph c of subdivision three of section thirty-six hundred two of this part, where the three-year average free and reduced price lunch percent shall mean the quotient of (A) the sum of the number of pupils in kindergarten

through grade six attending the public schools of the district who have applications on file or who are listed on a direct certification letter confirming their eligibility for participation in the state and federally funded free and reduced price lunch program on the date enrollment was counted in accordance with paragraph n of subdivision 1 of section 3602 of the education law for the year prior to the base year, plus such number of eligible applicants for the free and reduced price lunch program computed for the year two years prior to the base year, plus such number of eligible applicants for the free and reduced price lunch program computed for the year three years prior to the base year, divided by (B) the sum of the number of pupils in kindergarten through grade six on a regular enrollment register of a public school district on the date enrollment was counted in accordance with paragraph n of subdivision 1 of section 3602 of the education law for the year prior to the base year, plus such number or pupils in kindergarten through grade six on a regular enrollment register of a public school district computed for the year two years prior to the base year, plus such number of pupils in kindergarten through grade six on a regular enrollment register of a public school district computed for the year three years prior to the base year; and

(D) "needs-based grant" shall mean, (1) in the case of a district determined to be a high need school district pursuant to clause (c) of subparagraph two of paragraph c of subdivision six of section 3602 of the education law for the school aid computer listing produced by the commissioner in support of the enacted budget for the two thousand seven--two thousand eight school year and entitled "SA0708", having a need-resource category of three or four, sixty-one dollars ($61.00), and (2) in the case of a school district determined to be an average need school district pursuant to clause (c) of subparagraph two of paragraph c of subdivision six of section 3602 of the education law for the school aid computer listing produced by the commissioner in support of the enacted budget for the two thousand seven--two thousand eight school year and entitled "SA0708", having a need-resource category of five, fifty-four dollars ($54.00).

(E) "administrative efficiency ratio" shall mean the quotient of the sum of the expenditures related to the board of education, including expenditures for the board of education, the district clerk's office, the district meeting, auditing service, the treasurer's office, the tax collector's office, legal services and the school census, plus expenditures for central administration, including expenditures for the chief school officer, the business office, the purchasing office, the personnel office, the records management officer, public information and services, fees for fiscal agents and undistributed indirect costs, divided by the total expenditures charged by a school district to the general, debt service, and special aid funds, excluding transfers from the general fund to the debt service and special aid funds, based on expenditures reported by the school district for the school year two years prior to the base year, based on data on file for an electronic data file used to

produce the school aid computer listing produced by the commissioner in support of the enacted budget; and

(F) "administrative expense per pupil" shall mean the quotient of the sum of the expenditures related to the board of education, including expenditures for the board of education, the district clerk's office, the district meeting, auditing service, the treasurer's office, the tax collector's office, legal services and the school census, plus expenditures for central administration, including expenditures for the chief school officer, the business office, the purchasing office, the personnel office, the records management officer, public information and services, fees for fiscal agents and undistributed indirect costs, charged by a school district to the general, debt service, and special aid funds, based on expenditures reported by the school district for the school year two years prior to the base year, divided by the public school district enrollment for the base year computed pursuant to subparagraph two of paragraph n of subdivision one of section 3602 of the education law based on data on file for an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the enacted budget; and

(G) "TGFE" percentage shall mean,

(1) in the case of a school district determined to be a high need school district pursuant to clause (c) of subparagraph two of paragraph c of subdivision six of section 3602 of the education law for the school aid computer listing produced by the commissioner in support of the enacted budget for the two thousand seven--two thousand eight school year and entitled "SA0708",

(a) in the case of a city school district in a city with a population in excess of one million inhabitants, four and five hundred thirty-seven thousandths percent (0.04537),

(b) in the case of a city school district in a city with a population of more than two hundred fifty thousand inhabitants and less than one million inhabitants according to the two thousand federal census, four and one-tenth percent (0.041),

(c) in the case of a city school district in a city with a population of more than two hundred ten thousand inhabitants and less than two hundred fifty thousand inhabitants according to the two thousand federal census, four and thirteen hundredths percent (0.0413),

(d) in the case of a city school district in a city with a population of more than one hundred seventy thousand inhabitants and less than two hundred ten thousand inhabitants according to the two thousand federal census, five and ninety-seven hundredths percent (0.0597),

(e) in the case of a city school district in a city with a population of more than one hundred thousand inhabitants and less than one hundred seventy thousand inhabitants according to the two thousand federal census, five and fifty-three hundredths percent (0.0553)

(f) in the case of any other such school district which has a three-year average free and reduced price lunch percent greater than seventy-five percent (0.75) and which has an administrative efficiency ratio less than one and fifty-five hundredths percent (0.0155), four and nine hundredths percent (0.0409) and

(g) for all other such school districts, six and eight-tenths percent (0.068), or

(2) in the case of all other school districts, eleven percent (0.11).

Provided further that the gap elimination adjustment for the 2012-13 school year shall be equal to the gap elimination adjustment for the 2011-12 school year, plus, if the preliminary growth amount exceeds the allowable growth amount, the product of the gap elimination adjustment percentage for such school district and the positive difference, if any, between the preliminary growth amount less the allowable growth amount, and less [the product of the gap elimination adjustment percentage for such school district and] the gap elimination adjustment restoration amount FOR THE 2012-13 SCHOOL YEAR, [if any, allocated pursuant to a chapter of the laws of New York,] where

(1) "Total personal income of the state" shall mean the total personal income of the state of New York as published by the United States department of commerce or any successor agency from which information is available, aggregated on a state fiscal year basis. For the 2012-13 school year, such personal income shall be based on the data available most proximate and prior to February 1, 2011. Subsequent revisions of the published estimated dollar amount for any state fiscal year estimate employed pursuant to the terms of section 3602 of the education law shall not affect the validity of the determinations made for any state fiscal year.

(2) "Personal income growth index" shall mean for the 2012-13 school year, the average of the quotients for each year in the period commencing with the 2005-06 state fiscal year and finishing with the 2009-10 state fiscal year of the total personal income of the state for each such year divided by the total personal income of the state for the immediately preceding state fiscal year, but not less than one.

(3) "Gap elimination adjustment percentage" shall mean the quotient of the gap elimination adjustment amount set [for] forth for each school district as "GAP ELIMINATION ADJUSTMENT" under the heading "2011-12 ESTIMATED AIDS" in the school aid computer listing produced by the commissioner in support of the enacted budget for the 2011-12 school year and entitled "SA111-2", divided by the statewide total of all such gap elimination adjustment amounts set forth for all school districts in such school aid computer listing.

(4) "Allowable growth amount" shall mean the product of the positive difference of the personal income growth index minus one, multiplied by the statewide total of the apportionments, including the gap elimination adjustment, due and owing during the 2011-12 school year, to school districts and boards of cooperative educational services from the general support for public schools as computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the enacted budget for the 2011-12 school year.

(5) "Preliminary growth amount" shall mean the difference between the statewide total, excluding the apportionments computed pursuant to subdivisions 4 and 17 of section 3602 of the education law, of the apportionments due and owing during the 2012-13 school year, to

school districts and boards of cooperative educational services from the general support for public schools as computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the enacted budget for the current year, less the statewide total of such apportionments, excluding the apportionments computed pursuant to subdivisions 4 and 17 of section 3602 of the education law, due and owing during the 2011-12 school year to school districts and boards of cooperative educational services from the general support for public schools as computed based on an electronic data file used to produce the school aid computer listing produced by the commissioner in support of the enacted budget for the 2012-13 school year.

(6) "Allocable growth amount" shall mean the positive difference, if any, of the allowable growth amount less the sum of the competitive awards amount plus the preliminary growth amount, where the competitive awards amount for 2012-13 shall be $50,000,000.

PROVIDED FURTHER THAT NOTWITHSTANDING ANY PROVISION OF LAW TO THE CONTRARY, THE COMPETITIVE AWARDS AMOUNT SHALL BE INCREASED BY AN ADDITIONAL $200 MILLION FOR PURPOSES OF CALCULATING THE ALLOCABLE GROWTH AMOUNT FOR THE 2012-13 SCHOOL YEAR; AND FUNDS APPROPRIATED HEREIN SHALL BE AVAILABLE FOR PAYMENT OF SUCH ADDITIONAL AMOUNT FOR GRANTS AWARDED PURSUANT TO SUBDIVISION 5 AND SUBDIVISION 6 OF SECTION 3641 OF THE EDUCATION LAW.

PROVIDED FURTHER THAT THE GAP ELIMINATION ADJUSTMENT RESTORATION AMOUNT FOR THE 2012-13 SCHOOL YEAR FOR A DISTRICT SHALL BE COMPUTED AS FOLLOWS, BASED ON AN ELECTRONIC DATA FILE USED TO PRODUCE THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER IN SUPPORT OF THE EXECUTIVE BUDGET REQUEST SUBMITTED FOR THE 2012-13 STATE FISCAL YEAR AND ENTITLED "BT121-3". THE GAP ELIMINATION ADJUSTMENT RESTORATION AMOUNT FOR THE 2012-13 SCHOOL YEAR FOR A SCHOOL DISTRICT SHALL EQUAL THE GREATER OF

(1) THE PRODUCT OF (A) THE PRODUCT OF THE EXTRAORDINARY NEEDS INDEX MULTIPLIED BY TWO HUNDRED FOURTEEN DOLLARS AND FIFTY CENTS, COMPUTED TO TWO DECIMAL PLACES WITHOUT ROUNDING, MULTIPLIED BY (B) THE STATE SHARING RATIO COMPUTED PURSUANT TO PARAGRAPH G OF SUBDIVISION 3 OF SECTION 3602 OF THE EDUCATION LAW MULTIPLIED BY (C) THE PUBLIC SCHOOL DISTRICT ENROLLMENT FOR THE BASE YEAR, CALCULATED PURSUANT TO SUBPARAGRAPH TWO OF PARAGRAPH N OF SUBDIVISION 1 OF SECTION 3602 OF THE EDUCATION LAW, WHERE THE EXTRAORDINARY NEEDS INDEX SHALL BE THE QUOTIENT OF THE EXTRAORDINARY NEEDS PERCENT FOR THE DISTRICT COMPUTED PURSUANT TO PARAGRAPH W OF SUBDIVISION 1 OF SECTION 3602 OF THE EDUCATION LAW DIVIDED BY THE STATEWIDE AVERAGE EXTRAORDINARY NEEDS PERCENT; OR

(2) FOR ANY DISTRICT WITH A GEA/TGFE RATIO GREATER THAN ONE, WHERE THE GEA/TGFE RATIO SHALL BE THE QUOTIENT OF (A) THE GAP ELIMINATION ADJUSTMENT FOR THE 2011-12 SCHOOL YEAR FOR THE DISTRICT DIVIDED BY THE TOTAL GENERAL FUND EXPENDITURES OF SUCH DISTRICT IN THE BASE YEAR, DIVIDED BY (B) THE STATEWIDE TOTAL GAP ELIMINATION ADJUSTMENT FOR THE 2011-12 SCHOOL YEAR DIVIDED BY TOTAL GENERAL FUND EXPENDITURES IN THE BASE YEAR, THE PRODUCT OF (A) THE PRODUCT OF THE GEA/TGFE RATIO MULTIPLIED BY NINETY DOLLARS, COMPUTED TO TWO DECIMAL PLACES WITHOUT ROUNDING, MULTIPLIED BY (B) THE STATE SHARING RATIO

COMPUTED PURSUANT TO PARAGRAPH G OF SUBDIVISION 3 OF SECTION 3602 OF THE EDUCATION LAW MULTIPLIED BY (C) THE PUBLIC SCHOOL DISTRICT ENROLLMENT FOR THE BASE YEAR, CALCULATED PURSUANT TO SUBPARAGRAPH TWO OF PARAGRAPH N OF SUBDIVISION 1 OF SECTION 3602 OF THE EDUCATION LAW; OR

(3) ONE PERCENT OF THE GAP ELIMINATION ADJUSTMENT FOR THE 2011-12 SCHOOL YEAR,

BUT SHALL BE NO GREATER THAN THE PRODUCT OF TWENTY-FIVE PERCENT AND THE GAP ELIMINATION ADJUSTMENT FOR THE 2011-12 SCHOOL YEAR FOR THE DISTRICT.

[Provided further that the allocable growth amount shall be apportioned for the 2012-13 school year pursuant to a chapter of the laws of New York, and shall be allocated to purposes including but not limited to competitive grant awards made pursuant to subdivisions 5 and 6 of section 3641 of the education law, the foundation aid phase-in amount or other foundation aid increase allocated pursuant to subdivision 4 of section 3602 of the education law and the gap elimination adjustment restoration amount apportioned pursuant to subdivision 17 of section 3602 of the education law. In the event that a chapter of the laws of New York enacted for the state fiscal year in which such school year commences is not enacted, the allocations in support of subdivisions 5 and 6 of section 3641 of the education law shall equal the allocations in support of such awards in the base year, the apportionments pursuant to subdivisions 4 and 17 of section 3602 of the education law for the current year shall equal the apportionments for such subdivisions four and seventeen for the 2011-12 school year.]

Provided further that notwithstanding any provision of law to the contrary, for the 2011-12 school year, the apportionment computed pursuant to subdivision 4 of section 3602 of the education law shall equal the amount apportioned to such school district for the 2010-11 school year pursuant to such subdivision;

Provided further that notwithstanding any provision of law to the contrary, for the 2011-12 and 2012-13 school year, the apportionments computed pursuant to subdivisions 5-a, 12 and 16 of section 3602 of the education law shall equal the amounts set forth for such school district as "SUPPLEMENTAL PUB EXCESS COST", "ACADEMIC ENHANCEMENT" and "HIGH TAX AID" under the heading "2010-11 ESTIMATED AIDS" in the school aid computer listing produced by the commissioner in support of the budget for the 2010-11 school year and entitled "SR092-7".

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

PROVIDED, FURTHER, THAT THE DIRECTOR OF THE BUDGET, IN APPROVING THE FINAL PAYMENT FOR THE 2012-13 STATE FISCAL YEAR PURSUANT TO CLAUSE

III OF SUBPARAGRAPH 3 OF PARAGRAPH B OF SUBDIVISION 1 OF SECTION 3609-A OF THE EDUCATION LAW, MAY DIRECT THE COMMISSIONER OF EDUCATION TO APPORTION AN ADVANCE IN AN AMOUNT LESS THAN THAT REPORTED BY THE COMMISSIONER OF EDUCATION PURSUANT TO SUCH CLAUSE III OF SUBPARAGRAPH 3 OF PARAGRAPH B OF SUBDIVISION 1 OF SECTION 3609-A OF THE EDUCATION LAW, AND PROVIDED FURTHER THAT SUCH REDUCTION SHALL NOT EXCEED THE AMOUNT BY WHICH THE 2011-12 STATE FISCAL YEAR NEED COMPUTED BASED ON THE ELECTRONIC DATA FILE USED TO PRODUCE THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER IN SUPPORT OF THE EXECUTIVE BUDGET REQUEST FOR THE 2012-13 STATE FISCAL YEAR AND ENTITLED "BT121-3" IS LESS THAN THE 2011-12 STATE FISCAL YEAR NEED COMPUTED BASED ON THE ELECTRONIC DATA FILE USED TO PRODUCE THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER IN SUPPORT OF THE ENACTED BUDGET FOR THE 2011-12 STATE FISCAL YEAR AND ENTITLED "SA111-2".

PROVIDED FURTHER THAT, NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, FOR ANY APPORTIONMENTS PROVIDED PURSUANT TO SECTIONS 701, 711, 751, 753, 3602, 3602-B, 3602-C, 3602-E, AND 3612 OF THE EDUCATION LAW FOR THE 2012-13 AND PRIOR SCHOOL YEARS, THE COMMISSIONER SHALL CERTIFY NO PAYMENT TO A SCHOOL DISTRICT, OTHER THAN PAYMENTS PURSUANT TO SUBDIVISIONS SIX-A, ELEVEN, THIRTEEN AND FIFTEEN OF SECTION THIRTY-SIX HUNDRED TWO OF THE EDUCATION LAW, IN EXCESS OF THE PAYMENT COMPUTED BASED ON AN ELECTRONIC DATA FILE USED TO PRODUCE THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER IN SUPPORT OF THE EXECUTIVE BUDGET REQUEST SUBMITTED FOR THE 2012-13 STATE FISCAL YEAR AND ENTITLED "BT121-3". PROVIDED, HOWEVER, NO PAYMENTS SHALL BE BARRED OR REDUCED WHERE SUCH PAYMENT IS REQUIRED AS A RESULT OF A FINAL AUDIT OF THE STATE.

Provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 26,788,981,000 ..... (re. $16,030,527,000)

Funds appropriated herein shall be available for reimbursement for the education of homeless children and youth for the 2011-12 and 2012-13 school years pursuant to section 3209 of the education law, including reimbursement for expenditures for the transportation of homeless children pursuant to paragraph b of subdivision 4 of section 3209 of the education law, up to the amount of the approved costs of the most cost-effective mode of transportation, in accordance with a plan prepared by the commissioner of education and approved by the director of the budget provided that no more than $12,058,000 shall

be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided that in each state fiscal year the sum of $30,000 may be transferred to the credit of the state purposes account of the state education department to carry out the purposes of such section relating to reimbursement of youth shelters transporting such pupils and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....

29,283,000 ..... (re. $17,225,000)

Funds appropriated herein shall be available during the 2011-12 and 2012-13 school years for bilingual education grants to school districts, boards of cooperative educational services, colleges and universities, and an entity, chosen through a competitive procurement process, to assist schools and districts to conduct self assessments to identify areas that need to be strengthened and to ensure compliance with the various federal, state and local laws that govern limited English proficiency and English language learning education, provided, however, that the sum of such grants shall not exceed $12,500,000 for each such school year, and provided further that no more than $8,750,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending

March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
21,250,000 ..... (re. $12,500,000)

Funds appropriated herein shall be available in the 2011-12 and 2012-13 school years for school districts and boards of cooperative educational services applications for funding of approved learning technology programs approved by the commissioner of education, including services benefiting nonpublic school students, pursuant to regulations promulgated by the commissioner of education and approved by the director of the budget. Provided, however, that the sum of such grants shall not exceed $3,285,000 for each such school year, and provided further that no more than $2,300,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided further that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
5,585,000 ..... (re. $3,285,000)

Funds appropriated herein shall be available for the voluntary interdistrict urban-suburban transfer program aid pursuant to subdivision 15 of section 3602 of the education law for the 2011-12 and 2012-13

school years, provided that no more than $1,911,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 4,641,000 ..... (re. $2,730,000)

Funds appropriated herein shall be available for additional apportionments of building aid for school districts educating pupils residing on Indian reservations calculated pursuant to subdivision 6-a of section 3602 of the education law for the 2011-12 and 2012-13 school years provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program, provided that no more than $3,500,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies

to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 8,500,000 ..... (re. $5,000,000)

Funds appropriated herein shall be available during the 2011-12 and 2012-13 school years for the education of youth incarcerated in county correctional facilities pursuant to subdivision 13 of section 3602 of the education law, provided that no more than $13,650,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budg- et, funds appropriated herein may be interchanged with any other item of appro- priation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 33,150,000 ..... (re. $19,500,000)

Funds appropriated herein shall be available for the 2011-12 and 2012-13 school years for the education of students who reside in a school operated by the office of mental health or the office of people with developmental disabilities pursuant to subdivision 5 of section 3202 of the education law, provided that no more than $53,200,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year. Notwithstanding any inconsistent provision of law, funds appropriated herein may be suballocated to other departments and agencies subject to the approval of the director of the budget to accomplish the intent of this appropriation provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
129,200,000 ..... (re. $76,000,000)

Funds appropriated herein shall be available for building aid payable in the 2011-12 and 2012-13 school years to special act school districts, provided that no more than $1,890,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided that, subject to the approval of the director of the budget, such funds may be used for payments to the dormitory authority on behalf of eligible special act school districts pursuant to chapter 737 of the laws of 1988 provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
4,590,000 ..... (re. $2,700,000)

Funds appropriated herein shall be available for school bus driver training grants, provided that for aid payable in the 2011-12 and

2012-13 school years, the commissioner of education shall allocate school bus driver training grants, not to exceed $400,000 in each such year, to school districts and boards of cooperative educational services pursuant to sections 3650-a, 3650-b and 3650-c of the education law, or for contracts directly with not-for-profit educational organizations for the purposes of this appropriation, provided that no more than $280,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 680,000 ..... (re. $400,000)

Funds appropriated herein shall be available for services and expenses of a $2,000,000 teacher mentor intern program for each of the 2011-12 and 2012-13 school years, provided that no more than $1,400,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, and provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
3,400,000 ..... (re. $2,000,000)

Funds appropriated herein shall be available for services and expenses of a $6,000,000 special academic improvement grants program for the 2011-12 school year and for services and expenses of a $12,000,000 special academic improvement grants program for the 2012-13 school year payable pursuant to subdivision 11 of section 3641 of the education law, provided that no more than $4,200,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, provided, however, that notwithstanding any provisions of law to the contrary, such funds shall be paid in accordance with a schedule developed by the commissioner of education and approved by the director of the budget provided that, notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance net of any disallowances, refunds, reimbursement and credits, and may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to the approval of the director of the budget. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
14,400,000 ..... (re. $10,200,000)

For the education of Native Americans in the 2012-13 or prior school years, provided that no more than $22,400,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 or prior school years. Funds appropriated herein shall be considered general support for public schools and shall be paid in accordance with a schedule developed by the commissioner of education and approved by the director of the budget. Notwithstanding any provision of law to the contrary, subject to the

approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits, may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to approval of the director of the budget. Notwithstanding any provision of law to the contrary, any funds appropriated herein shall be available for payment of aid heretofore accrued. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 54,400,000 ..... (re. $32,000,000)

For school health services grants to public schools totaling $13,840,000 in each school year for the 2011-12 and 2012-13 school years; provided that, notwithstanding any provisions of law to the contrary, in addition to any other apportionment, such grants shall only be payable to any city school district in a city having a population in excess of 125,000, and less than 1,000,000 inhabitants, and such district shall be eligible to receive the same amount it was eligible to receive for the 2010-11 school year, provided that no more than $9,688,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year. Funds appropriated herein shall be considered general support for public schools and shall be paid in accordance with a schedule developed by the commissioner of education and approved by the director of the budget.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any provision of law to the contrary, subject to the approval of the director of the budget, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance

account office of prekindergarten through grade twelve education program. Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] .....
23,528,000 ..... (re. $13,840,000)

For remaining obligations for the 2010-11 school year or prior school years for support for boards of cooperative educational services and for aid payable in the 2011-12 and 2012-13 school years, for support for boards of cooperative educational services, provided that no more than $518,493,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2010-11 and prior school years and no more than $179,954,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year, provided that, notwithstanding any inconsistent provision of law in no event shall such amounts paid in the 2011-12 state fiscal year exceed 48.84 percent of the amount appropriated herein, and provided further that to the extent required by federal law, each board of cooperative educational services receiving a payment pursuant to section 3609-d of the education law in the 2010-11 and 2011- 12 school years shall be required to set aside from such payment an amount not less than the amount of state aid received pursuant to subdivision 5 of section 1950 of the education law in the base year that was attributable to cooperative services agreements (CO-SERs) for career education, as determined by the commissioner of education, and shall be required to use such amount to support career education programs in the current year.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 and prior school years as provided for herein added to the sum of other such designated appropriated amounts.

PROVIDED FURTHER THAT, NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, FOR ANY APPORTIONMENTS PROVIDED PURSUANT TO SECTION 1950 OF THE EDUCATION LAW FOR THE 2012-13 AND PRIOR SCHOOL YEARS, THE COMMISSIONER SHALL CERTIFY NO PAYMENT TO A SCHOOL DISTRICT, IN EXCESS OF THE PAYMENT COMPUTED BASED ON AN ELECTRONIC DATA FILE USED TO PRODUCE THE SCHOOL AID COMPUTER LISTING PRODUCED BY THE COMMISSIONER IN SUPPORT OF THE EXECUTIVE BUDGET REQUEST SUBMITTED FOR THE 2012-13 STATE FISCAL YEAR AND ENTITLED "BT121-3". PROVIDED, HOWEVER, NO PAYMENTS SHALL BE BARRED OR REDUCED WHERE SUCH PAYMENT IS REQUIRED AS A RESULT OF A FINAL AUDIT OF THE STATE.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements

and credits. Notwithstanding any provision of law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued, and funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ... 1,429,946,000 ..... (re. $731,562,000)

For the teachers of tomorrow awards to school districts for the 2011-12 and 2012-13 school years in the amount of $25,000,000 for each such school year, provided that $5,000,000 of this total amount in each such school year shall be made available for a program to be developed by the commissioner of education to attract qualified teachers that have received or will receive a transitional certificate and agree to teach mathematics or science in a low performing school, further provided that of this $5,000,000, a total of up to $500,000 in each such school year shall be made available for demonstration programs in the Yonkers and Syracuse city school districts to increase the number of teachers in such districts who teach math, science and related areas and who have such a transitional certificate, and provided that no more than $17,500,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year.

Funds appropriated herein shall be considered general support for public schools. Notwithstanding any provision of law to the contrary, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year as provided for herein added to the sum of other such designated appropriated amounts.

Notwithstanding any other law, rule or regulation to the contrary, funds appropriated herein shall be available for payment of financial assistance, net of any disallowances, refunds, reimbursements and credits, may be suballocated to other departments and agencies to accomplish the intent of this appropriation subject to approval of the director of the budget. Notwithstanding any provision of law to the contrary, any funds appropriated herein shall be available for payment of aid heretofore accrued. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 42,500,000 ..... (re. $25,000,000)

For payment of employment preparation education aid for the 2010-11 and 2011-12 school years pursuant to paragraph e of subdivision 11

of section 3602 of the education law, provided that no more than $96,000,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2010-11 and prior school years.

Notwithstanding any provision of law to the contrary, such funds are available for payment of aid heretofore accrued or hereafter to accrue to school districts and may be suballocated, subject to the approval of the director of the budget, to other departments and agencies to accomplish the intent of this appropriation and subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits.

Provided further that notwithstanding any provision of law to the contrary, in determining the final payment for the state fiscal year pursuant to section 3609-a of the education law, the general support for public schools appropriations for the state fiscal year ending March 31, 2012 shall be deemed to include the portion of this appropriation made available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 and prior school years as provided for herein added to the sum of other such designated appropriated amounts.

Funds appropriated herein shall be considered general support for public schools. Notwithstanding any provision of law to the contrary, funds appropriated herein may be interchanged with any other item of appropriation for general support for public schools within the general fund local assistance account office of prekindergarten through grade twelve education program. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ..... 192,000,000 ..... (re. $96,000,000)

By chapter 53, section 1, of the laws of 2010, as transferred by chapter 53, section 1, of the laws of 2011:

For grants to schools for programs involving literacy and basic education for public assistance recipients for the 2010-11 school year for those programs administered by the state education department ... 1,843,000 ..... (re. $438,000)

For competitive grants for adult literacy/education aid to public and private not-for-profit agencies, including but not limited to, 2 and 4 year colleges, community based organizations, libraries, and volunteer literacy organizations and institutions which meet quality standards promulgated by the commissioner of education to provide programs of basic literacy, high school equivalency, and English as a second language to persons 16 years of age or older for the 2010-11 school year ... 4,293,000 ..... (re. $84,000)

For aid payable for additional nonpublic school aid. Notwithstanding any inconsistent provision of law, funds appropriated herein shall be available for payment of aid heretofore accrued and hereafter to accrue provided that, notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2010-11 state fiscal year ... 28,500,000 ..... (re. $1,942,000)

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For academic intervention for nonpublic schools based on a plan to be developed by the commissioner of education and approved by the director of the budget ... 922,000 ..... (re. $920,000)
For services and expenses of the New York state center for school safety for the 2010-11 school year. Funds appropriated herein shall be used to operate a statewide center and shall be subject to an expenditure plan approved by the director of the budget ..... 466,000 ..... (re. $458,000)
For competitive grants for the 2010-11 school year for extended day programs and school violence prevention programs pursuant to section 2814 of the education law provided, however, notwithstanding any inconsistent provisions of law, eligible entities receiving funds for extended day programs may include not-for-profit organizations working in collaboration with a public school or school district ... 24,344,000 ..... (re. $8,026,000)
For services and expenses of the primary mental health project at the children's institute for the 2010-11 school year ..... 894,000 ..... (re. $84,000)
For services and expenses of a $490,000 2010-11 school year program for mentoring and tutoring based on model programs proven to be effective in producing outcomes that include, but are not limited to, improved graduation rates, provided that such services shall be provided to students in one or more city school districts located in a city having a population in excess of 125,000 and less than 1,000,000 inhabitants provided further that such program will be operated by a community based organization ..... 490,000 ..... (re. $485,000)

By chapter 53, section 1, of the laws of 2010, as transferred and amended by chapter 53, section 1, of the laws of 2011:
For services and expenses of the health education program for the 2010-11 school year. Funds appropriated herein shall be available for health-related programs including, but not limited to, those providing instruction and supportive services in comprehensive health education and/or acquired immune deficiency syndrome (AIDS) education. Of the amounts appropriated herein, $86,000 shall be available for the program previously operated as the school health demonstration program. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ..... 691,000 ..... (re. $479,000)

By chapter 53, section 1, of the laws of 2009:
For aid payable for additional nonpublic school aid. Notwithstanding any inconsistent provision of law, funds appropriated herein shall be available for payment of aid heretofore accrued and hereafter to accrue provided that, notwithstanding any provision of law, rule or regulation to the contrary, the amount appropriated herein represents the maximum amount payable during the 2009-10 state fiscal year ... 30,000,000 ..... (re. $1,530,000)

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For academic intervention for nonpublic schools based on a plan to be developed by the commissioner of education and approved by the director of the budget ... 922,000 ..... (re. $915,000)
For services and expenses of the health education program for the 2009-10 school year. Funds appropriated herein shall be available for health-related programs including, but not limited to, those providing instruction and supportive services in comprehensive health education and/or acquired immune deficiency syndrome (AIDS) education ... 691,000 ..... (re. $268,000)
For Special Act School Districts additional costs associated with academic programs ... 1,300,000 ..... (re. $1,286,000)

By chapter 53, section 1, of the laws of 2008, as amended by chapter 496, section 3, of the laws of 2008:
For grants to schools for programs involving literacy and basic education for public assistance recipients for the 2008-09 school year for those programs administered by the state education department, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,960,000 ..... (re. $553,000)
For aid payable for additional nonpublic school aid. Notwithstanding any inconsistent provision of law, funds appropriated herein shall be available for payment of aid heretofore accrued and hereafter to accrue provided that, notwithstanding any provision of law, rule or regulation to the contrary, reimbursement, and the State's liability for such reimbursement, shall be limited to ninety-eight percent of the actual cost incurred by the nonpublic school as approved by the commissioner of education; provided further that on and after September 1, 2008, notwithstanding any inconsistent provision of law, rule or regulation, the amount of state reimbursement and liability for costs and activities funded through this appropriation shall be further reduced by six percent of such reduced amount, and that the amount of this appropriation available for expenditure and disbursement on and after such date shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 47,295,000 ..... (re. $9,608,000)
For academic intervention for nonpublic schools based on a plan to be developed by the commissioner of education and approved by the director of the budget, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 980,000 ..... (re. $922,000)

By chapter 53, section 1, of the laws of 2008, as amended by chapter 1, section 2, of the laws of 2009:
For services and expenses associated with math and science high schools for the 2008-09 school year, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent

of the amount that was undisbursed as of August 15, 2008 ..... 1,470,000 ..... (re. $461,000)

By chapter 53, section 1, of the laws of 2007:
For academic intervention for nonpublic schools based on a plan to be developed by the commissioner of education and approved by the director of the budget ... 1,000,000 ..... (re. $1,000,000)

Special Revenue Funds - Federal
Federal Department of Education Fund
Federal Department of Education Account

By chapter 53, section 1, of the laws of 2011:
For grants to schools for specific programs. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 3,747,000 ..... (re. $3,747,000)
For grants to schools for specific programs including, but not limited to, grants for purposes under title I of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 1,867,017,000 ..... (re. $1,867,017,000)
For grants to schools and other eligible entities for state grants for improving teacher quality pursuant to title II of the elementary and secondary education act and for state grants for teacher incentive pursuant to title V of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ..... 272,401,000 ..... (re. $272,401,000)
For grants to schools and other eligible entities for a safe and drug free school program pursuant to title IV of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 28,815,000 ..... (re. $28,815,000)
For grants to schools and other eligible entities for vocational and technical education assistance and technical preparation programs pursuant to the perkins career and technical improvement act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ..... 68,578,000 ..... (re. $68,578,000)
For grants to schools and other eligible entities for educational technology state grants program pursuant to title II of the elementary and secondary education act. Notwithstanding any other

provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 65,000,000 ..... (re. $65,000,000)

For education of individuals with disabilities including up to $3,000,000 for services and expenses of early childhood direction centers and $500,000 for services and expenses of the center for autism and related disabilities at the state university of New York at Albany. Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein shall be available, subject to a plan developed by the commissioner of education and approved by the director of the budget, for grants to ensure appropriately certified teachers in schools providing special services or programs as defined in paragraphs e, g, i and l of subdivision 2 of section 4401 of the education law to children placed by school districts and in approved preschool programs that provide full and half-day educational programs in accordance with section 4410 of the education law for children placed by school district. Provided further that, in the allocation of funds, priority shall be given to those programs with a demonstrated need to increase the number of certified teachers to comply with state and federal requirements. Such funds shall be made available for such activities as certification preparation, training, assisting schools with personnel shortages and supporting activities that improve the delivery of services to improve results for children with disabilities. Provided further that notwithstanding any inconsistent provision of law, of the funds appropriated herein: (i) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools, as defined herein, that qualify based on the following criteria: eligible schools are those that have complied with all applicable requirements for previous grants for this purpose and whose average teacher salary are below the salary provided for similarly qualified teachers in public schools in the region in which such eligible school is located. The allocation to each qualifying school shall be calculated based on the number of weighted full time equivalent (FTE) staff, as defined herein, in the per FTE award amount. The total number of weighted FTE shall be determined by multiplying the actual number of FTE teachers providing classroom instruction at each school, as determined by the commissioner, by: 1) a factor of 2.0 for those schools where average salaries that are 50 percent or less of those in public school located in the same geographic region; 2) a factor of 1.5 for those schools where average salaries that are 50 percent and 75 percent of public schools located in the same geographic region; or 3) a factor of 1.0 for those schools where the average salaries that are 75-100 percent of public schools located in the same

geographic region. The per FTE teacher award amount shall be calculated by dividing the $2,000,000 by the total number of weighted FTE staff; (ii) $2,000,000 shall be available for payments to schools providing special services or programs as defined in paragraphs e, g, i, and l of subdivision 2 of section 4401 of the education law and approved preschool programs in accordance with section 4410 of the education law to help prevent excessive instructional staff turnover through a targeted adjustment of compensation for teachers providing direct instructional services to students at such schools. The commissioner of education shall develop an allocation plan, subject to the approval of the director of the budget, that distributes funds appropriated herein among eligible schools; (iii) up to $10,000,000 shall be available for allowances to schools for the blind and deaf to support services to students attending these schools for costs which otherwise would be payable through the department's general fund aid to localities appropriation, provided further that notwithstanding any inconsistent provision of law, any disbursements against this $10,000,000 shall immediately reduce the amounts appropriated in the education department's general fund aid to localities for allowances to private schools for the blind and deaf by an equivalent amount, and the portion of such general fund appropriation so affected shall have no further force or effect. Notwithstanding any provision of the law to the contrary, funds appropriated herein shall be available for payment of liabilities heretofore accrued or hereafter to accrue and, subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements and credits ... 801,867,000 ..... (re. $801,867,000)

For the purposes of the teacher incentive fund program as funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..... 20,500,000 ..... (re. $20,500,000)

By chapter 53, section 1, of the laws of 2010:

For grants to schools for purposes under part A of title I of the elementary and secondary education act as funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..... 454,000,000 ..... (re. $12,000,000)

For school improvement grants provided to title I of the elementary and secondary education act as funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 135,000,000 ..... (re. $135,000,000)

For additional education technology grants to carry out part D of title II of the elementary and secondary education act of 1965 as funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..... 28,000,000 ..... (re. $26,000,000)

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:

For grants to schools for specific programs. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 3,747,000 ..... (re. $3,747,000)

For grants to schools for specific programs including, but not limited to, grants for purposes under title I of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 1,867,017,000 ..... (re. $933,508,000)

For grants to schools and other eligible entities for state grants for improving teacher quality pursuant to title II of the elementary and secondary education act and for state grants for teacher incentive pursuant to title V of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ..... 272,401,000 ..... (re. $136,200,000)

For grants to schools and other eligible entities for a safe and drug free school program pursuant to title IV of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 28,815,000 ..... (re. $14,407,000)

For grants to schools and other eligible entities for vocational and adult education programs or any successor programs. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 117,282,000 .... (re. $58,641,000)

For grants to schools and other eligible entities for educational technology state grants program pursuant to title II of the elementary and secondary education act. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 65,000,000 ..... (re. $32,500,000)

For the purposes of the teacher incentive fund program as funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. Notwithstanding any other provision of the law to the contrary and subject to the approval of the director of the budget, a portion of the funds appropriated herein may be transferred to the credit of the state purposes account of the state education department to carry out the purposes of this program ... 20,000,000 ..... (re. $20,000,000)

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2010, as added by chapter 559, section 1, of the laws of 2010:
For support of elementary, and secondary education from the education jobs fund as funded by the federal education jobs fund program as authorized by public law number 111-226. Notwithstanding any other provision of law to the contrary, funds shall be available to each school district eligible for an apportionment pursuant to subdivision 4 of section 3602 of the education law in an amount equal to the product of the net gap elimination adjustment computed pursuant to this chapter, multiplied by forty-three and twenty-five thousand nine hundred eighty-nine one-millionths percent (0.43025989). Such apportionment shall be available to each school district for the 2010-11 school year and thereafter, provided that prior to April 1, 2011, each school district shall be eligible for an amount up to the product of seventy percent (0.70) multiplied by the apportionment. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements imposed by such act ..... 607,592,000 ..... (re. $350,000,000)

By chapter 53, section 1, of the laws of 2009:
For grants to schools for specific programs ..... 3,747,000 ..... (re. $1,000,000)
For grants to schools for specific programs including, but not limited to, grants for purposes under title I of the elementary and secondary education act ... 1,807,000,000 ..... (re. $75,000,000)
For school improvement grants provided to title I of the elementary and secondary education act as funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 127,000,000 ..... (re. $90,000,000)
For grants to schools and other eligible entities for state grants for improving teacher quality pursuant to title II of the elementary and secondary education act ... 232,401,000 ..... (re. $8,000,000)
For grants to schools and other eligible entities for a safe and drug free school program pursuant to title IV of the elementary and secondary education act ... 28,815,000 ..... (re. $7,000,000)
For grants to schools and other eligible entities for the innovative education strategies state grants program pursuant to title V of the elementary and secondary education act ..... 13,017,000 ..... (re. $3,000,000)
For grants to schools and other eligible entities for vocational and adult education programs or any successor programs ..... 117,282,000 ..... (re. $25,000,000)
For grants to schools and other eligible entities for educational technology state grants program pursuant to title III of the elementary and secondary education act ..... 65,000,000 ..... (re. $16,000,000)
For additional education technology grants to carry out part D of title II of the elementary and secondary education act of 1965 funded by the American recovery and Reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and

accountability requirements contained in such act .....
28,000,000 ..... (re. $2,000,000)

By chapter 53, section 1, of the laws of 2008:
For grants to schools for specific programs .....
3,747,000 ..... (re. $100,000)
For grants to schools for specific programs including, but not limited to, grants for purposes under title I of the elementary and secondary education act ... 1,807,000,000 ..... (re. $2,500,000)
For grants to schools and other eligible entities for state grants for improving teacher quality pursuant to title II of the elementary and secondary education act ... 232,401,000 ..... (re. $80,000)
For grants to schools and other eligible entities for vocational and adult education programs or any successor programs .....
117,282,000 ..... (re. $12,000)
For grants to schools and other eligible entities for educational technology state grants program pursuant to title III of the elementary and secondary education act ... 65,000,000 ..... (re. $50,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

By chapter 53, section 1, of the laws of 2011:
For grants to schools for specific programs .....
5,000,000 ..... (re. $5,000,000)

By chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For grants to schools for specific programs. Notwithstanding any other provision of law to the contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department to accomplish the purpose of this appropriation ... 5,000,000 ..... (re. $250,000)

By chapter 53, section 1, of the laws of 2009:
For grants to schools for specific programs .....
5,000,000 ..... (re. $150,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Operating Grants Account

By chapter 53, section 1, of the laws of 2011:
For grants to schools for specific programs .....
5,000,000 ..... (re. $5,000,000)

By chapter 53, section 1, of the laws of 2010:
For grants to schools for specific programs .....
5,000,000 ..... (re. $600,000)

By chapter 53, section 1, of the laws of 2009:

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For grants to schools for specific programs .....
5,000,000 ..... (re. $50,000)

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal USDA-Food and Nutrition Services Account

By chapter 53, section 1, of the laws of 2011:
For grants to schools and other eligible entities for programs funded through the national school lunch act .....
821,987,000 ..... (re. $821,987,000)

By chapter 53, section 1, of the laws of 2010:
For grants to schools and other eligible entities for programs funded through the national school lunch act .....
798,045,000 ..... (re. $100,000,000)

By chapter 53, section 1, of the laws of 2009:
For grants to schools and other eligible entities for programs funded through the national school lunch act .....
774,801,000 ..... (re. $2,000,000)

By chapter 53, section 1, of the laws of 2008:
For grants to schools and other eligible entities for programs funded through the national school lunch act .....
748,600,000 ..... (re. $1,200,000)

Special Revenue Funds - Federal
State Fiscal Stabilization Fund
State Fiscal Stabilization Account

By chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For the purposes of the Race to the Top state fiscal stabilization fund-state incentive grant as funded by the American recovery and reinvestment act of 2009. Notwithstanding any other provision of law to contrary, funds appropriated herein may be suballocated, subject to the approval of the director of the budget, to any state agency or department for the purposes of the state fiscal stabilization fund-state incentive grants as funded by the American recovery and reinvestment act of 2009, provided further that, subject to the approval of the director of the budget, a portion of the funds appropriated herein, may be transferred to the credit of the state purposes account of the state education department to carry out the purposes of this section. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ... 750,000,000 ..... (re. $720,000,000)

Special Revenue Funds - Other
State Lottery Fund
State Lottery Account

EDUCATION DEPARTMENT

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

For general support for public schools for the 2011-12 and 2012-13 school years, provided that, notwithstanding any other provision of law to the contrary, in computing the additional lottery grant pursuant to subparagraph (4) of paragraph (b) of subdivision 4 of section 92-c of the state finance law for the 2011-12 school year, the base grant shall not exceed $1,959,980,000.

[Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ... 3,936,960,000 ..... (re. $1,976,980,000)

For allowances to private schools for the blind and deaf for the 2011-12 and 2012-13 school years, provided that no more than $20,000 shall be available for the 2011-12 state fiscal year payment. [Notwithstanding section 40 of the state finance law or any provision to the contrary, this appropriation shall lapse on March 31, 2013] ... 40,000 ..... (re. $20,000)

For general support for public schools, June 2010-11 and June 2011-12 school year payments, provided that no more than $240,000,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2010-11 school year. [Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ... 480,000,000 ..... (re. $240,000,000)

For general support for public schools for the 2011-12 and 2012-13 school years, for grants awarded pursuant to subparagraph 2-a of paragraph b of subdivision 4 of section 92-c of the state finance law, provided that no more than $684,000,000 shall be available for 2011-12 state fiscal year payments for general support for public schools for the 2011-12 school year.

[Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on March 31, 2013] ... 1,520,000,000 ..... (re. $836,000,000)

STATE BOARD OF ELECTIONS

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	0	2,900,000
Special Revenue Funds - Federal	1,000,000	36,300,000
All Funds	1,000,000	39,200,000

SCHEDULE

REGULATION OF ELECTIONS PROGRAM 1,000,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Poll Site Accessibility Account

For services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision 4 of section 3-100 of the election law, in the manner provided by law 1,000,000

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

REGULATION OF ELECTIONS PROGRAM

General Fund
Local Assistance Account

By chapter 50, section 1, of the laws of 2006, as amended by chapter 496, section 1, of the laws of 2008:
The sum of five million dollars ($5,000,000) is hereby appropriated for services and expenses related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision four of section 3-100 of the election law, in the manner provided by law, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 4,990,000 ..... (re. $2,900,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Poll Site Accessibility Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision 4 of section 3-100 of the election law, in the manner provided by law ... 1,000,000 ..... (re. $1,000,000)

By chapter 50, section 1, of the laws of 2010:
For services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision 4 of section 3-100 of the election law, in the manner provided by law ... 1,000,000 ..... (re. $1,000,000)

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 50, section 1, of the laws of 2009:
For services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision 4 of section 3-100 of the election law, in the manner provided by law ... 1,000,000 ..... (re. $1,000,000)

By chapter 50, section 1, of the laws of 2008:
For services and expenses including prior year liabilities related to the alteration of poll sites to provide accessibility for disabled voters. Such funds shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004. Local boards of elections shall submit an alteration plan to improve handicap accessibility to the state board of elections. Such moneys shall be payable on the audit and warrant of the state comptroller, on vouchers certified or approved by the state board of elections pursuant to subdivision 4 of section 3-100 of the election law, in the manner provided by law ... 1,000,000 ..... (re. $1,000,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Help America Vote Act Implementation Account

By chapter 50, section 1, of the laws of 2009:
Additional funding for services and expenses related to the implementation of the help America vote act of 2002, including the purchase of new voting machines and disability accessible ballot marking devices for use by the local boards of elections pursuant to the help America vote act of 2002. Such moneys shall be allocated to the local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004 ... 7,000,000 ..... (re. $6,500,000)

By chapter 50, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:
For services and expenses related to the implementation of the help America vote act of 2002, including the purchase of new voting machines and disability accessible ballot marking devices for use by the local boards of elections pursuant to the help America vote act of 2002. Such moneys shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004 ... 1,500,000 ..... (re. $1,500,000)

STATE BOARD OF ELECTIONS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 50, section 1, of the laws of 2008, as amended by chapter 53, section 1, of the laws of 2011:

For services and expenses related to the implementation of the help America vote act of 2002, including the purchase of new voting machines and disability accessible ballot marking devices for use by the local boards of elections pursuant to the help America vote act of 2002. Such moneys shall be allocated to local boards of elections in proportion to the percentage of the state's registered voters residing in each local board's jurisdiction on December 31, 2004 ... 9,300,000 ..... (re. $9,300,000)

By chapter 50, section 1, of the laws of 2005, as added by chapter 62, section 1, of the laws of 2005:

For services and expenses incurred for poll worker training and voter education efforts pursuant to a chapter of the laws of 2005 ..... 10,000,000 ..... (re. $5,000,000)

By chapter 181, section 20, of the laws of 2005, as amended by chapter 55, section 3, of the laws of 2006:

For services and expenses related to the purchase of new voting machines and voting systems for use by local boards of elections pursuant to the Help America Vote Act of 2002. Notwithstanding any other provision of law, such funds may only be expended in accordance with the provisions of this act related to the allocation of such funds and the procurement and purchase of voting systems and voting machines, including section ten of this act entitled "Formula for allocating Help America Vote Act money to local boards of election" and section twelve of this act entitled "Help America Vote Act voting machine and system implementation procurement process".

Such moneys shall be payable on the audit and warrant of the state comptroller on vouchers certified or approved in the manner provided by law ... 190,000,000 ..... (re. $10,000,000)

ENERGY RESEARCH AND DEVELOPMENT AUTHORITY

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	8,140,000	0
All Funds	8,140,000	0

SCHEDULE

RESEARCH, DEVELOPMENT AND DEMONSTRATION PROGRAM 8,140,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Energy Research and Planning Account

Research, development and demonstration program grants 7,449,000
University of Rochester laboratory for laser energetics 691,000

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	1,676,000	3,197,000
All Funds	1,676,000	3,197,000

SCHEDULE

AIR AND WATER QUALITY MANAGEMENT PROGRAM 745,000

General Fund
Local Assistance Account

For services and expenses of the following commissions notwithstanding any law to the contrary:

The Interstate environmental commission 15,000
The Susquehanna river basin commission 372,000
The New England Interstate commission 38,000
The Delaware river basin commission 246,000
The Ohio river basin commission 14,000
The Great Lakes commission 60,000

SOLID AND HAZARDOUS WASTE MANAGEMENT PROGRAM 931,000

General Fund
Local Assistance Account

For payment to Essex county under an agreement with the department of environmental conservation 294,000
For payment to Hamilton county under an agreement with the department of environmental conservation 147,000
For community impact research grants. Such grants shall be in an amount of up to $50,000 for community groups for projects that address a community's exposure to multiple environmental harms and risks. Such projects shall include studies to investigate the environment, or related public health issues of the community. Projects shall include research that will be used to expand the knowledge or understanding of the affected community. The

results of the investigation shall be disseminated to members of the affected community. Community groups eligible for funding shall be located in the same area as the environmental and/or related public health issues to be addressed by the project. Such groups shall be primarily focused on addressing the environmental and/or related public health issues of the residents of the affected community and shall be comprised primarily of members of the affected community 490,000

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

AIR AND WATER QUALITY MANAGEMENT PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the following commissions notwithstanding any law to the contrary:
The Susquehanna river basin commission ... 280,000 .... (re. $280,000)
The New England Interstate commission ... 30,000 ..... (re. $30,000)
The Delaware river basin commission ... 355,000 ..... (re. $355,000)
The Great Lakes commission ... 36,000 ..... (re. $36,000)

SOLID AND HAZARDOUS WASTE MANAGEMENT PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For payment to Essex county under an agreement with the department of environmental conservation ... 294,000 ..... (re. $294,000)
For payment to Hamilton county under an agreement with the department of environmental conservation ... 147,000 ..... (re. $147,000)
For community impact research grants. Such grants shall be in an amount of up to $50,000 for community groups for projects that address a community's exposure to multiple environmental harms and risks. Such projects shall include studies to investigate the environment, or related public health issues of the community. Projects shall include research that will be used to expand the knowledge or understanding of the affected community. The results of the investigation shall be disseminated to members of the affected community. Community groups eligible for funding shall be located in the same area as the environmental and/or related public health issues to be addressed by the project. Such groups shall be primarily focused on addressing the environmental and/or related public health issues of the residents of the affected community and shall be comprised primarily of members of the affected community ..... 490,000 ..... (re. $490,000)
For community impact research grants. Such grants shall be in an amount of up to $50,000 for community groups for projects that address a community's exposure to multiple environmental harms and risks. Such projects shall include studies to investigate the environment, or related public health issues of the community. Projects shall include research that will be used to expand the knowledge or understanding of the affected community. The results of the investigation shall be disseminated to members of the affected community. Community groups eligible for funding shall be located in the same area as the environmental and/or related public health issues to be addressed by the project. Such groups shall be primarily focused on addressing the environmental and/or related public health issues of the residents of the affected community and shall be comprised

primarily of members of the affected community .....
490,000 ..... (re. $490,000)

By chapter 55, section 1, of the laws of 2009:
For community impact research grants. Such grants shall be in an amount of up to $50,000 for community groups for projects that address a community's exposure to multiple environmental harms and risks. Such projects shall include studies to investigate the environment, or related public health issues of the community. Projects shall include research that will be used to expand the knowledge or understanding of the affected community. The results of the investigation shall be disseminated to members of the affected community. Community groups eligible for funding shall be located in the same area as the environmental and/or related public health issues to be addressed by the project. Such groups shall be primarily focused on addressing the environmental and/or related public health issues of the residents of the affected community and shall be comprised primarily of members of the affected community .....
490,000 ..... (re. $490,000)

By chapter 55, section 1, of the laws of 2008:
For community impact research grants. Such grants shall be in an amount of up to $50,000 for community groups for projects that address a community's exposure to multiple environmental harms and risks. Such projects shall include studies to investigate the environment, or related public health issues of the community. Projects shall include research that will be used to expand the knowledge or understanding of the affected community. The results of the investigation shall be disseminated to members of the affected community. Community groups eligible for funding shall be located in the same area as the environmental and/or related public health issues to be addressed by the project. Such groups shall be primarily focused on addressing the environmental and/or related public health issues of the residents of the affected community and shall be comprised primarily of members of the affected community .....
490,000 ..... (re. $335,000)

By chapter 55, section 1, of the laws of 2007, as amended by chapter 55, section 1, of the laws of 2008:
For community impact research grants. Such grants shall be in an amount of up to $50,000 for community groups for projects that address a community's exposure to multiple environmental harms and risks. Such projects shall include studies to investigate the environment, or related public health issues of the community. Projects shall include research that will be used to expand the knowledge or understanding of the affected community. The results of the investigation shall be disseminated to members of the affected community. Community groups eligible for funding shall be located in the same area as the environmental and/or related public health issues to be addressed by the project. Such groups shall be primarily focused on addressing the environmental and/or related public health issues of the residents of the affected community and shall be comprised

DEPARTMENT OF ENVIRONMENTAL CONSERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

primarily of members of the affected community .....
490,000 ..... (re. $250,000)

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	1,898,358,050	415,502,999
Special Revenue Funds - Federal	1,346,865,000	2,359,787,000
Special Revenue Funds - Other	18,802,000	11,193,000
All Funds	3,264,025,050	2,786,482,999

SCHEDULE

CHILD CARE PROGRAM 545,240,700

General Fund
Local Assistance Account

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements and credits.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated, in combination with the money appropriated in federal block grant, federal day care account, including any funds transferred or suballocated by the office of temporary and disability assistance special revenue funds - federal / aid to localities federal health and human services fund federal temporary assistance to needy families block grant funds at the request of local social services districts and, upon approval of the director of the budget, transfer of federal temporary assistance for needy families block grant funds made available from the New York works compliance fund program or otherwise specifically appropriated therefor, shall constitute the state block grant for child care. The money hereby appropriated is to be available to social services districts for child care assistance pursuant to title 5-C of article 6 of the social services law and shall be apportioned among the social services districts by the office according to an allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget.

A district's block grant allocation, including any funds the office of temporary and disability assistance transfers from a district's flexible fund for family services allocation to the state block grant for child care at the district's request, for a particular federal fiscal year is available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Notwithstanding any other provision of law, any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provisions in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets its maintenance of effort requirement in each applicable federal fiscal year 230,662,700

For services and expenses of the civil service employees association, Local 1000, AFSCME, AFL-CIO to establish and operate a quality grant program for licensed group family day care home and registered family day care home providers outside the city of New York; provided however, that, pursuant to a request by the civil services association, the funds may be made available to CSEA Workers' Opportunity Resources and Knowledge Institute (CSEA WORK Institute), or other administrator designated by the union to adminis-

ter and implement the program for the union 3,735,000
For services and expenses of child care services provided to children of migrant workers in programs operated by non-profit organizations under contract with the department of agriculture and markets to provide such care 1,754,000

Program account subtotal 236,151,700

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Day Care Account

For services and expenses related to the child care block grant.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.
Funds appropriated herein shall be available for aid to municipalities, for services and expenses under the child care block grant and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid, services and expenses heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account or special revenue funds federal/state operations federal day care account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated including any funds transferred by the office of temporary and disability assistance special revenue funds - federal / aid to localities federal health and human services fund, federal temporary assistance to needy families block grant funds at the request of local social services districts and, upon approval of the director of the budget, transfer of federal temporary assistance for needy families block grant funds made available from the New York works compliance fund program or otherwise specifically appropriated therefor, in combination with the money appropriated in the general fund / aid to localities local assistance account, appropriated for the state block grant for

child care shall constitute the state block grant for child care.

Of the amounts appropriated herein, up to $216,755,000 of the state block grant for child care may be used for child care assistance pursuant to title 5-C of article 6 of the social services law. The funds that are to be available to social services districts for child care assistance shall be apportioned among the social services districts by the office according to the allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. A district's block grant allocation, including any funds the office of temporary and disability assistance transfers from a district's flexible fund for family services allocation to the state block grant for child care at the district's request, for a particular federal fiscal year is available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Notwithstanding any other provision of law, any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provisions in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets its maintenance of effort requirement in

each applicable federal fiscal year. Funds appropriated herein shall be subject to the amount awarded in federal grant funding.

Of the amounts appropriated herein, up to $38,332,000 of the funds may be available for funding to social services districts for child care assistance should additional health and human services funding be available.

Of the amounts appropriated herein, up to $22,034,000 may be available for services and expenses for the operation and coordination of child care resource and referral agencies. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $6,125,000 may be available for services and expenses for the operation and coordination of legally exempt enrollment agencies located in the city of New York. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

Of the amounts appropriated herein, up to $1,100,000 may be available for services and expenses for the operation of infant/toddler resource centers. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $6,434,000 may be available for services and expenses of child care provider training.

Of the amounts appropriated herein, up to $10,240,000 may be available for services and expenses of child care scholarships education and ongoing professional development.

Of the amounts appropriated herein, up to $2,000,000 may be available for services and expenses of the development and maintenance of automated systems in support of licensing and oversight of child day care providers.

Of the amounts appropriated herein, up to $586,000 may be available for services and expenses to make awards through a competitive grant process for start-up expenses and for the promotion of child health and safety, including equipment and minor renovations.

Of the amounts appropriated herein, up to $300,000 may be available for services and expenses for the establishment and/or operation of child care services in the state's courts.

Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the state university of New York

including community colleges and state operated campuses.

Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the city university of New York, including community colleges and senior colleges.

Of the amounts appropriated herein, up to $750,000 may be available for services and expenses of child care services provided to children of migrant workers in programs operated by non-profit organizations under contract with the department of agriculture and markets to provide such care.

Of the amount appropriated herein, up to $50,000 may be available for services and expenses of conducting a market rate survey 308,746,000

Program account subtotal 308,746,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Quality Child Care and Protection Account

For services and expenses related to administering the "quality child care and protection act" specifically, the provision of grants to child day care providers for health and safety purposes, for training of child day care provider staff and other activities to increase the availability and/or quality of child care programs. No expenditure shall be made from this account until an expenditure plan has been approved by the director of the budget 343,000

Program account subtotal 343,000

FAMILY AND CHILDREN'S SERVICES PROGRAM 2,694,749,550

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, the amount appropriated herein,

shall be available under a foster care block grant for state reimbursement of eligible social services district expenditures for the provision and administration of foster care services including care, maintenance, supervision, and tuition; for supervision of foster children placed in federally funded job corps programs; for care, maintenance, supervision, and tuition for adjudicated juvenile delinquents and persons in need of supervision placed in residential programs operated by authorized agencies and in out-of-state residential programs; and for the provision and administration of the kinship guardian assistance program including kinship guardianship assistance payments and payments for non-recurring guardianship expenses.

Notwithstanding any other provision of law, a portion of the funds are available to reimburse social services districts for the change in the maximum state aid rates established by the office of children and family services for the 2012-13 rate year pursuant to section 398-a of the social services law and sections 4003 and 4405 of the education law to reflect the continuation of the cost of living adjustments that became effective April 1, 2008 for payments made to foster parents and for salary and fringe benefit costs and other critical nonpersonal services costs for foster care programs as determined by the office. Social services districts must adjust the amount of payments made for care provided by congregate care and foster boarding home programs and to foster parents to reflect the cost of living adjustments in the manner specified by the office. Each authorized agency operating a congregate care or foster boarding home program in New York state for which the office sets a maximum state aid rate pursuant to section 398-a of the social services law or section 4003 or 4405 of the education law shall submit, at the time and in a manner to be determined by the office, a written certification, attesting that the funds received for the continuation of the cost of living adjust-

ment to the maximum state aid rate that became effective April 1, 2008 for that program will be or were used solely in accordance with the requirements of the cost of living adjustment established by the office. Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Within the amounts appropriated herein, state reimbursement to each social services district for services identified herein that are otherwise reimbursable by the state from April 1, 2012 through March 31, 2013 shall be limited to a district allocation, hereinafter referred to as the district's block grant allocation. Notwithstanding any other provision of law, such block grant allocation shall be based, in part, on each district's claims for such costs, adjusted by the applicable cost allocation methodology and net of any retroactive payments for the 12 month period ending June 30, 2011 that are submitted on or before January 3, 2012 and, in part, on such other factors as determined by the office of children and family services and approved by the director of the budget. Any portion of a social services district's allocation from funds appropriated herein not claimed by such district during the state fiscal year may be used by such district for expenditures on preventive services provided pursuant to section 409-a of the social services law, independent living services and aftercare services provided pursuant to regulations of the department of family assistance, claimed by such district during the next state fiscal year up to the amount remaining from the district's

foster care block grant allocation, provided however, that any claims for such services during the next state fiscal year in excess of such amount shallbe subject to 62 percent state reimbursement exclusive of any federal funds made available for such purposes, in accordance with directives of the department of family assistance and subject to the approval of the director of the budget. Any claims submitted by a social services district for reimbursement for a particular state fiscal year for which the social services district does not receive state or federal reimbursement during that state fiscal year may not be claimed against that district's block grant apportionment for the next state fiscal year.

The office of children and family services, with the approval of the director of the budget, may reduce a district's block grant allocation by the state share decrease related to federal retroactive reimbursement for such foster care services identified herein. The office, with the approval of the director of the budget, may reduce a district's block grant allocation by the state share of disallowances or sanctions taken against the district pursuant to the social services law or federal law.

Notwithstanding any other provision of law, the state shall not be responsible for reimbursing a social services district and a district shall not seek state reimbursement for any portion of any state disallowance or sanction taken against the social services district, or any federal disallowance attributable to final federal agency decisions or to settlement made, on or after July 1, 1995, when such disallowance or sanction results from the failure of the social services district to comply with federal or state requirements, including, but not limited to, failure to document eligibility for federal or state funds in the case record; provided, however, if the office determines that any federal disallowance for services provided between January 1, 1999 and May 31, 1999 results solely from the late enactment of

the state legislation implementing the federal adoption and safe families act, the state shall be solely responsible for the full amount of the disallowance or sanction; provided, further, however, this provision shall be deemed to apply both prospectively and retroactively regardless of whether such sanctions or disallowances are for services provided or claims made prior to or after April 1, 2012.

Notwithstanding any other provision of law, any federal disallowance resulting from a federal title IV-E eligibility review or audit that uses extrapolated statistic techniques shall be passed along by the state to any and all social services districts that the office of children and family services has determined have not complied with the title IV-E eligibility requirements or have not taken the necessary actions to ensure compliance with such requirements including, but not limited to, failing to: assess and fully document all the criteria and have readily available all the necessary documents to establish and continue title IV-E eligibility for all title IV-E eligible children within the required time frames; claim title IV-E funding only for cases that meet all of the title IV-E eligibility criteria; and fully implement the social services payment system on or before April 1, 2005 for all direct and voluntary agency foster care services.

Notwithstanding any law to the contrary, the office of children and family services shall impose on social services districts any federal disallowance issued against the state as a result of a federal title IV-E secondary eligibility review regardless of the date the children may have entered foster care, the date the eligibility or payment errors occurred, or the filing date of any federal claims for reimbursement; provided, however, that the state shall be responsible for the disallowed costs and expenditures related to the placement of children in a facility operated by the office of children and family services, which shall be determined in the same manner as the disallowed costs

and expenditures for social services districts other than the city of New York. In order to reimburse the federal government for the full amount of any disallowance imposed on the state by the federal administration for children and families within the timeframes necessary to avoid any potential interest payments on such amount, the office of children and family services is authorized to immediately offset funds otherwise due to each district for a pro rata share of the total disallowed costs based on the percentage of applicable federal title IV-E claims made by that district for the relevant time period as compared to the total applicable statewide title IV-E claims. The amount of the offset against each district will be adjusted, if necessary, upon completion of the disallowance allocation process. The final allocation of the amount of any federal disallowance resulting from a title IV-E secondary eligibility review shall be allocated among the districts so that each district shall be responsible for the amount attributable to each of the district's children or cases that are determined by the federal review to be unallowable. Each district shall also be responsible for a portion of the federal extrapolated disallowance amount based on the relative error rate for the district. The city of New York's error rate will be based on the federal sample and federal statistics. For all social services districts other than the city of New York, the error rate will be based on a review conducted by the district of a sample of children and/or cases determined by the office of children and family services and a re-review of a sub-sample by the office of those children and/or cases determined by the office. The office of children and family services will determine what is reasonable in establishing the size of the sample and sub-sample for each district. The office of children and family services shall notify each social services district of the sample of children and/or cases from the federal audit period that the social

services district must review. Any child or case from the social services district that was included in the federal sample will automatically be included in the social services district's review sample and the determination made at the federal review regarding that child or case will govern for the purposes of the social services district's review. The social services district must complete and submit the results of its review to the office of children and family services within 60 days of receipt of the sample. The error rate for the district will be based on the findings of the district's review and the office of children and family services' re-review. If a social services district does not complete its review within 60 days of receiving the sample from the office of children and family services, the office of children and family services shall assign an error rate to the social services district based on the relative percentage of the district's applicable title IV-E claims for the relevant period as compared to applicable statewide title IV-E claims for that period and other circumstances that the office of children and family services may consider in order to allocate 100 percent of the federal disallowance. The office of children and family services shall apply each social services district's error rate to the total amount of the district's applicable title IV-E claims including associated administrative expenses. The resulting dollar amounts for all of the social services districts will be summed to derive the total amount of title IV-E claims deemed to be in error statewide. To establish a disallowance percentage for each social services district, the amount of the district's title IV-E claims deemed to be in error will be divided by the amount of statewide title IV-E claims deemed to be in error. The resulting disallowance percentage for each district will be applied to the entire title IV-E extrapolated disallowance calculated by the federal review to determine the amount of the extrapolated disallowance for which

the district is responsible. Each district will be credited for the amount already disallowed for any individual children or cases found to be in error during the federal review. The exclusive appeal rights for the review of the amount of the federal disallowance assigned to each social services district shall be pursuant to article 78 of the civil practice laws and rules; provided, however, that in any such action all of the social services districts shall be joined as necessary parties and the venue of any such action shall be in Rensselaer county. Any social services district that fails to complete its sample review in the required time frames shall have no right to appeal and shall not be a necessary party to any action brought by another social services district.

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

DEPARTMENT OF FAMILY ASSISTANCE
OFFICE OF CHILDREN AND FAMILY SERVICES

AID TO LOCALITIES 2012-13

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state comptroller or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding the provisions of any other law to the contrary, the office of children and family services may, on behalf of social services districts, make payments to foster boarding homes paid directly by social services districts by direct deposit or debit card. Local social services districts shall reimburse the office for the costs of administering such direct deposit or debit card payments.

Notwithstanding any inconsistent provision of the social services law or the state finance law, the office of children and family services shall, on a quarterly basis, request that the office of temporary and disability assistance reimburse the office of children and family services for the non-federal share of the costs of administering such direct deposit or debit card payments to capture the local share of such costs.

Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services

under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the miscellaneous special revenue fund youth facility per diem account (YF) 436,002,000

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be made available to reimburse 62 percent of eligible social services district expenditures that are claimed by March 31, 2013 for child welfare services which shall include and be limited to preventive services provided pursuant to section 409-a of the social services law other than community optional preventive services, child protective services, independent living services, after-care services as defined in regulations of the department of family assistance, and adoption administration and services, other than adoption subsidies provided pursuant to title 9 of article 6 of the social services law and regulations of the department of family assistance incurred on or after October 1, 2011 and before October 1, 2012 and that are otherwise reimbursable by the state on or after April 1, 2012, after first deducting therefrom any federal funds properly received or to be received on account thereof upon certification by the social services district that it will not be using these funds to supplant other state and local funds and that the district will not submit claims for reimbursement under this appropriation for the same type and level of services that the county previously provided and claimed under any contract in existence on October 1, 2002 as other than child protective, preventive, independent living, after care or adoption services or adoption administration.

DEPARTMENT OF FAMILY ASSISTANCE
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The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits; provided, however, that notwithstanding any other provision of law, for a district to receive reimbursement for such services, the amount of funds that the district expends on such services from its flexible fund for family services allocation and any flexible fund for family services funds transferred at the district's request to the title XX social services block grant must, to the extent that families are eligible therefore, be equal to or greater than the district's portion of the $342,322,341 statewide child welfare threshold amount, which shall be established pursuant to a formula developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget.

Notwithstanding any other provision of law, selected social services districts may authorize the office of temporary and disability assistance to intercept a portion of the funds on behalf of the office of children and family services otherwise due to the districts under this appropriation and/or under any other general fund - aid to localities appropriation available to such districts to suballocate to the office of mental health and subsequently for suballocation from the office of mental health to the department of health to use for the 38.9 percent of the non-federal share of the medical assistance payments for home and community based waiver services provided in accordance with subdivision 9 of section 366 of the social services law as authorized by such selected social services districts which choose to use preventive services funds to support such costs.

Notwithstanding any other provision of law, social services districts may authorize

the office of temporary and disability assistance to intercept a portion of the funds on behalf of the office of children and family services otherwise due to the districts under this appropriation and/or under any other general fund - aid to localities appropriation available to such districts to transfer to any miscellaneous special revenue fund available to the office of children and family services to use for the local share of the federal funds available for education and training vouchers provided in accordance with section 477 of title IV-E of the social security act as authorized by such social services districts which choose to use funds to support such costs.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state comptroller or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to

section 367-b of the social services law may be set aside by the state comptroller in an interest bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding the provisions of any other law to the contrary, the office of children and family services may, on behalf of local social services districts, make payments for adoption subsidies by direct deposit or debit card. Local social services districts shall reimburse the office for the costs of administering such direct deposit or debit card payments.

Notwithstanding any inconsistent provision of the social services law or the state finance law, the office of children and family services shall, on a quarterly basis, request that the office of temporary and disability assistance reimburse the office of children and family services in an amount equal to 38 percent of the non-federal share of the costs of administering such direct deposit or debit card payments to capture the local share of such costs.

Notwithstanding any other provision of law, the office of children and family services shall reissue per diem rates, required pursuant to section 529 of the executive law, for calendar years 2002 through 2009 to remove any adjustments to the costs included in determining such rates to reflect any changes in federal funding made available to the office or to local social services districts for such costs and, provided further, the office shall not include any such adjustments in per diem rates established hereafter.

All reimbursement made by local social services districts for care, maintenance and supervision under this section shall be paid directly to the state through the office of children and family services for

deposit into a miscellaneous special revenue fund known as the youth facility per diem account.

Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the miscellaneous special revenue fund youth facility per diem account (YF) 635,073,000

Notwithstanding any other provision of law, the amount appropriated herein shall be available to reimburse for 98 percent of 65 percent of eligible social services district expenditures that are claimed by March 31, 2013 for those community preventive services provided from October 1, 2011 through September 30, 2012 at a cost that does not exceed the cost that was in effect on October 1, 2008 and that a social services district can demonstrate had been approved by the office of children and family services on or before October 1, 2008; provided, however, that should insufficient funds be available to provide state reimbursement for 98 percent of 65 percent of such costs, reimbursement shall be made proportionally to each district based on the percentage of their total eligible claims to the amount appropriated; and, provided further, however, that if the amount appropriated exceeds the amount of funds necessary to reimburse 98 percent of 65 percent of the eligible social services district expenditures, the office may, to the extent funds are available, provide reimbursement for 98 percent of 65 percent of eligible social services district expenditures for new community

preventive services programs approved by the office and only up to the amounts approved by the office. A local social services district seeking federal and/or state reimbursement for community preventive services provided on or after October 1, 2010 must submit claims that separately identify the costs of such services in a form and manner and at such times as are required by the department of family assistance and that information regarding outcome based measures that demonstrate quality of services provided and program effectiveness be submitted to the office of children and family services in a form and manner and at such times as required by the office. Of the amount appropriated herein, up to $1 million may be used to provide additional funding to an eligible program or programs with evaluation results that show program effectiveness and demonstrate private monetary support as determined by the office of children and family services and approved by the director of the budget 12,124,750

Notwithstanding any other provision of law, for suballocation to the office of mental health and subsequently for suballocation from the office of mental health to the department of health for 94 percent of 65 percent of the nonfederal share of medical assistance payments for home and community based waiver services provided in accordance with subdivision 9 of section 366 of the social services law as authorized by selected social services districts which choose to use preventive services funds to support such costs and to authorize the office of temporary and disability assistance to intercept funds otherwise due to the districts to provide the 38.9 percent local share of such preventive services expenditures.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized

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by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement 6,121,000

For services and expenses of the office of children and family services and local social services districts for activities necessary to comply with certain provisions of the adoption and safe families act of 1997 (P.L. 105-89) and chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006 requiring criminal record checks for foster care parents, prospective adoptive parents, and adult household members. Funds appropriated herein shall be made available in accordance with a plan to be developed by the commissioner of the office of children and family services and approved by the director of the budget. Funds appropriated herein shall be available for 94 percent of 98 percent of one-half of the non-federal share of the national and state fees for fingerprinting foster care parents, prospective adoptive parents, and other adult household members. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, local social services districts shall reimburse the commissioner of the office of children and family services for an amount equal to 53.94 percent of the non-federal share of the cost of obtaining state and national fingerprint records. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, the commissioner of the office of children and family services shall, on behalf of local social services districts, make payments to the division of criminal justice services for processing of state and national criminal record checks and any other related costs. The commissioner shall ensure expenditures made pursuant to this provision reflect appropriate federal and local shares. The commissioner of the office of children and family services

shall request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the nonfederal share of such payments provided that such reimbursement in payments reflects actual expenditures made on behalf of each local social services district to capture the local share of such costs.

Notwithstanding any inconsistent provision of the social services law or the state finance law, the commissioner shall, on a quarterly basis, request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the non-federal share of such fees to capture the local share of such fees. Such reimbursement shall occur on or before the one-hundred and twentieth day following the close of the preceding quarter and shall be charged among districts based on the number of children currently placed in foster care in each local social services district provided that this methodology is revised quarterly to reflect most current available data. Amounts appropriated herein may, subject to the director of the budget, be interchanged or transferred with any other appropriation of the office of children and family services or the office of temporary and disability assistance as necessary to reimburse the state share of local social services district costs

appropriated herein 1,857,000

For services and expenses for the adoption subsidy program pursuant to title 9 of article 6 of the social services law.

Notwithstanding any inconsistent provision of law, the liability of the state to social services districts and the amount to be distributed or otherwise expended by the state to reimburse social services districts pursuant to section 456 of the social services law shall be 62 percent of eligible social services district expenditures.

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The amount hereby appropriated is to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the amount hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local

social services district's share of payments made pursuant to section 367-b of the social services law.

The amounts appropriated herein shall be available for reimbursement of local district claims only to the extent that such claims are submitted within twenty-four months of the last day of the state fiscal year in which the expenditures were incurred, unless waived for good cause by the commissioner subject to the approval of the director of the budget.

Notwithstanding subdivision 4 of section 451 of the social services law, when necessary to reflect the payment of foster care stipend increases in excess of annual cost-of-living adjustments as authorized by chapter 53 of the laws of 1987, of the amount appropriated herein, funds shall be made available to reimburse expenditures of social services districts for increased adoption subsidy payments only for adoptions finalized on or after July 1, 1987, in accordance with a plan developed by the commissioner and approved by the director of the budget. Notwithstanding subdivision 4 of section 451 of the social services law, for adoptions finalized prior to July 1, 1987, neither the office of children and family services nor the local department of social services which placed the child for adoption shall be obligated to pay an adoption subsidy payment which includes the foster care stipend increases in excess of the annual cost of living adjustment set forth in chapter 53 of the laws of 1987.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

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Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the miscellaneous special revenue fund youth facility per diem account (YF) 184,589,000

For services and expenses for foster care, adult and child protective services, preventive and adoption services provided by Indian tribes pursuant to subdivision 2 of section 39 of the social services law, after deducting therefrom any federal funds properly received or to be received. Notwithstanding the provisions of any other law to the contrary, the liability of the state and the amount to be distributed or otherwise expended by the state shall be 92 percent of eligible expenditures 3,700,000

For services and expenses of certain child fatality review teams approved by the office of children and family services for the purposes of investigating and/or reviewing the death of children 829,100

For services and expenses of certain local or regional multidisciplinary child abuse investigation teams approved by the office of children and family services for the purpose of investigating reports of suspected child abuse or maltreatment and for new and established child advocacy centers 5,229,900

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to

the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any inconsistent provision of law, the amount hereby appropriated shall be available for the designated

purposes, less the amount, as certified by the director of the budget, of any transfers from the general fund to the tobacco control and insurance initiatives pool established pursuant to section 2807-v of the public health law, to reflect the state savings attributable to this program resulting from an increase in the federal medical assistance percentage available to the state pursuant to the applicable provisions of the federal social security act.

The amounts appropriated herein shall be available for reimbursement of local district claims only to the extent that such claims are submitted within twenty-four months of the last day of the state fiscal year in which the expenditures were incurred, unless waived for good cause by the commissioner subject to the approval of the director of the budget.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

For services and expenses of medical care for foster children. The amount appropriated herein shall be available for transfer or suballocation to the department of health for the medical assistance program for such services and expenses 37,450,000

For services and expenses, including local administrative costs, for providing medicaid home and community based waiver services pursuant to subdivision 12 of section 366 of the social services law. The amount appropriated herein is subject to a spending plan approved by the division of the budget and may be available for transfer or suballocation to the department of health for the medical

assistance program for such services and expenses.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement 72,494,000

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs

provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

The amounts appropriated herein shall be available for reimbursement of local district claims only to the extent that such claims are submitted within twenty-four months of the last day of the state fiscal year in which the expenditures were incurred, unless waived for good cause by the commissioner subject to the approval of the director of the budget.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding subdivision 10 of section 153 of the social services law and any other provision of law to the contrary, for state fiscal year 2012-13, the amount appropriated herein shall be available for 18.424 percent reimbursement for local expenditures for maintenance of handicapped children placed by school districts pursuant to article 89 of the

education law, except that in the case of a student attending a state-operated school for the deaf or blind pursuant to article 87 or 88 of the education law who was not placed in such school by a school district shall be subject to 94 percent of 98 percent of 50 percent reimbursement by the state after first deducting therefrom any federal funds received or to be received on account of such expenditures 38,550,000

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as

their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding section 398-a of the social services law or any other law to the contrary, the amount appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for 94 percent of 98 percent of 50 percent reimbursement after deducting any federal funds available therefor to social services districts for amounts attributable to dormitory authority billings or approved refinancing of such billings which result in local social services districts' claims in excess of a local district's foster care block grant allocation. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for reimbursement related to payments made by a social services district to foster care providers subject to the provisions of section 410-i of the social services law for expenses directly related to projects funded through the housing finance agency for those foster care providers which also received revised or supplemental rates from the applicable regulating agency to accommodate the housing finance agency payments or the refinancing of previously approved dormitory authority payments.

Notwithstanding section 398-a of the social services law or any other law to the contrary, such reimbursement shall be available for 94 percent of 98 percent of 50 percent of social services district costs, after deducting federal funds

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available therefor, for those social services districts' claims in excess of a social services district's foster care block grant allocation for those amounts exclusively attributable to the previously approved revised or supplemental rates. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein may also be used for payments to the dormitory authority of the state of New York for advisory services including, but not limited to, site visits and review of applications, building plans and cost estimates for voluntary agency programs for which the office of children and family services establishes maximum state aid rates and for capital projects for residential institutions for children seeking financing under paragraph b of subdivision 40 of section 1680 of the public authorities law, as amended by chapter 508 of the laws of 2006 6,620,000

For eligible services and expenses provided during state fiscal year 2012-13 by a city with a population in excess of one million for a close to home initiative to provide juvenile justice services to all adjudicated juvenile delinquents determined by a family court in such city as needing services or placement other than placement in a secure or limited secure facility. Funds appropriated herein shall be made available for eligible services provided consistent with a plan that covers juvenile delinquents in non-secure settings submitted by a city with a population in excess of one million and approved by the office of children and family services and the director of the budget as required by a chapter of the laws of 2012. The office of children and family services shall not reimburse any claims for expenditures for residential services unless they are submitted in final within twenty two months of the calendar quarter in which the claimed service or services were delivered and shall not reimburse any claims that were or will be transferred from this appropriation to the foster care block grant appropriation or the child welfare services appropriation 8,614,000

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For payment of state aid for services and expenses for programs pursuant to section 530 of the executive law for secure and non-secure detention services provided from January 1, 2012 to December 31, 2012; provided, however, notwithstanding the provisions of any other law to the contrary, the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 530 of the executive law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law after taking into consideration any other limitations on the amount of such expenditure or liability set forth in the state budget for such year, and then reducing the amount so calculated by two percent of such amount. Within the amounts appropriated herein, state reimbursement shall be limited to the amount of the municipality's distribution. Notwithstanding any other provision of law, allocations shall be based on a plan developed by the office of children and family services and approved by the director of the budget and shall be based, in part, on each municipality's history of detention utilization, youth population and other factors as determined by the office. Any portion of a municipality's distribution not claimed by the municipality for reimbursement of detention expenditures made during the period January 1, 2012 through December 31, 2012 may be claimed by such municipality to reimburse 62 percent of expenditures during such period for supervision and treatment services for juveniles programs not otherwise reimbursable pursuant to a chapter of the laws of 2012. Notwithstanding any provision of law to the contrary, the amount appropriated herein may provide for reimbursement of up to 100 percent of the cost of care, maintenance and supervision for youth whose residence is outside the county providing the services up to the county's distribution; provided that upon such reimbursement from this appropriation, the office of children and family services shall bill, and the home county

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of such youth shall reimburse the office of children and family services, for 51 percent of the cost of care, maintenance and supervision of such youth.

Notwithstanding any law to the contrary, the office of children and family services may require that such claims and data on detention use be submitted to the office electronically in the manner and format required by the office.

Notwithstanding any law to the contrary, the office shall be authorized to promulgate regulations permitting the office to impose fiscal sanctions in the event that the office finds non-compliance with regulations governing secure and nonsecure detention facilities and to establish cost standards related to reimbursement of secure and non-secure detention services.

Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the transfer or interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services except where transfer or interchange of appropriation is prohibited or otherwise restricted by law.

Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the miscellaneous special revenue fund youth facility per diem account (YF) 76,160,000

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Notwithstanding any provision of law to the contrary, the amount appropriated herein shall be available to the office of children and family services for payment of the state share of a county's prior years claim for reimbursement based upon a subsequent review by the office of actual expenditures for care, maintenance and supervision provided to youth in detention, to address any underpayment of state aid to the county for services and expenses for detention in a prior calendar year 12,344,000

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be available under the supervision and treatment services for juveniles program for 62 percent state reimbursement to counties and the city of New York for eligible expenditures for the provision and administration of eligible supervision and treatment services for juveniles programs during the period of April 1, 2012 through March 31, 2013 that have been approved by the office of children and family services pursuant to a plan approved by the director of the budget. Within the amounts appropriated herein, state reimbursement shall be limited to the amount of such municipality's distribution. The office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed services were delivered. These funds shall not be used to supplant other state and local funds 8,376,000

Notwithstanding section 530 of the executive law or any other law to the contrary, for reimbursement of 49 percent of approved capital expenditures for secure juvenile detention. Such reimbursement shall be in the form of depreciation of approved capital costs and interest on bonds, notes or other indebtedness necessarily undertaken to finance construction costs. Notwithstanding any provision of laws to the contrary, funding for such costs shall be limited to the amount appropriated herein. Notwithstanding any law to the contrary, the office of children and family services

may require that such claims for reimbursement of capital expenditures be submitted to the office electronically in the manner and format required by the office. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services 4,606,000

Of the amount appropriated herein, $10,622,675 shall be available as follows:

For services and expenses related to locally operated youth development and delinquency prevention programs. No expenditure shall be made from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget.

Notwithstanding the provisions of section 420 of the executive law which would require expenditure of state aid for youth programs in a total amount greater than $10,622,675, for payment of state aid for programs pursuant to article 19-A of the executive law, for delinquency prevention and youth development. Notwithstanding the provisions of section 420 of the executive law, eligibility for state aid reimbursement for counties which do not participate in the county comprehensive planing process shall be determined as follows: the aggregate amount of state aid for recreation, youth service and similar projects to a county and municipalities within such county shall not exceed $2,750 of which no more than $1,450 may be used for recreation projects, per 1,000 youths residing in the county based on a single count of such youths as shown by the last published federal census for the county certified in the same manner as provided by section 54 of the state finance law. The office shall not reimburse any claims unless they are submitted within 12 months of the project year in which the expenditure was made.

Notwithstanding any law to the contrary, the office of children and family services may require that such claims for youth development and delinquency prevention programs be submitted to the office electronically in the manner and format required by the office, and that counties and municipalities submit to the office information regarding delinquency prevention and youth development outcome based measures that demonstrate quality of services provided and effectiveness of such funded programs in a form and manner and at such times as required by the office.

Of the amount appropriated herein $3,499,025 shall be available as follows:

For services and expenses related to programs providing special delinquency prevention or other youth development services. No expenditure shall be made for such programs from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget. The office shall not reimburse any claims unless they are submitted within seven months of the project year in which the expenditure was made. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for special delinquency prevention or other youth development services be submitted to the office electronically in the manner and format required by the office, and that information regarding delinquency prevention outcome based measures that demonstrate quality of services provided and program effectiveness be submitted to the office in a form and manner and at such times as required by the office.

For direct contracts with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit community agencies are not available to

provide such services. Moneys shall be made available to community agencies in counties outside the city of New York based on a statewide allocation formula determined by each county's eligibility for comprehensive planning funds as a proportion of the statewide total provided under paragraph a of subdivision 1 of section 420 of the executive law. Moneys made available to community agencies shall be allocated by local youth bureaus subject to final funding determinations by the commissioner of children and family services and approved by the director of the budget. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office.

For direct contract with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit agencies are not available to provide such services. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office.

Notwithstanding any inconsistent provision of law, moneys shall be made available to community agencies in cities with populations greater than 275,000 and to community agencies statewide 14,121,700

For payment of state aid for programs for the provision of services to runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of section 420 of the executive law and pursuant to chapter 800 of the laws of 1985 amending the runaway and homeless youth act for the provision of transitional independent living support services and the establishment and operation of young adult shelters for youth

between the ages of 16 to 21; the office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed service or services were delivered. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for provision of services to runaway and homeless youth be submitted to the office electronically in the manner and format required by the office, and the information regarding outcome based measures that demonstrate quality of services provided and program effectiveness be submitted to the office in a form and manner and at such times as required by the office. No expenditures shall be made from this appropriation until an annual expenditure plan is approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget and copies of such certificate or any amendment thereto filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee 2,355,800

For services and expenses provided by local probation departments, for the post-placement care of youth leaving a youth residential facility and for services and expenses of the office of children and family services related to community-based programs for youth in the care of the office of children and family services which may include but not be limited to multi-systemic therapy, family functional therapy and/or functional therapeutic foster care, and electronic monitoring.

Funds appropriated herein shall be made available subject to the approval of an expenditure plan by the director of the budget. Funded programs shall submit information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office 311,700

Notwithstanding sections 131-u and 459-c of the social services law or any other law

to the contrary, for reimbursement of 98 percent of 50 percent of eligible expenditures to local social services districts for the provision and administration of, after first deducting therefrom any federal funds properly received or to be received on account thereof: adult protective services; residential services for victims of domestic violence who are determined to be ineligible for public assistance during the time the victims were residing in residential programs for victims of domestic violence; and nonresidential services for victims of domestic violence.

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security

act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law 44,000,000

For services and expenses of kinship care programs. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or award new contracts through a competitive process. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office 338,750

For services and expenses related to the home visiting program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily

performing as determined by the office of children and family services and/or to award new contracts through a competitive process. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office 23,288,200

For services and expenses of the William B. Hoyt memorial children and family trust fund, for prevention and support service programs for victims of family violence pursuant to article 10-A of the social services law. Programs funded through such trust shall submit information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office. Funds appropriated herein may be transferred to the office of children and family services miscellaneous special revenue fund, children and family trust fund 621,850

For services and expenses for supportive housing for young adults aged 25 years or younger leaving or having recently left foster care or who had been in foster care for more than a year after their 16th birthday and who are at-risk of street homelessness or sheltered homelessness provided under the joint project between the state and the city of New York, known as the New York New York III supportive housing agreement. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The amount appropriated herein may be transferred or otherwise made available to the city of New York administration for children's services for services and expenses related to implementing the project.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended

by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement 2,137,000

For services and expenses of the Catholic Family Center in Rochester to establish and operate a statewide kinship information and referral network 220,500

For services and expenses of the advantage after school program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations 17,255,300

For services and expenses of a public/private partnership pilot program to fund new and expand existing preventive, early childhood development, and other services to at-risk children, youth and families and such funds shall not be used to supplant other state, local or federal funding. Notwithstanding any other provision of law to the contrary, state funding for the pilot program shall be limited to the amount appropriated herein and shall not constitute more than 65 percent of eligible program expenditures, with the remaining 35 percent of program expenditures to be supported with private funds. The funds shall be distributed through a competitive process for services in an eligible region pursuant to a plan prepared by the office of children and family services and approved by the director of the budget. Eligible regions are

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the Capital, Central New York, Finger Lakes, Long Island, Mid-Hudson, Mohawk Valley, New York City, North Country, Southern Tier or Western New York regions 2,000,000

Program account subtotal 1,657,390,550

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Title IV-a, IV-b, IV-e Account

For services and expenses for the foster care and adoption assistance program, and the kinship guardianship assistance program, including related administrative expenses, and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89); provided, however, that reimbursement to social services districts for eligible expenditures for services other than the foster care and adoption assistance program, and the kinship guardianship assistance program incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly

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and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee 868,900,000

Program account subtotal 868,900,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Social Services Block Grant Account

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For services and expenses for supportive social services provided pursuant to title XX of the federal social security act. Notwithstanding any other provision of law, the moneys hereby appropriated shall be apportioned by the office of children and family services to local social services districts, to reimburse local district expenditures for supportive services and training subject to the approval of the director of the budget; provided, however, that reimbursement to social services districts for eligible expenditures for services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any other provision of law, of the funds available herein, including any funds transferred from the temporary assistance to needy families block grant to the title XX block grant, $66,000,000 shall be allocated to social services districts, solely for reimbursement of expenditures for the provision and administration of adult protective services, residential services for victims of domestic violence who are determined to be ineligible for public assistance during the time the victims were residing in residential programs for victims of domestic violence, and nonresidential services for victims of domestic violence, pursuant to an allocation plan developed by the office and submitted for approval by the division of the budget no later than 60 days following enactment of this chapter, based on each district's claims for such costs and any other factors as identified in the allocation plan, adjusted by applicable cost allocation methodology and net of any retroactive payments for the 12 month period ending June 30, 2011 that are submitted on or before January 3, 2012; provided, however, that if the office determines that the total amount of a social services district's claims for such services which could be reimbursed from these funds is less than the amount allocated to the district for such claims, the office may, subject to approval by the

director of the budget, reallocate the unused funds to other social services districts with eligible claims that exceed their allocation.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

The funds hereby appropriated are to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state comptroller or the state commissioner of health as due from local

social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law 150,000,000

Program account subtotal 150,000,000

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
Children and Family Trust Fund

For services and expenses related to the administration and implementation of contracts for prevention and support service programs for victims of family violence under the William B. Hoyt memorial children and family trust fund pursuant to article 10-A of the social services law. Funds appropriated to the children and family trust fund shall be available for expenditure for such services and expenses herein 3,459,000

Program fund subtotal 3,459,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Children and Family Services Quality Enhancement Account

For services and expenses related to activities to increase the availability and/or quality of children and family services programs. No expenditures shall be made from this account until an expenditure plan has been approved by the director of the budget 5,000,000

Program account subtotal 5,000,000

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Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Family Preservation and Federal Family Violence Services Account

For services and expenses associated with the home visiting program, the coordinated children's services initiative, domestic violence programs and related programs, subject to the approval of the director of the budget 10,000,000

Program account subtotal 10,000,000

TRAINING AND DEVELOPMENT PROGRAM 24,034,800

General Fund
Local Assistance Account

For state reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d, title IV-f and title XIX of the federal social security act or their successor titles and programs.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation and/or suballocated to any other agency for the purpose of paying local social services district cost or may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family

services - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

The amount appropriated herein, as may be adjusted by transfer of general fund moneys for administration of child welfare, training and development, public assistance, and food stamp programs appropriated in the office of children and family services and the office of temporary and disability assistance, shall constitute total state reimbursement for all local training programs in state fiscal year 2012-13 4,815,800

Program account subtotal 4,815,800

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Fund Account

For reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d and title XIX of the federal social security act or their successor titles and programs.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation and/or suballocated to any other agency for the purpose of paying local social

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services district cost, or may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee 19,219,000

Program account subtotal 19,219,000

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CHILD CARE PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the civil service employees association, Local 1000, AFSCME, AFL-CIO to establish and operate a quality grant program for licensed group family day care home and registered family day care home providers outside the city of New York; provided however, that, pursuant to a request by the civil services association, the funds may be made available to CSEA Workers' Opportunity Resources and Knowledge Institute (CSEA WORK Institute), or other administrator designated by the union to administer and implement the program for the union ... 3,735,000 ..... (re. $3,735,000)
For services and expenses of the united federation of teachers to establish and operate a quality grant program for licensed group family day care home providers and registered family day care home providers located in the city of New York ..... 1,500,000 ..... (re. $1,500,000)
For services and expenses of child care services provided to children of migrant workers in programs operated by non-profit organizations under contract with the department of agriculture and markets to provide such care ... 1,754,000 ..... (re. $1,754,000)

The appropriation made by chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 2, of the laws of 2011, is hereby amended and reappropriated to read:
Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available to operate and support enrollment in the child care facilitated enrollment pilot programs which expand access to child care subsidies for working families living or employed in the Liberty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the county of Monroe, with income up to 275 percent of the federal poverty level. Of the amount appropriated herein, $1,605,000 shall be made available for Monroe county, and $3,855,000 shall be made available for all other projects. Up to $160,500 shall be made available to the current designated administrator in the county of Monroe, or to a successor administrator designated by the current administration to administer such county's program and to implement a plan approved by the office of children and family services; and up to $385,500 shall be made available to the Consortium for Worker Education, Inc., or other designated successor, to administer and to implement a plan approved by the office of children and family services for the programs in the Liberty Zone, and the boroughs of Brooklyn, Queens and Bronx. Each pilot program administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on children and families and the senate committee on social services, the chair of the assembly committee on children and families, the chair of the assembly committee on social services, the chair of the senate

committee on labor, and the chair of the assembly committee on labor, an evaluation of the pilot with recommendations for continuation or dissolution of the program supported by appropriate documentation. Such evaluation shall include available, information regarding the pilot programs or participants in the pilot programs, absent identifying information, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level; the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the pilot program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before October 1, 2012, provided that if such report is not received by October 1, 2012, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such program's funding in future years. Expenses related to the development of the evaluation of the pilot programs shall be paid from the pilot program's administrative set-aside or non-state funds. The remaining portion of the project's funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected needs and cost of providing child care subsidy payments to working families enrolled in the child care subsidy program through the pilot initiative, provided however that the office of children and family services shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support and the applicable local social services district shall not be required to approve or pay for subsidies not funded herein. The total number of slots for pilot programs located within the city of New York shall not exceed one thousand during fiscal year [2011-2012] 2012-13. Vacancies in child care slots may be filled at such time as the total enrollment of the New York city pilot program is less than one thousand slots. The pilot program located in the borough of Queens shall receive one new additional slot for each slot which becomes available through attrition once the total number of filled child care slots reaches less than one thousand. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2011 through March 31, 2012 for the New York city pilot program and for subsidy payments made from January 1, 2012 through December 31, 2012 for the Monroe county pilot program] in accordance with the fee schedule of the local

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social services district making the subsidy payments. Pilot programs are required to submit monthly reports to the office of children and family services, the local social services district, and for programs located in the city of New York, the administration for children's services, and the legislature. Each monthly report must provide without benefit of personal identifying information, the pilot program's current enrollment level, amount of the child's subsidy, co-payment levels and other information as needed or required by the office of children and family services. Further, the office of children and family services shall provide technical assistance to the pilot program to assist with project administration and timely coordination of the monthly claiming process. Notwithstanding any other provision of law, any pilot programs maintained herein may be terminated if the administrator for such programs mismanages such programs, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion ... 5,460,000 ..... (re. $5,460,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available to continue operation of the facilitated enrollment pilot program in Capital Region-Oneida (consisting of Rensselaer, Schenectady, Saratoga, Albany and Oneida counties) as provided to the NYS AFL-CIO Workforce Development Institute to act or continue to act as the administrator to implement the program proposed by the union child care coalition of the NYS AFL-CIO and approved by the office of children and family services. The administrative cost, including the cost of the development of the evaluation of the pilot program shall not exceed ten percent of the funds available for this purpose. The remaining portion of the funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected need and cost of providing child care subsidies payment to working families enrolled through the pilot initiative, a local social services district shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which child care is provided and in accordance with the fee schedule of the local social services district making the subsidy payment. Up to $154,000 shall be made available to the NYS AFL-CIO Workforce Development Institute, or other designated administrator, to administer and to implement a plan approved by the office of children and family services for this pilot program in consultation with the advisory council. This administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families, and the assembly committee on social services, an evaluation of the

pilot with recommendations. Such evaluation shall include available information regarding the pilot programs or participants in the pilot programs, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level, the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the facilitated enrollment program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before November 1, 2012, provided that if such report is not received by November 30, 2012, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided, [for subsidy payments made from April 1, 2011 through March 31, 2012] in accordance with the fee schedule of the local social services district making the subsidy payments. The administrator for this pilot project is required to submit bimonthly reports on the fifteenth day of every other month beginning on January 15, 2012 and bi-monthly thereafter that provide current enrollment and information including, but not limited to, the amount of the approved subsidy level, the level of co-payment by the local social services district required for the participants in the program, the program's adopted budget reflecting all expenses including salaries and other information as needed, to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families and the assembly committee on social services, and the local social services districts. Provided however that if such bi-monthly reports are not received from this Capital Region-Oneida administrator, reimbursement for administrative costs shall be either reduced or withheld and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. The office of children and family services shall provide technical assistance to the pilot program to assist in timely coordination with the monthly claiming process. Notwithstanding any other provision of law, this pilot program maintained herein may be terminated if the administrator for such program mismanages such program, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess

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of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion ... 1,540,000 ..... (re. $1,540,000)

By chapter 53, section 1, of the laws of 2010:
For services and expenses of the united federation of teachers to provide professional development to child care providers including but not necessarily limited to licensed group family day care home, registered family day care home and legally-exempt providers located in the city of New York, to meet existing training requirements and to enhance the development of such providers .....
500,000 ..... (re. $500,000)

By chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For additional services and expenses of the civil service employees association, Local 1000, AFSCME, AFL-CIO to establish and operate a quality grant program for licensed group family day care home and registered family day care home providers outside the city of New York; provided however, that, pursuant to a request by the civil services association, the funds may be made available to CSEA Workers' Opportunity Resources and Knowledge Institute (CSEA WORK Institute), or other administrator designated by the union to administer and implement the program for the union .....
2,235,000 ..... (re. $2,235,000)
For services and expenses of the civil service employees association, Local 1000, AFSCME, AFL-CIO to provide professional development to child care providers which shall include but not necessarily be limited to, licensed group family day care home, registered family day care home and legally-exempt providers located outside the city of New York, to meet existing training requirements and to enhance the development of such providers; provided however, that, pursuant to a request by the civil services association, the funds may be made available to CSEA Workers' Opportunity Resources and Knowledge Institute (CSEA WORK Institute), or other administrator designated by the union to administer and implement the program for the union
... 500,000 ..... (re. $500,000)

By chapter 53, section 1, of the laws of 2009:
The funds appropriated herein shall be available for additional services and expenses related to the state block grant for child care for the provision by social services districts of child care assistance to families in receipt of family assistance and other low income families and for activities to increase the availability and/or quality of child care programs to the extent such funds are required to meet the non-supplantation requirements to receive the additional federal child care funds made available under the American recovery and reinvestment act of 2009 (Public Law 111-5) .....
8,835,300 ..... (re. $973,000)

Special Revenue Funds - Federal

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Federal Health and Human Services Fund
Federal Day Care Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to the child care block grant.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.
Funds appropriated herein shall be available for aid to municipalities, for services and expenses under the child care block grant and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid, services and expenses heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account or special revenue funds federal/state operations federal day care account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.
Notwithstanding any other provision of law, the money hereby appropriated including any funds transferred by the office of temporary and disability assistance special revenue funds - federal / aid to localities federal health and human services fund, federal temporary assistance to needy families block grant funds at the request of local social services districts and, upon approval of the director

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of the budget, transfer of federal temporary assistance for needy families block grant funds made available from the New York works compliance fund program or otherwise specifically appropriated therefor, in combination with the money appropriated in the general fund / aid to localities local assistance account, appropriated for the state block grant for child care shall constitute the state block grant for child care.

Of the amounts appropriated herein, up to $216,755,000 of the state block grant for child care may be used for child care assistance pursuant to title 5-C of article 6 of the social services law. The funds that are to be available to social services districts for child care assistance shall be apportioned among the social services districts by the office according to the allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. A district's block grant allocation, including any funds the office of temporary and disability assistance transfers from a district's flexible fund for family services allocation to the state block grant for child care at the district's request, for a particular federal fiscal year is available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Notwithstanding any other provision of law, any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provisions in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets its maintenance of effort requirement in each applicable federal fiscal year. Funds appropriated herein shall be subject to the amount awarded in federal grant funding.

Of the amounts appropriated herein, up to $38,332,000 of the funds may be available for funding to social services districts for child care assistance should additional health and human services funding be available.

Of the amounts appropriated herein, up to $22,034,000 may be available for services and expenses for the operation and coordination of child care resource and referral agencies. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and

family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $6,125,000 may be available for services and expenses for the operation and coordination of legally exempt enrollment agencies located in the city of New York. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $1,100,000 may be available for services and expenses for the operation of infant/toddler resource centers. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $6,434,000 may be available for services and expenses of child care provider training.

Of the amounts appropriated herein, up to $10,240,000 may be available for services and expenses of child care scholarships education and ongoing professional development.

Of the amounts appropriated herein, up to $2,000,000 may be available for services and expenses of the development and maintenance of automated systems in support of licensing and oversight of child day care providers.

Of the amounts appropriated herein, up to $586,000 may be available for services and expenses to make awards through a competitive grant process for start-up expenses and for the promotion of child health and safety, including equipment and minor renovations.

Of the amounts appropriated herein, up to $300,000 may be available for services and expenses for the establishment and/or operation of child care services in the state's courts.

Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the state university of New York including community colleges and state operated campuses.

Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the

city university of New York, including community colleges and senior colleges.

Of the amounts appropriated herein, up to $750,000 may be available for services and expenses of child care services provided to children of migrant workers in programs operated by non-profit organizations under contract with the department of agriculture and markets to provide such care.

Of the amount appropriated herein, up to $50,000 may be available for services and expenses of conducting a market rate survey .....
308,746,000 ..... (re. $244,403,000)

By chapter 53, section 1, of the laws of 2010:

For services and expenses related to the child care block grant.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities, for services and expenses under the child care block grant and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid, services and expenses heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account or special revenue funds federal/state operations federal day care account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman

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of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated including any funds transferred by the office of temporary and disability assistance special revenue funds - federal / aid to localities federal health and human services fund - 265 federal temporary assistance to needy families block grant funds at the request of local social services districts and, upon approval of the director of the budget, transfer of federal - 265 federal temporary assistance for needy families block grant funds made available from the New York works compliance fund program or otherwise specifically appropriated therefor, in combination with the money appropriated in the general fund / aid to localities local assistance account - 001, appropriated for the state block grant for child care shall constitute the state block grant for child care.

Of the amounts appropriated herein, up to $216,755,000 of the state block grant for child care may be used for child care assistance pursuant to title 5-C of article 6 of the social services law. The funds that are to be available to social services districts for child care assistance shall be apportioned among the social services districts by the office according to the allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. A district's block grant allocation, including any funds the office of temporary and disability assistance transfers from a district's flexible fund for family services allocation to the state block grant for child care at the district's request, for a particular federal fiscal year is available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provisions in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets its maintenance of effort requirement in each applicable federal fiscal year. Funds appropriated herein shall be subject to the amount awarded in federal grant funding.

Of the amounts appropriated herein, up to $43,295,300 of the funds may be available for funding to social services districts for child care assistance should additional fund-265 health and human services funding be available.

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Of the amounts appropriated herein, up to $21,141,000 may be available for services and expenses for the operation and coordination of child care resource and referral agencies. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $3,925,000 may be available for services and expenses for the operation and coordination of legally exempt enrollment agencies located in the city of New York. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $1,100,000 may be available for services and expenses for the operation of infant/toddler resource centers. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $6,434,000 may be available for services and expenses of child care provider training.

Of the amounts appropriated herein, up to $10,240,000 may be available for services and expenses of child care scholarships education and ongoing professional development.

Of the amounts appropriated herein, up to $2,000,000 may be available for services and expenses of the development and maintenance of automated systems in support of licensing and oversight of child day care providers.

Of the amounts appropriated herein, up to $586,000 may be available for services and expenses to make awards through a competitive grant process for start-up expenses and for the promotion of child health and safety, including equipment and minor renovations.

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Of the amounts appropriated herein, up to $100,000 may be available for services and expenses for the establishment and/or operation of child care services in the state's courts.
Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the state university of New York including community colleges and state operated campuses.
Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the city university of New York, including community colleges and senior colleges.
Of the amounts appropriated herein, up to $750,000 may be available for services and expenses of child care services provided to children of migrant workers in programs operated by non-profit organizations under contract with the department of agriculture and markets to provide such care.
Of the amount appropriated herein, up to $50,000 may be available for services and expenses of conducting a market rate survey .....
310,416,300 ..... (re. $72,005,000)

By chapter 53, section 1, of the laws of 2009:
For services and expenses related to the child care block grant.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.
Funds appropriated herein shall be available for aid to municipalities, for services and expenses under the child care block grant and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid, services and expenses heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the

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office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated including any funds transferred by the office of temporary and disability assistance special revenue funds - federal / aid to localities federal health and human services fund - 265 federal temporary assistance to needy families block grant funds at the request of local social services districts and, upon approval of the director of the budget, transfer of federal - 265 federal temporary assistance for needy families block grant funds made available from the New York works compliance fund program or otherwise specifically appropriated therefor, in combination with the money appropriated in the general fund / aid to localities local assistance account - 001, appropriated for the state block grant for child care shall constitute the state block grant for child care.

Of the amounts appropriated herein, up to $216,755,000 of the state block grant for child care may be used for child care assistance pursuant to title 5-C of article 6 of the social services law. The funds that are to be available to social services districts for child care assistance shall be apportioned among the social services districts by the office according to the allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. A district's block grant allocation, including any funds the office of temporary and disability assistance transfers from a district's flexible fund for family services allocation to the state block grant for child care at the district's request, for a particular federal fiscal year is available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provisions in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets

its maintenance of effort requirement in each applicable federal fiscal year. Funds appropriated herein shall be subject to the amount awarded in federal grant funding.

Of the amounts appropriated herein, up to $47,523,000 of the funds may be available for funding to social services districts for child care assistance should additional fund-265 health and human services funding be available.

Of the amounts appropriated herein, up to $21,141,000 may be available for services and expenses for the operation and coordination of child care resource and referral agencies. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $3,925,000 may be available for services and expenses for the operation and coordination of legally exempt enrollment agencies located in the city of New York. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $1,100,000 may be available for services and expenses for the operation of infant/toddler resource centers. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to not-for-profit organizations to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts to not-for-profit organizations through a competitive process.

Of the amounts appropriated herein, up to $6,434,000 may be available for services and expenses of child care provider training.

Of the amounts appropriated herein, up to $10,240,000 may be available for services and expenses of child care scholarships education and ongoing professional development.

Of the amounts appropriated herein, up to $2,000,000 may be available for services and expenses of the development and maintenance of

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automated systems in support of licensing and oversight of child day care providers.
Of the amounts appropriated herein, up to $586,000 may be available for services and expenses to make awards through a competitive grant process for start-up expenses and for the promotion of child health and safety, including equipment and minor renovations.
Of the amounts appropriated herein, up to $100,000 may be available for services and expenses for the establishment and/or operation of child care services in the state's courts.
Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the state university of New York including community colleges and state operated campuses.
Of the amounts appropriated herein, up to $2,020,000 may be available for services and expenses of subsidy and quality activities at the city university of New York, including community colleges and senior colleges.
Of the amounts appropriated herein, up to $750,000 may be available for services and expenses of child care services provided to children of migrant workers in programs operated by non-profit organizations under contract with the department of agriculture and markets to provide such care.
Of the amount appropriated herein, up to $50,000 may be available for services and expenses of conducting a market rate survey .....
314,644,000 ..... (re. $60,645,000)

By chapter 53, section 1, of the laws of 2008:
For services and expenses related to the child care block grant.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.
Funds appropriated herein shall be available for aid to municipalities, for services and expenses under the child care block grant and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid, services and expenses heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget,

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such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated including any funds transferred by the office of temporary and disability assistance special revenue funds - federal / aid to localities federal health and human services fund - 265 federal temporary assistance to needy families block grant funds at the request of local social services districts and, upon approval of the director of the budget, transfer of federal - 265 federal temporary assistance for needy families block grant funds made available from the New York works compliance fund program or otherwise specifically appropriated therefor, in combination with the money appropriated in the general fund / aid to localities local assistance account - 001, appropriated for the state block grant for child care shall constitute the state block grant for child care. Pursuant to title 5-C of article 6 of the social services law, the state block grant for child care shall be used for child care assistance. The funds that are to be available to social services districts for child care assistance shall be apportioned among the social services districts by the office according to the allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. A district's block grant allocation, including any funds the office of temporary and disability assistance transfers from a district's flexible fund for family services allocation to the state block grant for child care at the district's request, for a particular federal fiscal year is available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act, shall be counted against the social services district's block grant allocation for that federal fiscal year.

For funding to social services districts for child care assistance should additional fund-265 health and human services funding be available ... 47,523,000 ..... (re. $47,523,000)

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Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Quality Child Care and Protection Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to administering the "quality child care and protection act" specifically, the provision of grants to child day care providers for health and safety purposes, for training of child day care provider staff and other activities to increase the availability and/or quality of child care programs. No expenditure shall be made from this account until an expenditure plan has been approved by the director of the budget ..... 343,000 ..... (re. $343,000)

FAMILY AND CHILDREN'S SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
Notwithstanding any inconsistent provision of law, the amount appropriated herein, shall be available under a foster care block grant for state reimbursement of eligible social services district expenditures for the provision and administration of foster care services including care, maintenance, supervision, and tuition; for supervision of foster children placed in federally funded job corps programs; for care, maintenance, supervision, and tuition for adjudicated juvenile delinquents and persons in need of supervision placed in residential programs operated by authorized agencies and in out-of-state residential programs; and for the provision and administration of the kinship guardian assistance program including kinship guardianship assistance payments and payments for non-recurring guardianship expenses.
Notwithstanding any other provision of law, a portion of the funds are available to reimburse social services districts for the change in the maximum state aid rates established by the office of children and family services for the 2011-12 rate year pursuant to section 398-a of the social services law and sections 4003 and 4405 of the education law to reflect the continuation of the cost of living adjustments that became effective April 1, 2008 for payments made to foster parents and for salary and fringe benefit costs and other critical nonpersonal services costs for foster care programs as determined by the office. Social services districts must adjust the amount of payments made for care provided by congregate care and foster boarding home programs and to foster parents to reflect the cost of living adjustments in the manner specified by the office. Each authorized agency operating a congregate care or foster boarding home program in New York state for which the office sets a maximum state aid rate pursuant to section 398-a of the social services law or section 4003 or 4405 of the education law shall submit, at the time and in a manner to be determined by the office, a written

certification, attesting that the funds received for the continuation of the cost of living adjustment to the maximum state aid rate that became effective April 1, 2008 for that program will be or were used solely in accordance with the requirements of the cost of living adjustment established by the office. Within the amounts appropriated herein, state reimbursement to each social services district for services identified herein that are otherwise reimbursable by the state from April 1, 2011 through March 31, 2012 shall be limited to a district allocation, hereinafter referred to as the district's block grant allocation. Notwithstanding any other provision of law, such block grant allocation shall be based, in part, on each district's claims for such costs, adjusted by the applicable cost allocation methodology and net of any retroactive payments for the 12 month period ending June 30, 2010 that are submitted on or before January 3, 2011 and, in part, on such other factors as determined by the office of children and family services and approved by the director of the budget. Any portion of a social services district's allocation from funds appropriated herein not claimed by such district during the state fiscal year may be used by such district for expenditures on preventive services provided pursuant to section 409-a of the social services law, independent living services and aftercare services provided pursuant to regulations of the department of family assistance, claimed by such district during the next state fiscal year up to the amount remaining from the district's foster care block grant allocation, provided however, that any claims for such services during the next state fiscal year in excess of such amount shall be subject to 95.4 percent of 65 percent state reimbursement exclusive of any federal funds made available for such purposes, in accordance with directives of the department of family assistance and subject to the approval of the director of the budget. Any claims submitted by a social services district for reimbursement for a particular state fiscal year for which the social services district does not receive state or federal reimbursement during that state fiscal year may not be claimed against that district's block grant apportionment for the next state fiscal year.

The office of children and family services, with the approval of the director of the budget, may reduce a district's block grant allocation by the state share decrease related to federal retroactive reimbursement for such foster care services identified herein. The office, with the approval of the director of the budget, may reduce a district's block grant allocation by the state share of disallowances or sanctions taken against the district pursuant to the social services law or federal law.

Notwithstanding any other provision of law, the state shall not be responsible for reimbursing a social services district and a district shall not seek state reimbursement for any portion of any state disallowance or sanction taken against the social services district, or any federal disallowance attributable to final federal agency decisions or to settlement made, on or after July 1, 1995, when such disallowance or sanction results from the failure of the

social services district to comply with federal or state requirements, including, but not limited to, failure to document eligibility for federal or state funds in the case record; provided, however, if the office determines that any federal disallowance for services provided between January 1, 1999 and May 31, 1999 results solely from the late enactment of the state legislation implementing the federal adoption and safe families act, the state shall be solely responsible for the full amount of the disallowance or sanction; provided, further, however, this provision shall be deemed to apply both prospectively and retroactively regardless of whether such sanctions or disallowances are for services provided or claims made prior to or after April 1, 2011.

Notwithstanding any other provision of law, any federal disallowance resulting from a federal title IV-E eligibility review or audit that uses extrapolated statistic techniques shall be passed along by the state to any and all social services districts that the office of children and family services has determined have not complied with the title IV-E eligibility requirements or have not taken the necessary actions to ensure compliance with such requirements including, but not limited to, failing to: assess and fully document all the criteria and have readily available all the necessary documents to establish and continue title IV-E eligibility for all title IV-E eligible children within the required time frames; claim title IV-E funding only for cases that meet all of the title IV-E eligibility criteria; and fully implement the social services payment system on or before April 1, 2005 for all direct and voluntary agency foster care services.

Notwithstanding any law to the contrary, the office of children and family services shall impose on social services districts any federal disallowance issued against the state as a result of a federal title IV-E secondary eligibility review regardless of the date the children may have entered foster care, the date the eligibility or payment errors occurred, or the filing date of any federal claims for reimbursement; provided, however, that the state shall be responsible for the disallowed costs and expenditures related to the placement of children in a facility operated by the office of children and family services, which shall be determined in the same manner as the disallowed costs and expenditures for social services districts other than the city of New York. In order to reimburse the federal government for the full amount of any disallowance imposed on the state by the federal administration for children and families within the timeframes necessary to avoid any potential interest payments on such amount, the office of children and family services is authorized to immediately offset funds otherwise due to each district for a pro rata share of the total disallowed costs based on the percentage of applicable federal title IV-E claims made by that district for the relevant time period as compared to the total applicable statewide title IV-E claims. The amount of the offset against each district will be adjusted, if necessary, upon completion of the disallowance allocation process. The final allocation of the amount of any federal disallowance resulting from a

title IV-E secondary eligibility review shall be allocated among the districts so that each district shall be responsible for the amount attributable to each of the district's children or cases that are determined by the federal review to be unallowable. Each district shall also be responsible for a portion of the federal extrapolated disallowance amount based on the relative error rate for the district. The city of New York's error rate will be based on the federal sample and federal statistics. For all social services districts other than the city of New York, the error rate will be based on a review conducted by the district of a sample of children and/or cases determined by the office of children and family services and a re-review of a sub-sample by the office of those children and/or cases determined by the office. The office of children and family services will determine what is reasonable in establishing the size of the sample and sub-sample for each district. The office of children and family services shall notify each social services district of the sample of children and/or cases from the federal audit period that the social services district must review. Any child or case from the social services district that was included in the federal sample will automatically be included in the social services district's review sample and the determination made at the federal review regarding that child or case will govern for the purposes of the social services district's review. The social services district must complete and submit the results of its review to the office of children and family services within 60 days of receipt of the sample. The error rate for the district will be based on the findings of the district's review and the office of children and family services' re-review. If a social services district does not complete its review within 60 days of receiving the sample from the office of children and family services, the office of children and family services shall assign an error rate to the social services district based on the relative percentage of the district's applicable title IV-E claims for the relevant period as compared to applicable statewide title IV-E claims for that period and other circumstances that the office of children and family services may consider in order to allocate 100 percent of the federal disallowance. The office of children and family services shall apply each social services district's error rate to the total amount of the district's applicable title IV-E claims including associated administrative expenses. The resulting dollar amounts for all of the social services districts will be summed to derive the total amount of title IV-E claims deemed to be in error statewide. To establish a disallowance percentage for each social services district, the amount of the district's title IV-E claims deemed to be in error will be divided by the amount of statewide title IV-E claims deemed to be in error. The resulting disallowance percentage for each district will be applied to the entire title IV-E extrapolated disallowance calculated by the federal review to determine the amount of the extrapolated disallowance for which the district is responsible. Each district will be credited for the amount already disallowed for any individual children or cases found to be in error

during the federal review. The exclusive appeal rights for the review of the amount of the federal disallowance assigned to each social services district shall be pursuant to article 78 of the civil practice laws and rules; provided, however, that in any such action all of the social services districts shall be joined as necessary parties and the venue of any such action shall be in Rensselaer county. Any social services district that fails to complete its sample review in the required time frames shall have no right to appeal and shall not be a necessary party to any action brought by another social services district.

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state comptroller or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding the provisions of any other law to the contrary, the office of children and family services may, on behalf of social services districts, make payments to foster boarding homes paid directly by social services districts by direct deposit or debit card. Local social services districts shall reimburse the office for the costs of administering such direct deposit or debit card payments.

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Notwithstanding any inconsistent provision of the social services law or the state finance law, the office of children and family services shall, on a quarterly basis, request that the office of temporary and disability assistance reimburse the office of children and family services for the non-federal share of the costs of administering such direct deposit or debit card payments to capture the local share of such costs.

Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the miscellaneous special revenue fund youth facility per diem account (YF) ... 436,002,000 ..... (re. $500,000)

Notwithstanding any other provision of law, the amount appropriated herein shall be available to reimburse for 98 percent of 65 percent of eligible social services district expenditures that are claimed by March 31, 2012 for those community preventive services provided from October 1, 2010 through September 30, 2011 at a cost that does not exceed the cost that was in effect on October 1, 2008 and that a social services district can demonstrate had been approved by the office of children and family services on or before October 1, 2008; provided, however, that should insufficient funds be available to provide state reimbursement for 98 percent of 65 percent of such costs, reimbursement shall be made proportionally to each district based on the percentage of their total eligible claims to the amount appropriated; and, provided further, however, that if the amount appropriated exceeds the amount of funds necessary to reimburse 98 percent of 65 percent of the eligible social services district expenditures, the office may, to the extent funds are available, provide reimbursement for 98 percent of 65 percent of eligible social services district expenditures for new community preventive services programs approved by the office and only up to the amounts approved by the office. A local social services district seeking federal and/or state reimbursement for community preventive services provided on or after October 1, 2010 must submit claims that separately identify the costs of such services in a form and manner and at such times as are required by the department of family assistance and that information regarding outcome based measures that demonstrate quality of services provided and program effectiveness be submitted to the office of children and family services in a form and manner and at such times as required by the office. Of the amount appropriated herein, up to $1 million may be used to provide additional funding to an eligible program or programs with evaluation results that show program effectiveness and demonstrate private monetary support as determined by the office of children and

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family services and approved by the director of the budget ... 12,124,750 ..... (re. $12,124,750)

For state aid to reimburse 100 percent of social services district expenditures related to the improvement of staff to client ratios in the local district child protective workforce including, but not limited to new hiring to increase the number of caseworkers and to increase the number of supervisory staff in the local district child protective workforce. Each social services district receiving these funds shall certify that the district will not be using these funds to supplant other state and local funds and that the district will not submit claims for reimbursement under this appropriation for the same type and level of funding so certified, and the district shall submit to the office of children and family services information regarding outcome based measures that demonstrate quality of services provided and program effectiveness of such improved staff to client ratios in a form and manner and at such times as required by the office; provided, however, that a district may use these funds for expenditures to continue or expand activities that were funded with last year's appropriation that was enacted for this purpose ... 757,200 ..... (re. $757,200)

For services and expenses of the office of children and family services and local social services districts for activities necessary to comply with certain provisions of the adoption and safe families act of 1997 (P.L. 105-89) and chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006 requiring criminal record checks for foster care parents, prospective adoptive parents, and adult household members. Funds appropriated herein shall be made available in accordance with a plan to be developed by the commissioner of the office of children and family services and approved by the director of the budget. Funds appropriated herein shall be available for 94 percent of 98 percent of one-half of the non-federal share of the national and state fees for fingerprinting foster care parents, prospective adoptive parents, and other adult household members. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, local social services districts shall reimburse the commissioner of the office of children and family services for an amount equal to 53.94 percent of the non-federal share of the cost of obtaining state and national fingerprint records. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, the commissioner of the office of children and family services shall, on behalf of local social services districts, make payments to the division of criminal justice services for processing of state and national criminal record checks and any other related costs. The commissioner shall ensure expenditures made pursuant to this provision reflect appropriate federal and local shares. The commissioner of the office of children and family services shall request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the nonfederal share of such

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payments provided that such reimbursement in payments reflects actual expenditures made on behalf of each local social services district to capture the local share of such costs.

Notwithstanding any inconsistent provision of the social services law or the state finance law, the commissioner shall, on a quarterly basis, request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the non-federal share of such fees to capture the local share of such fees. Such reimbursement shall occur on or before the one-hundred and twentieth day following the close of the preceding quarter and shall be charged among districts based on the number of children currently placed in foster care in each local social services district provided that this methodology is revised quarterly to reflect most current available data. Amounts appropriated herein may, subject to the director of the budget, be interchanged or transferred with any other appropriation of the office of children and family services or the office of temporary and disability assistance as necessary to reimburse the state share of local social services district costs appropriated herein .....
1,857,000 ..... (re. $1,857,000)

For services and expenses of certain child fatality review teams approved by the office of children and family services for the purposes of investigating and/or reviewing the death of children ...
829,100 ..... (re. $829,100)

For services and expenses of certain local or regional multidisciplinary child abuse investigation teams approved by the office of children and family services for the purpose of investigating reports of suspected child abuse or maltreatment and for new and established child advocacy centers .....
5,229,900 ..... (re. $4,991,000)

For services and expenses, including local administrative costs, for providing medicaid home and community based waiver services pursuant to subdivision 12 of section 366 of the social services law. The amount appropriated herein is subject to a spending plan approved by the division of the budget and may be available for transfer or suballocation to the department of health for the medical assistance program for such services and expenses .....
72,494,000 ..... (re. $72,494,000)

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other

appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding section 398-a of the social services law or any other law to the contrary, the amount appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for 98 percent of 50 percent reimbursement after deducting any federal funds available therefor to social services districts for amounts attributable to dormitory authority billings or approved refinancing of such billings which result in local social services districts' claims in excess of a local district's foster care block grant allocation. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for reimbursement related to payments made by a social services district to foster care providers subject to the provisions of section 410-i of the social services law for expenses directly related to projects funded through the housing finance agency for those foster care providers which also received revised or supplemental rates from the applicable regulating agency to accommodate the housing finance agency payments or the refinancing of previously approved dormitory authority payments.

Notwithstanding section 398-a of the social services law or any other law to the contrary, such reimbursement shall be available for 94 percent of 98 percent of 50 percent of social services district costs, after deducting federal funds available therefor, for those social services districts' claims in excess of a social services district's foster care block grant allocation for those amounts exclusively attributable to the previously approved revised or supplemental rates. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein may also be used for payments to the dormitory authority of the state of

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New York for advisory services including, but not limited to, site visits and review of applications, building plans and cost estimates for voluntary agency programs for which the office of children and family services establishes maximum state aid rates and for capital projects for residential institutions for children seeking financing under paragraph b of subdivision 40 of section 1680 of the public authorities law, as amended by chapter 508 of the laws of 2006 ..... 6,620,000 ..... (re. $6,620,000)

For payment of state aid for services and expenses for programs pursuant to section 530 of the executive law for secure and non-secure detention services provided from January 1, 2011 to December 31, 2011; provided, however, notwithstanding the provisions of any other law to the contrary, the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 530 of the executive law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law after taking into consideration any other limitations on the amount of such expenditure or liability set forth in the state budget for such year, and then reducing the amount so calculated by two percent of such amount. Within the amounts appropriated herein, state reimbursement shall be limited to the amount of the municipality's distribution. Notwithstanding any other provision of law, allocations shall be based on a plan developed by the office of children and family services and approved by the director of the budget and shall be based, in part, on each municipality's history of detention utilization, youth population and other factors as determined by the office. Any portion of a municipality's distribution not claimed by the municipality for reimbursement of detention expenditures made during the period January 1, 2011 through December 31, 2011 may be claimed by such municipality to reimburse 62 percent of expenditures during such period for supervision and treatment services for juveniles programs not otherwise reimbursable pursuant to a chapter of the laws of 2011. Notwithstanding any provision of law to the contrary, the amount appropriated herein may provide for reimbursement of up to 100 percent of the cost of care, maintenance and supervision for youth whose residence is outside the county providing the services up to the county's distribution; provided that upon such reimbursement from this appropriation, the office of children and family services shall bill, and the home county of such youth shall reimburse the office of children and family services, for 51 percent of the cost of care, maintenance and supervision of such youth.

Notwithstanding any law to the contrary, the office of children and family services may require that such claims and data on detention use be submitted to the office electronically in the manner and format required by the office.

Notwithstanding any law to the contrary, the office shall be authorized to promulgate regulations permitting the office to impose fiscal sanctions in the event that the office finds non-compliance with regulations governing secure and nonsecure detention facilities

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and to establish cost standards related to reimbursement of secure and non-secure detention services.

Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the transfer or interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services except where transfer or interchange of appropriation is prohibited or otherwise restricted by law.

Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the miscellaneous special revenue fund youth facility per diem account (YF) ... 76,160,000 ..... (re. $65,595,000)

Notwithstanding any provision of law to the contrary, the amount appropriated herein shall be available to the office of children and family services for payment of the state share of a county's prior years claim for reimbursement based upon a subsequent review by the office of actual expenditures for care, maintenance and supervision provided to youth in detention, to address any underpayment of state aid to the county for services and expenses for detention in a prior calendar year ... 12,344,000 ..... (re. $7,683,000)

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be available under the supervision and treatment services for juveniles program for state reimbursement to counties and the city of New York for eligible expenditures for the provision and administration of eligible supervision and treatment services for juveniles programs during the period of April 1, 2011 through March 31, 2012 that have been approved by the office of children and family services pursuant to a plan approved by the director of the budget. Notwithstanding any inconsistent provision of law funds shall be available without requiring a local match. Within the amounts appropriated herein, state reimbursement shall be limited to the amount of such municipality's distribution. The office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed services were delivered. These funds shall not be used to supplant other state and local funds. Of the amount appropriated herein, up to $500,000 may be used for services and expenses of the Vera Institute of Justice, Inc. to develop one or more risk assessment instruments and provide training to municipalities on the use of such instruments .....
8,376,000 ..... (re. $8,376,000)

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Notwithstanding section 530 of the executive law or any other law to the contrary, for reimbursement of 49 percent of approved capital expenditures for secure juvenile detention. Such reimbursement shall be in the form of depreciation of approved capital costs and interest on bonds, notes or other indebtedness necessarily undertaken to finance construction costs. Notwithstanding any provision of laws to the contrary, funding for such costs shall be limited to the amount appropriated herein. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for reimbursement of capital expenditures be submitted to the office electronically in the manner and format required by the office. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services .....
4,606,000 ..... (re. $4,606,000)

Of the amount appropriated herein, $10,622,675 shall be available as follows:

For services and expenses related to locally operated youth development and delinquency prevention programs. No expenditure shall be made from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget.

Notwithstanding the provisions of section 420 of the executive law which would require expenditure of state aid for youth programs in a total amount greater than $10,622,675, for payment of state aid for programs pursuant to article 19-A of the executive law, for delinquency prevention and youth development. Notwithstanding the provisions of section 420 of the executive law, eligibility for state aid reimbursement for counties which do not participate in the county comprehensive planing process shall be determined as follows: the aggregate amount of state aid for recreation, youth service and similar projects to a county and municipalities within such county shall not exceed $2,750 of which no more than $1,450 may be used for recreation projects, per 1,000 youths residing in the county based on a single count of such youths as shown by the last published federal census for the county certified in the same manner as provided by section 54 of the state finance law. The office shall not reimburse any claims unless they are submitted within 12 months of the project year in which the expenditure was made. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for youth development and delinquency prevention programs be submitted to the office electronically in the manner and format required by the office, and that counties and municipalities submit to the office information regarding delinquency prevention and youth development outcome based measures that demonstrate quality of services provided and effectiveness of such funded programs in a form and manner and at such times as required by the office.

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Of the amount appropriated herein $3,499,025 shall be available as follows:

For services and expenses related to programs providing special delinquency prevention or other youth development services. No expenditure shall be made for such programs from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget. The office shall not reimburse any claims unless they are submitted within seven months of the project year in which the expenditure was made. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for special delinquency prevention or other youth development services be submitted to the office electronically in the manner and format required by the office, and that information regarding delinquency prevention outcome based measures that demonstrate quality of services provided and program effectiveness be submitted to the office in a form and manner and at such times as required by the office.

For direct contracts with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit community agencies are not available to provide such services. Moneys shall be made available to community agencies in counties outside the city of New York based on a statewide allocation formula determined by each county's eligibility for comprehensive planning funds as a proportion of the statewide total provided under paragraph a of subdivision 1 of section 420 of the executive law. Moneys made available to community agencies shall be allocated by local youth bureaus subject to final funding determinations by the commissioner of children and family services and approved by the director of the budget. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office.

For direct contract with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit agencies are not available to provide such services. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office.

Notwithstanding any inconsistent provision of law, moneys shall be made available to community agencies in cities with populations greater than 275,000 and to community agencies statewide ..... 14,121,700 ..... (re. $14,121,700)

For payment of state aid for programs for the provision of services to runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of

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section 420 of the executive law and pursuant to chapter 800 of the laws of 1985 amending the runaway and homeless youth act for the provision of transitional independent living support services and the establishment and operation of young adult shelters for youth between the ages of 16 to 21; the office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed service or services were delivered. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for provision of services to runaway and homeless youth be submitted to the office electronically in the manner and format required by the office, and the information regarding outcome based measures that demonstrate quality of services provided and program effectiveness be submitted to the office in a form and manner and at such times as required by the office. No expenditures shall be made from this appropriation until an annual expenditure plan is approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget and copies of such certificate or any amendment thereto filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee ... 2,355,800 ..... (re. $2,355,800)

For services and expenses provided by local probation departments, for the post-placement care of youth leaving a youth residential facility and for services and expenses of the office of children and family services related to community-based programs for youth in the care of the office of children and family services which may include but not be limited to multi-systemic therapy, family functional therapy and/or functional therapeutic foster care, and electronic monitoring.

Funds appropriated herein shall be made available subject to the approval of an expenditure plan by the director of the budget. Funded programs shall submit information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office ... 311,700 ..... (re. $311,700)

For services and expenses of kinship care programs. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or award new contracts through a competitive process. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office ... 338,750 .... (re. $338,750)

For services and expenses related to the home visiting program. Such funds are to be available pursuant to a plan prepared by the office

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of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process. Such contracts shall provide for submission of information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office ..... 23,288,200 ..... (re. 17,501,000)

For services and expenses of the William B. Hoyt memorial children and family trust fund, for prevention and support service programs for victims of family violence pursuant to article 10-A of the social services law. Programs funded through such trust shall submit information regarding outcome based measures that demonstrate quality of services provided and program effectiveness to the office in a form and manner and at such times as required by the office. Funds appropriated herein may be transferred to the office of children and family services miscellaneous special revenue fund, children and family trust fund ... 621,850 ..... (re. $621,850)

For services and expenses for supportive housing for young adults aged 25 years or younger leaving or having recently left foster care or who had been in foster care for more than a year after their 16th birthday and who are at-risk of street homelessness or sheltered homelessness provided under the joint project between the state and the city of New York, known as the New York New York III supportive housing agreement. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The amount appropriated herein may be transferred or otherwise made available to the city of New York administration for children's services for services and expenses related to implementing the project ..... 2,137,000 ..... (re. $2,137,000)

For services and expenses of the Catholic Family Center in Rochester to establish and operate a statewide kinship information and referral network ... 220,500 ..... (re. $220,500)

For services and expenses of the advantage after school program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations ... 17,255,300 ..... (re. $16,310,000)

For services and expenses related to the settlement house program. Funded programs shall submit information regarding outcome based measures that demonstrate quality of services provided and program

effectiveness to the office in a form and manner and at such times as required by the office ... 450,000 ..... (re. $265,000)

By chapter 53, section 1, of the laws of 2010:

For services and expenses of the office of children and family services and local social services districts for activities necessary to comply with certain provisions of the adoption and safe families act of 1997 (P.L. 105-89) and chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006 requiring criminal record checks for foster care parents, prospective adoptive parents, and adult household members. Funds appropriated herein shall be made available in accordance with a plan to be developed by the commissioner of the office of children and family services and approved by the director of the budget. Funds appropriated herein shall be available for 94 percent of 98 percent of one-half of the non-federal share of the national and state fees for fingerprinting foster care parents, prospective adoptive parents, and other adult household members. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, local social services districts shall reimburse the commissioner of the office of children and family services for an amount equal to 53.94 percent of the non-federal share of the cost of obtaining state and national fingerprint records. Notwithstanding any inconsistent provision of law, and pursuant to chapter 7 of the laws of 1999 and chapter 668 of the laws of 2006, the commissioner of the office of children and family services shall, on behalf of local social services districts, make payments to the division of criminal justice services for processing of state and national criminal record checks and any other related costs. The commissioner shall ensure expenditures made pursuant to this provision reflect appropriate federal and local shares. The commissioner of the office of children and family services shall request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the nonfederal share of such payments provided that such reimbursement in payments reflects actual expenditures made on behalf of each local social services district to capture the local share of such costs.

Notwithstanding any inconsistent provision of the social services law or the state finance law, the commissioner shall, on a quarterly basis, request that the commissioner of the office of temporary and disability assistance reimburse the commissioner of the office of children and family services in an amount equal to 53.94 percent of the non-federal share of such fees to capture the local share of such fees. Such reimbursement shall occur on or before the one hundred and twentieth day following the close of the preceding quarter and shall be charged among districts based on the number of children currently placed in foster care in each local social services district provided that this methodology is revised quarterly to reflect most current available data. Amounts appropriated herein may, subject to the director of the budget, be interchanged

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or transferred with any other appropriation of the office of children and family services or the office of temporary and disability assistance as necessary to reimburse the state share of local social services district costs appropriated herein .....
1,857,000 ..... (re. $611,000)

For services and expenses, including local administrative costs, for providing medicaid home and community based waiver services pursuant to subdivision 12 of section 366 of the social services law. The amount appropriated herein is subject to a spending plan approved by the division of the budget and may be available for transfer or suballocation to the department of health for the medical assistance program for such services and expenses .....
72,494,000 ..... (re. $70,546,000)

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding section 398-a of the social services law or any other law to the contrary, the amount appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for 98 percent of 50 percent reimbursement after deducting

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any federal funds available therefor to social services districts for amounts attributable to dormitory authority billings or approved refinancing of such billings which result in local social services districts' claims in excess of a local district's foster care block grant allocation. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for reimbursement related to payments made by a social services district to foster care providers subject to the provisions of section 410-i of the social services law for expenses directly related to projects funded through the housing finance agency for those foster care providers which also received revised or supplemental rates from the applicable regulating agency to accommodate the housing finance agency payments or the refinancing of previously approved dormitory authority payments.

Notwithstanding section 398-a of the social services law or any other law to the contrary, such reimbursement shall be available for 94 percent of 98 percent of 50 percent of social services district costs, after deducting federal funds available therefor, for those social services districts' claims in excess of a social services district's foster care block grant allocation for those amounts exclusively attributable to the previously approved revised or supplemental rates. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein may also be used for payments to the dormitory authority of the state of New York for advisory services including, but not limited to, site visits and review of applications, building plans and cost estimates for voluntary agency programs for which the office of children and family services establishes maximum state aid rates and for capital projects for residential institutions for children seeking financing under paragraph b of subdivision 40 of section 1680 of the public authorities law, as amended by chapter 508 of the laws of 2006 ..... 6,620,000 ..... (re. $4,378,000)

For payment of state aid for calendar year 2010 services and expenses for programs pursuant to section 530 of the executive law for secure and non-secure detention services; provided, however, notwithstanding the provisions of any other law to the contrary, for state fiscal year 2010-11 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 530 of the executive law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law after taking into consideration any other limitations on the amount of such expenditure or liability set forth in the state budget for such year, and then reducing the amount so calculated by two percent of such amount. Notwithstanding any provision of law to the contrary, the amount appropriated herein may provide for reimbursement of up to 100 percent of the cost of care, maintenance and supervision for youth whose residence is outside the county providing the services; provided that upon such reimbursement from this appropriation, the office of children and family services shall bill, and the home county of such youth shall reimburse the office

of children and family services, for 51 percent of the cost of care, maintenance and supervision of such youth. The office of children and family services shall not reimburse any claims unless they are submitted in final within 12 months of the calendar quarter in which the claimed service or services were delivered. The office of children and family services may reduce or increase a county's prior years claim for reimbursement based upon a subsequent review by the office of actual expenditures for care, maintenance and supervision provided to youth in detention, to address any overpayment or underpayment of state aid to the county for services and expenses for detention in a prior calendar year.

Notwithstanding any law to the contrary, the office of children and family services may require that such claims and data on detention use be submitted to the office electronically in the manner and format required by the office.

Notwithstanding any law to the contrary, the office shall be authorized to promulgate regulations permitting the office to impose fiscal sanctions in the event that the office finds non-compliance with regulations governing secure and nonsecure detention facilities and to establish cost standards related to reimbursement of secure and non-secure detention services.

Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the transfer or interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services except where transfer or interchange of appropriation is prohibited or otherwise restricted by law.

Notwithstanding any other provision of law, if a social services district fails to provide reimbursement to the office of children and family services pursuant to section 529 of the executive law within 60 days of receiving a bill for services under such section, or by the date certain set by such office for providing reimbursement, whichever is later, the offices of the department of family assistance are authorized to exercise the state's set-off rights by withholding any amounts due and owing to such district under this appropriation, up to such amounts due and owing to the state under section 529 of the executive law and transferring such funds to the special revenue other youth facilities per diem account .....
72,000,000 ..... (re. $9,668,000)

Notwithstanding section 530 of the executive law or any other law to the contrary, for reimbursement of 49 percent of approved capital expenditures for secure juvenile detention. Such reimbursement shall be in the form of depreciation of approved capital costs and interest on bonds, notes or other indebtedness necessarily undertaken to finance construction costs. Notwithstanding any provision of laws to the contrary, funding for such costs shall be limited to the amount appropriated herein. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for reimbursement of capital expenditures be submitted to the office

electronically in the manner and format required by the office. Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services ..... 4,606,000 ..... (re. $4,606,000)

For services and expenses for supportive housing for young adults aged 25 years or younger leaving or having recently left foster care or who had been in foster care for more than a year after their 16th birthday and who are at-risk of street homelessness or sheltered homelessness provided under the joint project between the state and the city of New York, known as the New York New York III supportive housing agreement. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The amount appropriated herein may be transferred or otherwise made available to the city of New York administration for children's services for services and expenses related to implementing the project ..... 2,137,000 ..... (re. $2,137,000)

By chapter 110, section 15, of the laws of 2010:

Notwithstanding any other provision of law, the amount appropriated herein shall be available to reimburse for 98 percent of 65 percent of eligible social services district expenditures that are claimed by March 31, 2011 for those community preventive services provided from October 1, 2009 through September 30, 2010 at a cost that does not exceed the cost that was in effect on October 1, 2008 and that a social services district can demonstrate had been approved by the office of children and family services on or before October 1, 2008; provided, however, that should insufficient funds be available to provide state reimbursement for 98 percent of 65 percent of such costs, reimbursement shall be made proportionally to each district based on the percentage of their total eligible claims to the amount appropriated; and, provided further, however, that if the amount appropriated exceeds the amount of funds necessary to reimburse 98 percent of 65 percent of the eligible social services district expenditures, the office may, to the extent funds are available, provide reimbursement for 98 percent of 65 percent of eligible social services district expenditures for new community preventive services programs approved by the office and only up to the amounts approved by the office. A local social services district seeking federal and/or state reimbursement for community preventive services provided on or after October 1, 2009 must submit claims that separately identify the costs of such services in a form and manner and at such times as are required by the department of family assistance and must submit to the office of children and family services information regarding the outcomes of such services in a form and manner

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and at such times as required by the office ..... 24,249,500 ..... (re. $2,270,000)

For state aid to reimburse 100 percent of social services district expenditures related to the improvement of staff to client ratios in the local district child protective workforce including, but not limited to new hiring to increase the number of caseworkers and to increase the number of supervisory staff in the local district child protective workforce. Each social services district receiving these funds shall certify that the district will not be using these funds to supplant other state and local funds and that the district will not submit claims for reimbursement under this appropriation for the same type and level of funding so certified; provided, however, that a district may use these funds for expenditures to continue or expand activities that were funded with last year's appropriation that was enacted for this purpose ... 1,514,400 ..... (re. $290,000)

Notwithstanding any inconsistent provision of law, subject to an expenditure plan approved by the director of the budget, for eligible services and expenses of improving the quality of child welfare services that may include, but not be limited to, training to mandated reporters regarding the proper identification of and response to signs of child abuse and neglect, public information programs and services that advance a zero tolerance campaign of child abuse and neglect, and demonstration projects to test models for new or targeted expansion of services beyond the level currently funded by local social services districts including continuing to contract with existing providers that are performing satisfactorily ... 1,796,400 ..... (re. $1,792,000)

For services and expenses of certain child fatality review teams approved by the office of children and family services for the purposes of investigating and/or reviewing the death of children ... 829,100 ..... (re. $829,100)

For services and expenses of certain local or regional multidisciplinary child abuse investigation teams approved by the office of children and family services for the purpose of investigating reports of suspected child abuse or maltreatment and for new and established child advocacy centers ... 5,229,900 ..... (re. $1,321,000)

For services and expenses related to the home visiting program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process ... 23,288,200 ..... (re. $2,120,000)

For services and expenses of the Catholic Family Center in Rochester to establish and operate a statewide kinship information and referral network ... 220,500 ..... (re. $48,000)

For services and expenses of the advantage after school program. Such funds are to be available pursuant to a plan prepared by the office

of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations ... 11,433,300 ..... (re. $2,336,000)

By chapter 110, section 15, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:

Notwithstanding any other provision of law, for services and expenses to initiate and/or continue program modifications and/or to provide services including, but not limited to, demonstrate effective programs such as evidence-based initiatives for alternatives to detention for persons alleged or determined to be in need of supervision or otherwise at risk of placement in the juvenile justice system and for services and expenses related to reducing office of children and family services institutional placements through program modifications and/or services including, but not limited to, mental health and substance abuse programs, demonstrated effective programs such as evidence-based initiatives to divert youth at-risk of placement with the office of children and family services and/or as alternatives to residential placements with such office. Notwithstanding any other provision of law to the contrary, the office may authorize one or more demonstration projects to co-locate respite beds for youth alleged or at risk of juvenile delinquency in a runaway and homeless youth program ... 1,708,000 .. (re. $946,000)

Of the amount appropriated herein, $15,934,017 shall be available as follows:

For services and expenses related to locally operated youth development and delinquency prevention programs. No expenditure shall be made from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget.

Notwithstanding the provisions of section 420 of the executive law which would require expenditure of state aid for youth programs in a total amount greater than $15,934,017, for payment of state aid for programs pursuant to article 19-A of the executive law, for delinquency prevention and youth development. Notwithstanding the provisions of section 420 of the executive law, eligibility for state aid reimbursement for counties which do not participate in the county comprehensive planning process shall be determined as follows: the aggregate amount of state aid for recreation, youth service and similar projects to a county and municipalities within such county shall not exceed $2,750 of which no more than $1,450 may be used for recreation projects, per 1,000 youths residing in the county based on a single count of such youths as shown by the last published federal census for the county certified in the same manner as provided by section 54 of the state finance law. The office shall not reimburse any claims unless they are submitted within 12 months of the project year in which the expenditure was made. Notwith-

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standing any law to the contrary, the office of children and family services may require that such claims for youth development and delinquency prevention programs be submitted to the office electronically in the manner and format required by the office.

Of the amount appropriated herein $4,724,405 shall be available as follows:

For services and expenses related to programs providing special delinquency prevention or other youth development services. No expenditure shall be made for such programs from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget. The office shall not reimburse any claims unless they are submitted within 7 months of the project year in which the expenditure was made. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for special delinquency prevention or other youth development services be submitted to the office electronically in the manner and format required by the office.

For direct contracts with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit community agencies are not available to provide such services. Moneys shall be made available to community agencies in counties outside the city of New York based on a statewide allocation formula determined by each county's eligibility for comprehensive planning funds as a proportion of the statewide total provided under paragraph a of subdivision 1 of section 420 of the executive law. Moneys made available to community agencies shall be allocated by local youth bureaus subject to final funding determinations by the commissioner of children and family services and approved by the director of the budget.

For direct contract with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit agencies are not available to provide such services.

Notwithstanding any inconsistent provision of law, moneys shall be made available to community agencies in cities with populations greater than 275,000 and to community agencies statewide .....
20,658,421 ..... (re. $16,543,000)

For payment of state aid for programs for the provision of services to runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of section 420 of the executive law and pursuant to chapter 800 of the laws of 1985 amending the runaway and homeless youth act for the provision of transitional independent living support services and the establishment and operation of young adult shelters for youth between the ages of 16 and 21; the office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed service or services were delivered. Notwithstanding any law to the

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contrary, the office of children and family services may require that such claims for provision of services to runaway and homeless youth be submitted to the office electronically in the manner and format required by the office. No expenditures shall be made from this appropriation until an annual expenditure plan is approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget and copies of such certificate or any amendment thereto filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee ..... 3,533,700 ..... (re. $2,902,000)

For services and expenses provided by local probation departments, for the post-placement care of youth leaving a youth residential facility and for services and expenses of the office of children and family services related to community-based programs for youth in the care of the office of children and family services which may include but not be limited to multi-systemic therapy, family functional therapy and/or functional therapeutic foster care, and electronic monitoring.

Funds appropriated herein shall be made available subject to the approval of an expenditure plan by the director of the budget ..... 467,550 ..... (re. $467,550)

For services and expenses of kinship care programs. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or award new contracts through a competitive process ... 536,354 ..... (re. $41,000)

For services and expenses related to the settlement house program .... 450,000 ..... (re. $450,000)

By chapter 53, section 1, of the laws of 2009:

Notwithstanding any other provision of law, the amount appropriated herein shall be available to reimburse for 98 percent of 65 percent of eligible social services district expenditures that are claimed by March 31, 2010 for those community preventive services provided from October 1, 2008 through September 30, 2009 at a cost that does not exceed the cost that was in effect on October 1, 2008 and that a social services district can demonstrate had been approved by the office of children and family services on or before October 1, 2008; provided, however, that should insufficient funds be available to provide state reimbursement for 98 percent of 65 percent of such costs, reimbursement shall be made proportionally to each district based on the percentage of their total eligible claims to the amount appropriated; and, provided further, however, that if the amount appropriated exceeds the amount of funds necessary to reimburse 98 percent of 65 percent of the eligible social services district

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expenditures, the office may, to the extent funds are available, provide reimbursement for 98 percent of 65 percent of eligible social services district expenditures for new community preventive services programs approved by the office and only up to the amounts approved by the office. A local social services district seeking federal and/or state reimbursement for community preventive services provided on or after October 1, 2008 must submit claims that separately identify the costs of such services in a form and manner and at such times as are required by the department of family assistance and must submit to the office of children and family services information regarding the outcomes of such services in a form and manner and at such times as required by the office. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 .....
29,105,000 ..... (re. $1,725,000)

For the continuation of the demonstration project, established pursuant to part G of chapter 58 of the laws of 2006, as amended, in the districts selected by the office of children and family services to determine the best practices needed to improve the workload of the child protective workforce including, but not limited to, the purchase of new information technology that permits caseworkers to work from field locations, and other eligible non-personal services expenses, subject to an expenditure plan approved by the office of children and family services ... 940,000 ..... (re. $98,000)

Notwithstanding any inconsistent provision of law, subject to an expenditure plan approved by the director of the budget, for eligible services and expenses of improving the quality of child welfare services that may include, but not be limited to, training to mandated reporters regarding the proper identification of and response to signs of child abuse and neglect, public information programs and services that advance a zero tolerance campaign of child abuse and neglect, and demonstration projects to test models for new or targeted expansion of services beyond the level currently funded by local social services districts including continuing to contract with existing providers that are performing satisfactorily
... 3,592,700 ..... (re. $1,638,000)

For services and expenses of certain child fatality review teams approved by the office of children and family services for the purposes of investigating and/or reviewing the death of children ...
921,200 ..... (re. $700,000)

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of

paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding section 398-a of the social services law or any other law to the contrary, the amount appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for 98 percent of 50 percent reimbursement after deducting any federal funds available therefor to social services districts for amounts attributable to dormitory authority billings or approved refinancing of such billings which result in local social services districts' claims in excess of a local district's foster care block grant allocation. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for reimbursement related to payments made by a social services district to foster care providers subject to the provisions of section 410-i of the social services law for expenses directly related to projects funded through the housing finance agency for those foster care providers which also received revised or supplemental rates from the applicable regulating agency to accommodate the housing finance agency payments or the refinancing of previously approved dormitory authority payments.

Notwithstanding section 398-a of the social services law or any other law to the contrary, such reimbursement shall be available for 94 percent of 98 percent of 50 percent of social services district costs, after deducting federal funds available therefor, for those social services districts' claims in excess of a social services district's foster care block grant allocation for those amounts exclusively attributable to the previously approved revised or supplemental rates. In addition, subject to the approval of the

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director of the budget, a portion of funds appropriated herein may also be used for payments to the dormitory authority of the state of New York for advisory services including, but not limited to, site visits and review of applications, building plans and cost estimates for voluntary agency programs for which the office of children and family services establishes maximum state aid rates and for capital projects for residential institutions for children seeking financing under paragraph b of subdivision 40 of section 1680 of the public authorities law, as amended by chapter 508 of the laws of 2006 ..... 6,620,000 ..... (re. $4,291,000)

Notwithstanding any other provision of law, for services and expenses to initiate and/or continue program modifications and/or to provide services including, but not limited to, demonstrate effective programs such as evidence-based initiatives for alternatives to detention for persons alleged or determined to be in need of supervision or otherwise at risk of placement in the juvenile justice system and for services and expenses related to reducing office of children and family services institutional placements through program modifications and/or services including, but not limited to, mental health and substance abuse programs, demonstrated effective programs such as evidence-based initiatives to divert youth at-risk of placement with the office of children and family services and/or as alternatives to residential placements with such office. Notwithstanding any other provision of law to the contrary, the office may authorize one or more demonstration projects to co-locate respite beds for youth alleged or at risk of juvenile delinquency in a runaway and homeless youth program ..... 2,460,762 ..... (re. $1,369,000)

Notwithstanding section 530 of the executive law or any other law to the contrary, for reimbursement of 49 percent of approved capital expenditures for secure juvenile detention. Such reimbursement shall be in the form of depreciation of approved capital costs and interest on bonds, notes or other indebtedness necessarily undertaken to finance construction costs. Notwithstanding any provision of laws to the contrary, funding for such costs shall be limited to the amount appropriated herein. Notwithstanding any law to the contrary, the office of children and family services may require that such claims for reimbursement of capital expenditures be submitted to the office electronically in the manner and format required by the office.

Notwithstanding section 51 of the state finance law and any other provision of law to the contrary, the director of the budget may, upon the advice of the commissioner of the office of children and family services, authorize the interchange of moneys appropriated herein with any other local assistance - general fund appropriation within the office of children and family services ..... 4,606,000 ..... (re. $3,704,000)

For additional services and expenses provided by local probation departments, for the post-placement care of youth leaving a youth residential facility and for services and expenses of the office of children and family services related to community-based programs for youth in the care of the office of children and family services

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which may include but not be limited to multi-systemic therapy, family functional therapy and/or functional therapeutic foster care, and electronic monitoring. Funds appropriated herein shall be made available subject to the approval of an expenditure plan by the director of the budget ... 230,736 ..... (re. $148,000)

For services and expenses for supportive housing for young adults aged 25 years or younger leaving or having recently left foster care or who had been in foster care for more than a year after their 16th birthday and who are at-risk of street homelessness or sheltered homelessness provided under the joint project between the state and the city of New York, known as the New York New York III supportive housing agreement. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The amount appropriated herein may be transferred or otherwise made available to the city of New York administration for children's services for services and expenses related to implementing the project ..... 854,000 ..... (re. $847,000)

For services and expenses for supportive housing for young adults aged 25 years or younger leaving or having recently left foster care or who had been in foster care for more than a year after their 16th birthday and who are at-risk of street homelessness or sheltered homelessness provided under the joint project between the state and the city of New York, known as the New York New York III supportive housing agreement. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The amount appropriated herein may be transferred or otherwise made available to the city of New York administration for children's services for services and expenses related to implementing the project. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 ..... 1,283,000 ..... (re. $302,000)

For services and expenses related to the settlement house program, notwithstanding any inconsistent provision of law to the contrary, funds shall be available for the statewide settlement house program to provide a comprehensive range of services to residents of neighborhoods they serve pursuant to the following sub-schedule ..... 1,347,891 ..... (re. $231,000)

sub-schedule

Baden	47,598
Booker T. Washington Community Center	12,742
CAMBA	23,622
Carver	19,622
Chinese-American	35,608

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Citizens Advice Bureau 26,726
Claremont 73,650
Community Place/Rochester 34,954
Cypress Hills Local Development 23,624
Dunbar Association 12,740
East Side House 25,394
Educational Alliance 72,108
Goddard Riverside 72,022
Grand Street 61,364
Greenwich House 24,062
Hamilton Madison 36,672
Hartley House 24,950
Henry St. Settlement 69,802
Hudson Guild 27,170
Huntington Family Guild 12,742
Stanley Isaacs 24,950
Kingsbridge Heights 32,056
Lenox Hill Neighborhood 34,274
Lincoln Square Neighborhood 24,950
Montgomery Neighborhood Center 12,742
Mosholu Montefiore 24,950
Neighborhood Center of Utica 12,742
Queens Community 27,170
Jacob A. Riis 24,950
Riverdale Neighborhood House 24,950
St. Matthew's/St. Timothy 24,950
St. Nicholas Neighborhood
Preservation 23,622
SCAN NY 27,169
School Settlement 27,169
Shorefront YM-YMHA 23,624
Southeast Bronx 102,659
Sunnyside Community 24,949
Syracuse Model Neighborhood 12,742
Trinity Institution 12,740
Union Settlement 27,169
United Community Centers 23,585
University Settlement 36,607

For developing and implementation of a new subsidized kinship guardianship program consistent with the federal fostering connections to success and increasing adoptions act of 2008 (P.L. 110-351) ..... 100,000 ..... (re. $10,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 502, section 2, of the laws of 2009:
For state aid grants to support contractual agreements with community-based programs for children, youth and families, in order to provide services that meet the needs of families and enhance the safety and stability of children and youth in their homes and contractual agreements with non-for-profits to enhance the assess-

ment of the need for, and provision of services to, victims of domestic violence that are involved in child protective services cases. Such funds are available to continue or expand existing programs with existing contractors that are satisfactorily performing services, to award new contracts to continue programs where existing contractors are not satisfactorily performing as determined by the office of children and family services, and/or award new contracts through a competitive process; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ..... 4,934,100 ..... (re. $251,000)

For services and expenses of certain local or regional multidisciplinary child abuse investigation teams approved by the office of children and family services for the purpose of investigating reports of suspected child abuse or maltreatment and for new and established child advocacy centers; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ..... 5,811,000 ..... (re. $329,000)

For payment of state aid for programs for the provision of services to runaway and homeless youth pursuant to subdivisions 2, 3 and 4 of section 420 of the executive law and pursuant to chapter 800 of the laws of 1985 amending the runaway and homeless youth act for the provision of transitional independent living support services and the establishment and operation of young adult shelters for youth between the ages of 16 and 21; the office of children and family services shall not reimburse any claims unless they are submitted within 12 months of the calendar quarter in which the claimed service or services were delivered; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009. No expenditures shall be made from this appropriation until an annual expenditure plan is approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget and copies of such certificate or any amendment thereto filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee ... 5,235,048 ..... (re. $545,000)

For services and expenses of the advantage after school program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1,

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2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 19,172,500 ..... (re. $1,220,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:

Of the amount appropriated herein, $23,605,938 shall be available as follows; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009:

For services and expenses related to locally operated youth development and delinquency prevention programs. No expenditure shall be made from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget.

Notwithstanding the provisions of section 420 of the executive law which would require expenditure of state aid for youth programs in a total amount greater than the amount appropriated, for payment of state aid for programs pursuant to article 19-A of the executive law, for delinquency prevention and youth development. Notwithstanding the provisions of section 420 of the executive law, eligibility for state aid reimbursement for counties which do not participate in the county comprehensive planning process shall be determined as follows: the aggregate amount of state aid for recreation, youth service and similar projects to a county and municipalities within such county shall not exceed $2,750 of which no more than $1,450 may be used for recreation projects, per 1,000 youths residing in the county based on a single count of such youths as shown by the last published federal census for the county certified in the same manner as provided by section 54 of the state finance law. The office shall not reimburse any claims unless they are submitted within 12 months of the project year in which the expenditure was made.

Of the amount appropriated herein 7,150,072 shall be available as follows; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009:

For services and expenses related to programs providing special delinquency prevention or other youth development services. No expenditure shall be made for such programs from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget. The office shall not reimburse any claims unless they are submitted within 7 months of the project year in which the expenditure was made.

For direct contracts with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit community agencies are not available to provide such

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services. Moneys shall be made available to community agencies in counties outside the city of New York based on a statewide allocation formula determined by each county's eligibility for comprehensive planning funds as a proportion of the statewide total provided under paragraph a of subdivision 1 of section 420 of the executive law. Moneys made available to community agencies shall be allocated by local youth bureaus subject to final funding determinations by the commissioner of children and family services and approved by the director of the budget.

For direct contract with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit agencies are not available to provide such services. Notwithstanding any inconsistent provision of law, moneys shall be made available to community agencies in cities with populations greater than 275,000 and to community agencies statewide ..... 30,756,010 ..... (re. $3,484,000)

By chapter 53, section 1, of the laws of 2008, as amended by chapter 496, section 3, of the laws of 2008:

For the continuation of the demonstration project, established pursuant to part G of chapter 58 of the laws of 2006, as amended, in districts selected by the office of children and family services to determine the best practices needed to improve the workload of the child protective workforce including, but not limited to, the purchase of new information technology that permits caseworkers to work from field locations, and other eligible non-personal services expenses, subject to an expenditure plan approved by the office of children and family services, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 1,000,000 ..... (re. $53,000)

For services and expenses for a demonstration project in targeted social services districts identified jointly by the office of children and family services and the office of alcoholism and substance abuse services based, in part, on size, experience, readiness and availability of services, to improve the assessment and treatment outcomes for families and youth involved in the child welfare system who need chemical dependency services including providing funding for chemical dependency programs to co-locate certified chemical dependency staff with appropriate district child welfare services staff, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 4,435,000 ..... (re. $1,142,000)

Notwithstanding any inconsistent provision of law, subject to an expenditure plan approved by the director of the budget, for eligible services and expenses of improving the quality of child welfare services that may include, but not be limited to, training to

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mandated reporters regarding the proper identification of and response to signs of child abuse and neglect, public information programs and services that advance a zero tolerance campaign of child abuse and neglect, and demonstration projects to test models for new or targeted expansion of services beyond the level currently funded by local social services districts including continuing to contract with existing providers that are performing satisfactorily, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 3,822,000 ..... (re. $1,183,000)

For services and expenses of certain child fatality review teams approved by the office of children and family services for the purposes of investigating and/or reviewing the death of children, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 980,000 ..... (re. $175,000)

For services and expenses of certain local or regional multidisciplinary child abuse investigation teams approved by the office of children and family services for the purpose of investigating reports of suspected child abuse or maltreatment and for new and established child advocacy centers, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 6,181,840 ..... (re. $365,000)

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the

state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding section 398-a of the social services law or any other law to the contrary, the amount appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for 98 percent of 50 percent reimbursement after deducting any federal funds available therefor to social services districts for amounts attributable to dormitory authority billings or approved refinancing of such billings which result in local social services districts' claims in excess of a local district's foster care block grant allocation; provided, however, for claims paid on or after September 1, 2008, the reimbursement percentage shall be reduced to 94 percent of 98 percent of 50 percent. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for reimbursement related to payments made by a social services district to foster care providers subject to the provisions of section 410-i of the social services law for expenses directly related to projects funded through the housing finance agency for those foster care providers which also received revised or supplemental rates from the applicable regulating agency to accommodate the housing finance agency payments or the refinancing of previously approved dormitory authority payments.

Notwithstanding section 398-a of the social services law or any other law to the contrary, such reimbursement shall be available for 98 percent of 50 percent of social services district costs, after deducting federal funds available therefor, for those social services districts' claims in excess of a social services district's foster care block grant allocation for those amounts exclusively attributable to the previously approved revised or supplemental rates; provided, however, for claims paid on or after September 1, 2008, the reimbursement percentage shall be reduced to 94 percent of 98 percent of 50 percent. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein may also be used for payments to the dormitory authority of the state of New York for advisory services including, but not limited to, site visits and review of applications, building plans and cost estimates for voluntary agency programs for which the office of children and family services establishes maximum state aid rates and for capital projects for residential institutions for children seeking financing under paragraph b of subdivision 40 of section 1680 of the public authorities law, as amended by chapter 508 of the laws of 2006 ... 6,620,000 ..... (re. $574,000)

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For services and expenses of the Amy Watkins caseworker education and training program for the provision of continuing education and training for caseworkers working in child welfare programs in local social services districts having a population of 125,000 or more, and caseworkers employed by voluntary not-for-profit community based agencies in such local social services districts. Such assistance shall be used for tuition and fees associated with job-related certificate programs, programs leading to associate, baccalaureate and masters degrees, licensure requirements and other job-related training requirements as necessary and appropriate, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 980,000 ..... (re. $92,000)

By chapter 53, section 1, of the laws of 2008, as amended by chapter 1, section 2, of the laws of 2009:

For additional services and expenses to initiate program modifications and/or to expand services including, but not limited to, demonstrated effective programs such as evidence-based initiatives for alternatives to detention for persons alleged or determined to be in need of supervision, or otherwise at risk of placement in the juvenile justice system ... 752,000 ..... (re. $752,000)

For services and expenses related to the homeless veterans outreach and supportive services program pursuant to the following sub-schedule ... 187,999 ..... (re. $187,999)

sub-schedule

National Association for Black Veterans (NABVETS)	26,857
Black Veterans for Social Justice	26,857
National Coalition for Homeless Veterans	26,857
Iraq and Afghanistan Veterans of America	26,857
Military Order of the Purple Heart	26,857
Vietnam Veterans of America	26,857
American Legion Inwood Post #581	26,857
Total of sub-schedule	187,999

By chapter 53, section 1, of the laws of 2008, as amended by chapter 53, section 1, of the laws of 2009:

For services and expenses related to reducing office of children and family services institutional placements through program modifications and/or services including, but not limited to, mental health

and substance abuse programs, demonstrated effective programs such as evidence-based initiatives to divert youth at-risk of placement with the office of children and family services and/or as alternatives to residential placements with such office. Notwithstanding any other provision of law to the contrary, the office may authorize one or more demonstration projects to co-locate respite beds for youth alleged or at risk of juvenile delinquency in a runaway and homeless youth program ... 5,091,162 ..... (re. $2,275,000)

Of the amount appropriated herein, $23,605,938 shall be available as follows, provided, however, that the amount of this appropriation available for expenditures and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008. For services and expenses related to locally operated youth development and delinquency prevention programs. No expenditure shall be made from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget.

Notwithstanding the provisions of section 420 of the executive law which would require expenditure of state aid for youth programs in a total amount greater than $23,605,938, for payment of state aid for programs pursuant to article 19-A of the executive law, for delinquency prevention and youth development. Notwithstanding the provisions of section 420 of the executive law, eligibility for state aid reimbursement for counties which do not participate in the county comprehensive planning process shall be determined as follows: the aggregate amount of state aid for recreation, youth service and similar projects to a county and municipalities within such county shall not exceed $2,750 of which no more than $1,450 may be used for recreation projects, per 1,000 youths residing in the county based on a single count of such youths as shown by the last published federal census for the county certified in the same manner as provided by section 54 of the state finance law. The office shall not reimburse any claims unless they are submitted within 12 months of the project year in which the expenditure was made.

Of the amount appropriated herein $7,775,586 shall be available as follows, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008. For services and expenses related to programs providing special delinquency prevention or other youth development services. No expenditure shall be made for such programs from this appropriation until a plan has been approved by the director of the budget and a certificate of approval allocating these funds has been issued by the director of the budget. The office shall not reimburse any claims unless they are submitted within 7 months of the project year in which the expenditure was made.

For direct contracts with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private

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not-for-profit community agencies are not available to provide such services. Moneys shall be made available to community agencies in counties outside the city of New York based on a statewide allocation formula determined by each county's eligibility for comprehensive planning funds as a proportion of the statewide total provided under paragraph a of subdivision 1 of section 420 of the executive law. Moneys made available to community agencies shall be allocated by local youth bureaus subject to final funding determinations by the commissioner of children and family services and approved by the director of the budget.

For direct contract with private not-for-profit community agencies to provide needed services for the operation of programs to prevent juvenile delinquency and promote youth development, and through an allocation to public agencies where it is documented that private not-for-profit agencies are not available to provide such services.

Notwithstanding any inconsistent provision of law, moneys shall be made available to community agencies in cities with populations greater than 275,000 and to community agencies statewide ..... 31,381,524 ..... (re. $1,886,000)

By chapter 53, section 1, of the laws of 2007:

For services for the prevention of domestic violence and expenses related thereto. Any federal funds applicable to expenditures made as a result of this appropriation may be made available to the office or its contractors ... 150,000 ..... (re. $150,000)

For the office of children and family services to contract with the office for the prevention of domestic violence to develop and implement a training program on the dynamics of domestic violence and its relationship to child abuse and neglect with particular emphasis on alternatives to out-of-home placement. Any federal funds applicable to expenditures made as a result of this appropriation may be made available to the office of children and family services or its contractors ... 135,000 ..... (re. $135,000)

By chapter 53, section 1, of the laws of 2007, as amended by chapter 53, section 1, of the laws of 2008:

For services and expenses related to the settlement house program, notwithstanding any inconsistent provision of law to the contrary, funds shall be available for the statewide settlement house program to provide a comprehensive range of services to residents of neighborhoods they serve pursuant to the following sub-schedule ..... 576,000 ..... (re. $43,000)

sub-schedule

Baden 23,061
Boys Harbor 12,079
Carver 9,496
Chinese-American 17,247
Citizens Advise Bureau 12,940
Claremont 35,691

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Community Pace/Rochester	16,929
East Side House	12,295
Educational Alliance	34,944
Queens Community	13,155
Goddard Riverside	34,902
Grand Street	29,734
Greenwich House	11,649
Hamilton Madison	17,763
Hartley House	12,079
Henry St. Settlement	33,825
Hudson Guild	13,155
Stanley Isaacs	12,079
Kingsbridge Heights	15,524
Lenox Hill Neighborhood	16,600
Lincoln Square Neigh	12,079
Mosholu Montefiore	12,079
Jacob A. Riis	12,079
Riverdale Neigh House	12,079
St. Mathew's/St. Timothy	12,079
SCAN NY	13,155
School Settlement	13,155
Southeast Bronx	49,756
Sunnyside Community	12,078
Union Settlement	13,155
United Community Ctrs	11,417
University Settlement	17,729
Total	576,000

By chapter 53, section 1, of the laws of 2007, as amended by chapter 496, section 3, of the laws of 2008:

For preventive services including but not limited to: intensive case management and related services for families with children at risk of foster care placement due to the presence of alcohol and/or substance abuse in the household; family preservation services, centers and programs; foster care diversion demonstrations; and nonprofit provider collaborations with family treatment courts, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 5,356,000 ..... (re. $681,000)

For services and expenses of certain child fatality review teams approved by the office of children and family services for the purposes of investigating and/or reviewing the death of children, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,000,000 ..... (re. $119,000)

The money hereby appropriated is to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities.

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Subject to the approval of the director of the budget, the money hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the department of family assistance, office of temporary and disability assistance and office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

The amount appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for 50 percent reimbursement after deducting any federal funds available therefor to social services districts for amounts attributable to dormitory authority billings or approved refinancing of such billings which result in local social services districts' claims in excess of a local district's foster care block grant allocation; provided, however, for claims paid on or after September 1, 2008, the reimbursement percentage shall be reduced to 94 percent of 50 percent. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein, or such other amount as may be approved by the director of the budget, shall be available for reimbursement related to payments made by a social services district to foster care providers subject to the provisions of section 410-i of the social services law for expenses directly related to projects funded through the housing finance agency for those foster care providers which also received revised or supplemental rates from the applicable regulating agency to accommodate the housing finance agency payments or the refinancing of previously approved dormitory authority payments.

Such reimbursement shall be available for 50 percent of social services district costs, after deducting federal funds available therefor, for those social services districts' claims in excess of a

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social services district's foster care block grant allocation for those amounts exclusively attributable to the previously approved revised or supplemental rates; provided, however, for claims paid on or after September 1, 2008, the reimbursement percentage shall be reduced to 94 percent of 50 percent. In addition, subject to the approval of the director of the budget, a portion of funds appropriated herein may also be used for payments to the dormitory authority of the state of New York for advisory services including, but not limited to, site visits and review of applications, building plans and cost estimates for voluntary agency programs for which the office of children and family services establishes maximum state aid rates and for capital projects for residential institutions for children seeking financing under paragraph b of subdivision 40 of section 1680 of the public authorities law, as amended by chapter 508 of the laws of 2006 ... 6,750,000 ..... (re. $332,000)

For services and expenses of the Amy Watkins caseworker education and training program for the provision of continuing education and training for caseworkers working in child welfare programs in local social services districts having a population of 125,000 or more, and caseworkers employed by voluntary not-for-profit community based agencies in such local social services districts. Such assistance shall be used for tuition and fees associated with job-related certificate programs, programs leading to associate, baccalaureate and masters degrees, licensure requirements and other job-related training requirements as necessary and appropriate, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,000,000 ..... (re. $119,000)

Notwithstanding any inconsistent provision of law, subject to an expenditure plan approved by the director of the budget, for eligible services and expenses of improving the quality of child welfare services that may include, but not be limited to, training to mandated reporters regarding the proper identification of and response to signs of child abuse and neglect, public information programs and services that advance a zero tolerance campaign of child abuse and neglect, and demonstration projects to test models for new or targeted expansion of services beyond the level currently funded by local social services districts including continuing to contract with existing providers that are performing satisfactorily, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 3,822,000 ..... (re. $207,000)

For services and expenses of family empowerment centers for the purpose of providing training and educational programs to assist children and families, at risk of entry into the child welfare system, to achieve self-sufficiency, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent

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of the amount that was undisbursed as of August 15, 2008 .....
2,964,000 ..... (re. $1,025,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Title IV-a, IV-b, IV-e Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses for the foster care and adoption assistance program, and the kinship guardianship assistance program, including related administrative expenses, and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89); provided, however, that reimbursement to social services districts for eligible expenditures for services other than the foster care and adoption assistance program, and the kinship guardianship assistance program incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other

appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ... 868,900,000 ..... (re. $538,496,000)

For additional reimbursement for services and expenses resulting from the increase in the Federal medical assistance percentage available for the foster care and adoption assistance program provided pursuant to title IV-e of the federal social security act in accordance with the requirements of the American recovery and reinvestment act of 2009 (Public Law 111-5). Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities to the extent authorized by such act.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ... 48,000,000 ..... (re. $48,000,000)

By chapter 53, section 1, of the laws of 2010:

For services and expenses for the foster care and adoption assistance program, including related administrative expenses, and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89); provided, however, that reimbursement to social services districts for eligible expenditures for services other than foster care services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of

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payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ... 868,900,000 ..... (re. $298,779,000)

For additional reimbursement for services and expenses resulting from the increase in the Federal medical assistance percentage available for the foster care and adoption assistance program provided pursuant to title IV-e of the federal social security act in accordance with the requirements of the American recovery and reinvestment act of 2009 (Public Law 111-5). Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities to the extent authorized by such act.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the depart-

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ment of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ... 48,000,000 ..... (re. $24,920,000)

By chapter 53, section 1, of the laws of 2009:

For services and expenses for the foster care and adoption assistance program, including related administrative expenses, and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89); provided, however, that reimbursement to social services districts for eligible expenditures for services other than foster care services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of

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the senate finance committee and the chairman of the assembly ways and means committee ... 868,900,000 ..... (re. $222,331,000)

By chapter 53, section 1, of the laws of 2008:

For services and expenses for the foster care and adoption assistance program, including related administrative expenses, and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89); provided, however, that reimbursement to social services districts for eligible expenditures for services other than foster care services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of

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the senate finance committee and the chairman of the assembly ways and means committee ... 868,900,000 ..... (re. $263,203,000)

By chapter 53, section 1, of the laws of 2007:

For services and expenses for the foster care and adoption assistance program, including related administrative expenses, and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89); provided, however, that reimbursement to social services districts for eligible expenditures for services other than foster care services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the department of family assistance, office of temporary and disability assistance and office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For the grant period October 1, 2006 to September 30, 2007 ..... 430,000,000 ..... (re. $214,000,000)

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For the grant period October 1, 2007 to September 30, 2008 .....
438,900,000 ..... (re. $90,000,000)

By chapter 53, section 1, of the laws of 2006:
For services and expenses for the foster care and adoption assistance program, including related administrative expenses and for services and expenses for child welfare and family preservation and family support services provided pursuant to title IV-a, subparts 1 and 2 of title IV-b and title IV-e of the federal social security act including the federal share of costs incurred implementing the federal adoption and safe families act of 1997 (P.L. 105-89).
Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the department of family assistance, office of temporary and disability assistance and office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.
For the grant period October 1, 2006 to September 30, 2007 .....
438,900,000 ..... (re. $50,000,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Social Services Block Grant Account

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By chapter 53, section 1, of the laws of 2011:

For services and expenses for supportive social services provided pursuant to title XX of the federal social security act. Notwithstanding any other provision of law, the moneys hereby appropriated shall be apportioned by the office of children and family services to local social services districts, to reimburse local district expenditures for supportive services and training subject to the approval of the director of the budget; provided, however, that reimbursement to social services districts for eligible expenditures for services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any other provision of law, of the funds available herein, including any funds transferred from the temporary assistance to needy families block grant to the title XX block grant, $66,000,000 shall be allocated to social services districts, solely for reimbursement of expenditures for the provision and administration of adult protective services, residential services for victims of domestic violence who are determined to be ineligible for public assistance during the time the victims were residing in residential programs for victims of domestic violence, and nonresidential services for victims of domestic violence, pursuant to an allocation plan developed by the office and submitted for approval by the division of the budget no later than 60 days following enactment of this chapter, based on each district's claims for such costs and any other factors as identified in the allocation plan, adjusted by applicable cost allocation methodology and net of any retroactive payments for the 12 month period ending June 30, 2010 that are submitted on or before January 3, 2011; provided, however, that if the office determines that the total amount of a social services district's claims for such services which could be reimbursed from these funds is less than the amount allocated to the district for such claims, the office may, subject to approval by the director of the budget, reallocate the unused funds to other social services districts with eligible claims that exceed their allocation.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

The funds hereby appropriated are to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other

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appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state comptroller or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 150,000,000 ..... (re. $53,193,000)

For services and expenses of grants made available under subtitle H of title XX of the federal social security act in accordance with the elder justice act of 2009 ... 12,000,000 ..... (re. $12,000,000)

By chapter 110, section 15, of the laws of 2010:

For services and expenses for supportive social services provided pursuant to title XX of the federal social security act. Notwithstanding any other provision of law, the moneys hereby appropriated shall be apportioned by the office of children and family services to local social services districts, to reimburse local district expenditures for supportive services and training subject to the approval of the director of the budget; provided, however, that reimbursement to social services districts for eligible expenditures for services incurred during a particular federal fiscal year will be limited to expenditures claimed by March 31 of the following year.

Notwithstanding any other provision of law, of the funds available herein, including any funds transferred from the temporary assistance to needy families block grant to the title XX block grant, $66,000,000 shall be allocated to social services districts, solely for reimbursement of expenditures for the provision and administration of adult protective services, residential services for victims of domestic violence who are determined to be ineligible for public assistance during the time the victims were residing in residential programs for victims of domestic violence, and nonresidential services for victims of domestic violence, pursuant to an allocation plan developed by the office and submitted for approval by the division of the budget no later than 60 days following enactment of this chapter, based on each district's claims for such costs and

any other factors as identified in the allocation plan, adjusted by applicable cost allocation methodology and net of any retroactive payments for the 12 month period ending June 30, 2009 that are submitted on or before January 4, 2010; provided, however, that if the office determines that the total amount of a social services district's claims for such services which could be reimbursed from these funds is less than the amount allocated to the district for such claims, the office may, subject to approval by the director of the budget, authorize the district to use these funds for other allowable claims; provided further, however, that if the total amount of a social services district's allowable claims is less than the amount allocated to the district for such claims, the office may reallocate the unused funds to other social services districts with eligible claims that exceed their allocation.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

The funds hereby appropriated are to be available for payment of state aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds hereby appropriated shall be available to the office net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation within the office of children and family services and/or the office of temporary and disability assistance and/or suballocated to the office of temporary and disability assistance for the purpose of paying local social services districts' costs of the above program and may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services general fund - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state comptroller or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services

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district's share of payments made pursuant to section 367-b of the social services law ... 150,000,000 ..... (re. $47,056,000)

Special Revenue Fund - Other
Combined Gifts, Grants and Bequests Fund
Children and Family Trust Fund

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to the administration and implementation of contracts for prevention and support service programs for victims of family violence under the William B. Hoyt memorial children and family trust fund pursuant to article 10-A of the social services law. Funds appropriated to the children and family trust fund shall be available for expenditure for such services and expenses herein ... 3,459,000 ..... (re. $3,459,000)

By chapter 53, section 1, of the laws of 2010:
For services and expenses related to the administration and implementation of contracts for prevention and support service programs for victims of family violence under the William B. Hoyt memorial children and family trust fund pursuant to article 10-A of the social services law. Funds appropriated to the children and family trust fund shall be available for expenditure for such services and expenses herein ... 3,459,000 ..... (re. $3,459,000)

By chapter 53, section 1, of the laws of 2009:
For services and expenses related to the administration and implementation of contracts for prevention and support services for victims of family violence under the William B. Hoyt memorial children and family trust fund pursuant to article 10-A of the social services law. Funds appropriated to the children and family trust fund shall be available for expenditure for such services and expenses herein ... 3,459,000 ..... (re. $3,459,000)

By chapter 53, section 1, of the laws of 2008:
For services and expenses related to the administration and implementation of contracts for prevention and support service programs for victims of family violence under the William B. Hoyt memorial children and family trust fund pursuant to article 10-A of the social services law. Funds appropriated to the children and family trust fund shall be available for expenditure for such services and expenses herein ... 3,459,000 ..... (re. $473,000)

TRAINING AND DEVELOPMENT PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
[Federal Health and Human Services Fund]
LOCAL DISTRICT TRAINING Account

By chapter 53, section 1, of the laws of 2011:

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For reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d and title XIX of the federal social security act or their successor titles and programs.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation and/or suballocated to any other agency for the purpose of paying local social services district cost, or may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee .....
19,219,000 ..... (re. $19,219,000)

[Special Revenue Funds - Federal
Federal Health and Human Services Fund
Local District Training]

By chapter 53, section 1, of the laws of 2010:
For reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d and title XIX of the federal social security act or their successor titles and programs.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation and/or suballocated to any other agency for the purpose of paying local social services district cost, or may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof

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with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ..... 19,219,000 ..... (re. $19,219,000)

By chapter 53, section 1, of the laws of 2009:
For reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d and title XIX of the federal social security act or their successor titles and programs.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation and/or suballocated to any other agency for the purpose of paying local social services district cost, or may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee ..... 19,219,000 ..... (re. $14,219,000)

By chapter 53, section 1, of the laws of 2008:
For reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d and title XIX of the federal social security act or their successor titles and programs.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be transferred to any other appropriation and/or suballocated to any other agency for the purpose of paying local social services district cost, or may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such

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approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee .....
19,219,000 ..... (re. $13,649,000)

By chapter 53, section 1, of the laws of 2007:
For reimbursement to local social services districts for training expenses associated with title IV-a, title IV-e, title IV-d and title XIX of the federal social security act or their successor titles and programs.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation or with any other item or items within the amounts appropriated within the department of family assistance, office of temporary and disability assistance and office of children and family services federal funds - local assistance account with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.
For the grant period October 1, 2006 to September 30, 2007 .....
9,609,500 ..... (re. $4,927,000)
For the grant period October 1, 2007 to September 30, 2008 .....
9,609,500 ..... (re. $2,000,000)

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For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	1,457,155,000	303,503,000
Special Revenue Funds - Federal	3,734,167,000	3,430,649,300
Special Revenue Funds - Other	19,900,000	0
Fiduciary Funds	10,000,000	0
All Funds	5,221,222,000	3,734,152,300

SCHEDULE

CHILD WELL BEING PROGRAM 140,000,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Child Support Account

For reimbursement of local administrative expenses for child support and establishment of paternity pursuant to title IV-D of the federal social security act. Notwithstanding paragraph 1 of section 111-d and section 153 of the social services law or any other inconsistent provision of law, such reimbursement shall constitute total reimbursement for activities funded herein in state fiscal year 2012-2013. Notwithstanding section 111-e of the social services law or any other provision of law, social services districts shall retain the non-federal share of any support collections otherwise payable as reimbursement to the state.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance

account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, amounts appropriated herein received pursuant to section 391 of the federal personal responsibility and work opportunity reconciliation act of 1996 may be used without state or local financial participation to provide grants or enter into contracts with courts, local public agencies, or nonprofit private entities consistent with federal law and requirements. Such grants and/or contracts shall be made based on the results of a competitive procurement.

Funds appropriated herein may be used for a federally approved research and demonstration project for improved custodial cooperation. Notwithstanding any inconsistent provision of law, these funds shall be available without local financial participation 140,000,000

EMPLOYMENT AND ECONOMIC SUPPORT PROGRAM 4,938,126,000

General Fund
Local Assistance Account

For state reimbursement of the safety net assistance program as established pursuant to chapter 436 of the laws of 1997.

Notwithstanding section 153 of the social services law or any other inconsistent provision of law, funds appropriated herein shall reimburse 29 percent of safety net assistance expenditures, including the cost of providing shelter supplements for safety net assistance households at local option in order to prevent eviction and address homelessness in accordance with social services district plans approved by the office of temporary and disability assistance and the director of the budget, provided, however, that in social services

districts with a population over five million no shelter supplements other than those to prevent eviction shall be reimbursed, and further provided that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law. Funds appropriated herein shall also reimburse 29 percent of safety net assistance expenditures for emergency shelter, transportation, or nutrition payments which the district determines are necessary to establish or maintain independent living arrangements among persons who have been medically diagnosed as having acquired immunodeficiency syndrome (AIDS) or HIV-related illness and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance, net of disallowances, refunds, reimbursements, and credits, including those related to title IV-E of the social security act; and including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance general fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

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Social services districts shall be required to report to the office of temporary and disability assistance on an annual basis, information, as determined and requested by the office, related to services and expenditures for which reimbursement is sought for providing temporary housing assistance to homeless individuals and families. Such information shall be submitted electronically to the extent feasible as determined by the office, and shall be used to evaluate expenditures by such social services districts for the provision of temporary housing assistance for homeless individuals and families.

Notwithstanding paragraph (a-3) of subdivision 2 and paragraph (a-3) of subdivision 3 of section 131-a of the social services law, or any other inconsistent provision of law, in determining eligibility for public assistance and in determining maximum monthly grants and allowances for those persons and families determined eligible by the application of such standard of monthly need, less any available income or resources which are not required to be disregarded by provisions of law, the following schedule shall be used for all social services districts and for all categories of assistance for the period beginning July 1, 2012 through June 30, 2013: $150 for a household of one person; $239 for a household of two persons; $317 for a household of three persons; $409 for a household of four persons; $505 for a household of five persons; and $583 for a household of six persons. For each additional person in the household, there shall be added an additional amount of $80 monthly.

Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible claims incurred on or after January 1, 2012 and before January 1, 2013, that are otherwise reimbursable by the state on or after April 1, 2012, that are claimed by March 1, 2013. Such reimbursement shall constitute total state reimbursement for

activities funded herein in state fiscal year 2012-2013 565,000,000

For expenditures for additional state payments for eligible aged, blind, and disabled persons related to supplemental security income and for expenditures made pursuant to title 8 of article 5 of the social services law. Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance general fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee 772,900,000

For services and expenses of a program, pursuant to section 35 of the social services law, providing legal representation of individuals whose federal disability benefits have been denied or may be discontinued. The commissioner shall reduce reimbursement otherwise payable to social services districts to ensure that social services districts shall financially participate in additional legal representation expenditures made pursuant to this provision. Such reduction in local reimbursement shall be allocated among districts by the commissioner based on the cost of, and number of district residents served by, each legal assistance program, or by such alternative cost allocation procedure deemed appropriate by the commissioner after consultation with social services officials 2,380,000

For services to support human immunodeficiency virus specific welfare-to-work programs. Components of each such program shall include, but not be limited to, on-the-job training and employment. Each such program shall guarantee that individuals completing the program obtain full-time employment with health insurance coverage. The office of temporary and disability assistance, in conjunction with

the AIDS institute of the department of health, shall select the organizations to operate such programs through a competitive bid process 1,161,000

For grants to community based organizations for nutrition outreach in areas where a significant percentage or number of those potentially eligible for food assistance programs are not participating in such programs.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement 3,018,000

For services and expenses incurred by local social services districts in relation to the administrative cap waiver requests submitted to the office of temporary and disability assistance for exempt area plans submitted for calendar years through 2003. Such payments shall be made until March 31, 2017 at which time this appropriation will be used for services and expenses incurred by local social services districts in relation to the adult shelter cap. Such payments shall be made until March 31, 2042 at which time both the administrative cap waiver and adult shelter cap liabilities will be deemed fully reimbursed 2,000,000

For the operation of an automated finger imaging system; the operation of an electronic benefit transfer system; and the production of common benefit identification cards. Notwithstanding section 153 of the social services law or any other inconsistent provision of law, the department shall reduce reimbursement otherwise payable to social services districts to recover 50 percent of the non-federal

share of costs incurred by the department for these purposes 10,000,000

Program account subtotal 1,356,459,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Temporary Assistance for Needy Families Account

For reimbursement of the cost of the family assistance and the emergency assistance to families programs. Notwithstanding section 153 of the social services law or any inconsistent provision of law, funds appropriated herein shall be provided without state or local participation and shall include the cost of providing shelter supplements for family assistance households at local option in order to prevent eviction and address homelessness in accordance with social services district plans approved by the office of temporary and disability assistance and the director of the budget, provided, however, that in social services districts with a population over five million no shelter supplements other than those to prevent eviction shall be reimbursed, and further provided that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law. Funds appropriated herein shall also reimburse for family assistance expenditures for emergency shelter, transportation, or nutrition payments which the district determines are necessary to establish or maintain independent living arrangements among persons who have been medically diagnosed as having acquired immunodeficiency syndrome (AIDS) or HIV-related illness and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs.

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Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Social services districts shall be required to report to the office of temporary and disability assistance on an annual basis, information, as determined and requested by the office, related to services and expenditures for which reimbursement is sought for providing temporary housing assistance to homeless individuals and families. Such information shall be submitted electronically to the extent feasible as determined by the office, and shall be used to evaluate expenditures by such social services districts for the provision of temporary housing assistance for homeless individuals and families.

Notwithstanding paragraph (a-3) of subdivision 2 and paragraph (a-3) of subdivision 3 of section 131-a of the social services law, or any other inconsistent provision of law, in determining eligibility for public assistance and determining maximum monthly grants and allowances for those persons and families determined eligible by the application of such standard of monthly need, less any available income or resources which are not required to be disregarded by provisions of law, the

following schedule shall be used for all social services districts and for all categories of assistance for the period beginning July 1, 2012 through June 30, 2013: $150 for a household of one person; $239 for a household of two persons; $317 for a household of three persons; $409 for a household of four persons; $505 for a household of five persons; and $583 for a household of six persons. For each additional person in the household, there shall be added an additional amount of $80 monthly.

Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible claims incurred on or after January 1, 2012 and before January 1, 2013, that are otherwise reimbursable by the state on or after April 1, 2012, that are claimed by March 1, 2013. Such reimbursement shall constitute total federal reimbursement for activities funded herein in state fiscal year 2012-2013 1,320,000,000

For expenses associated with the operation of the statewide electronic benefit transfer (EBT) system; the common benefit identification card (CBIC); and the automated finger imaging system (AFIS) 3,000,000

The following remaining appropriations within the office of temporary and disability assistance federal health and human services fund temporary assistance for needy families account shall be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Notwithstanding any inconsistent provision of law, such funds may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance or office of children and family services federal fund - local assistance account with the approval of the director of the budget. Such funds shall be provided without state or local participation for services to eligible individuals under the state plan for the temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty

level or who are otherwise eligible under such plan, provided that such services to eligible persons not in receipt of public assistance shall not constitute "assistance" under applicable federal regulations and no more than 15 percent of the funds made available herein may be used for administration, provided further that the director of the budget does not determine that such use of funds can be expected to have the effect of increasing qualified state expenditures under paragraph 7 of subdivision (a) of section 409 of the federal social security act above the minimum applicable federal maintenance of effort requirement:

For transfer to the credit of the office of children and family services federal health and human services fund, state operations or federal health and human services fund, local assistance, federal day care account for additional reimbursement to social services districts for child care assistance provided pursuant to title 5-C of article 6 of the social services law. The funds shall be apportioned among the social services districts by the office according to an allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. The funds allocated to a district under this appropriation in addition to any state block grant funds allocated to the district for child care services and any funds the district requests the office of temporary and disability assistance to transfer from the district's flexible fund for family services allocation to the federal day care account shall constitute the district's entire block grant allocation for a particular federal fiscal year, which shall be available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Notwithstanding any other provision of law, any claims for child care assistance made by a social services district for expenditures made during a

particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provision in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets its maintenance of effort requirement in each applicable federal fiscal year. Prior to transfer of funds appropriated herein, the commissioner of the office of children and family services shall consult with the commissioner of the office of temporary and disability assistance to determine the availability of such funding and to request that the commissioner of the office of temporary and disability assistance takes necessary steps to notify the department of health and human services of the transfer of funding 299,667,000

For allocation to local social services districts for the flexible fund for family services. Funds shall, without state or local participation, be allocated to local social services districts in accordance with a methodology to be developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget. Such amounts allocated to local social services districts shall hereinafter be referred to as the flexible fund for family services and shall be used for eligible services to eligible individuals under the State plan for the federal temporary assistance for needy families block grant.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities and, notwithstanding section 153 of the social services law and any inconsistent provision of law, shall constitute the full amount of federal temporary assistance for needy families funds to be paid on account of activities funded in whole or in part hereunder and the full amount of state reimbursement to be paid on account of local district administrative claims. District allocations from the flexible fund for family services may be spent only pursuant to plans of expenditure, developed by each social services district and the local governing body and approved by the office of temporary and disability assistance, the office of children and family services, and the director of the budget. Such allocation shall be available for reimbursement through March 31, 2015; provided, however, that reimbursement for child welfare services other than foster care services shall be available for eligible expenditures incurred on or after October 1, 2011 and before October 1, 2012 that are otherwise reimbursable by the state on or after April 1, 2012 and that are claimed by March 31, 2013.

Notwithstanding any inconsistent provision of law, the amounts so appropriated for allocation to local social services districts, may be used, without state or local financial participation, by social services districts with a population in excess of two million persons for such district's first eligible expenditures that occurred on or after October 1, 2011, or, subject to the approval of the director of the budget, during any other period beginning on or after January 1, 1997, for tuition costs for foster care children who are eligible for emergency assistance for families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995; provided that the funds appropriated herein may not be used to reimburse local-

ities for costs disallowed under title IV-E of the social security act. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Such funds may also be used, without state or local participation, for care, maintenance, supervision, and tuition for juvenile delinquents and persons in need of supervision who are placed in residential programs operated by authorized agencies and who are eligible for emergency assistance to families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Unless otherwise approved by the commissioner of the office of children and family services with the approval of the director of the budget, these funds may be used only for eligible expenditures made from October 1, 2011 through September 30, 2012. Notwithstanding any inconsistent provision of law, the funds so appropriated may not be used to reimburse localities for costs disallowed under title IV-E of the social security act.

Notwithstanding any inconsistent provision of law, a social services district may request that the office of temporary and disability assistance retain and transfer a portion of the district's allocation of these funds to the credit of the office of children and family services federal health and human services fund, local assistance, title XX social services block grant for use by the district for eligible title XX services and/or to the credit of the office of children and family services federal health and human services fund, local assistance, federal day care account for use by the district for eligible child care expenditures under the state block grant for child care, within the percentages established by the state in accordance with the federal social security act and related federal regulations. Any funds transferred at a district's request to the

title XX social services block grant shall be used by the district for eligible title XX social services provided in accordance with the provisions of the federal social security act and the social services law to children or their families whose income is less than 200 percent of the federal poverty level applicable to the family size involved. Any funds transferred at a district's request to the office of children and family services federal health and human services fund, local assistance, federal day care account shall be made available to the district for use for eligible child care expenditures in accordance with the applicable provisions of federal law and regulations relating to federal funds included in the state block grant for child care and in accordance with applicable state law and regulations of the office of children and family services. Notwithstanding any other provision of law, any claims made by a social services district for expenditures made for child care during a particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant for child care for that federal fiscal year. Each social services district must certify to the office of children and family services and the office of temporary and disability assistance, within 90 days of enactment of the budget but before August 15, 2012, the amount of funds it wishes to have transferred under this provision.

Notwithstanding any other provision of law, the amount of the funds that each district expends on child welfare services from its flexible fund for family services funds and any flexible fund for family services funds transferred at the district's request to the title XX social services block grant must, to the extent that families are eligible therefore, be equal to or greater than the district's portion of the $342,322,341 statewide child welfare threshold amount, which shall be estab-

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lished pursuant to a formula developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget.

Notwithstanding any other provision of law including the state finance law and any local procurement law, at the request of a social services district and with the approval of the director of the budget, a portion of the funds appropriated herein may be retained by the office of temporary and disability assistance for any services eligible for funding under the flexible fund for family services for which the applicable state agency has a contractual relationship 964,000,000

Program account subtotal 2,586,667,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Home Energy Assistance Program Account

Notwithstanding section 97 of the social services law, funds appropriated herein shall be available for services and expenses, including payments to public and private agencies and individuals for the low income home energy assistance program provided pursuant to the low income energy assistance act of 1981. Funds appropriated herein, subject to the approval of the director of the budget, may be transferred or suballocated to other state agencies for services and expenses related to the low income home energy assistance program.

Notwithstanding any inconsistent provision of the law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee 600,000,000

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Program account subtotal	600,000,000

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal Food and Nutrition Services Account

For reimbursement to social services districts for administrative expenditures associated with the food stamp program, and for reimbursement to the United States department of agriculture for food stamp recoveries. Such reimbursement shall constitute total state reimbursement for local district administrative claims.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits including but not limited to additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, funds appropriated herein may be used for reimbursement of food stamp employment and training expenditures and shall be made available to social services districts or may be set aside, transferred or suballocated to other state agencies for state administered programs for the provision of services to food stamp recipients and applicants in accordance with a plan developed by the office of temporary

and disability assistance and approved by the director of the budget. Funds appropriated herein may be used to fund the cost of child care services provided to eligible food stamp employment and training participants subject to a plan approved by the office of temporary and disability assistance, the office of children and family services and the director of the budget only to the extent that the office of children and family services and the director of the budget determine that the use of such funds will not jeopardize the state's ability to receive the state's entire allotment of federal child care development funds and child care funds available under title IV-A of the social security act. Any child care funded through the food stamp employment and training program must be provided in a manner consistent with the federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services for such block grant. Districts shall submit claims and other reports regarding the use of the food stamp employment and training program funds for child care services at such times and in such manner and format as required by the department of family assistance.

Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein may be made available to the department of health, in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, consistent with federal law, regulations or waivers for expenses related to nutrition education programs.

Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein may be made available to community based organizations in accordance with chapter 820 of the laws of 1987 .. 375,000,000

Program account subtotal 375,000,000

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
Donated Funds Account

For services and expenses related to agency programs and paid from funds donated to the agency from private foundations, corporations and individuals or from other sources 10,000,000

Program account subtotal 10,000,000

Fiduciary Funds
Miscellaneous New York State Agency Fund
Special Offset Fiduciary Account

For direct payment or transfer to other funds, as approved by the director of the budget as restitution to the federal, state or local governments of funds recovered from public assistance recipients or former recipients pursuant to chapter 81 of the laws of 1995 or the federal social security act including but not limited to lottery winnings or prizes and federal and state tax refunds 10,000,000

Program account subtotal 10,000,000

SPECIALIZED SERVICES PROGRAM 143,096,000

General Fund
Local Assistance Account

Funds appropriated herein shall be used to reimburse New York city expenditures for adult shelters. Notwithstanding section 153 of the social services law or any other inconsistent provision of law, such funds shall be available for eligible claims incurred on or after January 1, 2012 and before January 1, 2013 that are otherwise reimbursable by the state on or after April 1, 2012 and that are claimed by March 31, 2013. Such reimbursement shall constitute total state reimbursement for activities funded herein in state fiscal year 2012-13, and shall include

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reimbursement for costs associated with a court mandated plan to improve shelter conditions for medically frail persons and additional costs incurred as part of a plan to reduce over-crowding in congregate shelters. New York city shall be required to report to the office of temporary and disability assistance on an annual basis, information, as determined and requested by the office, related to services and expenditures for which reimbursement is sought for providing temporary housing assistance to homeless individuals and families. Such information shall be submitted electronically to the extent feasible as determined by the office, and shall be used to evaluate expenditures for the provision of temporary housing assistance for homeless individuals and families 69,018,000

Funds appropriated herein shall be used to reimburse those expenditures made by local social services districts outside the city of New York for adult shelters and public homes. Notwithstanding section 153 of the social services law or any other inconsistent provision of law, such funds shall be available for eligible claims incurred on or after January 1, 2012, and before January 1, 2013, that are otherwise reimbursable by the state on or after April 1, 2012. Such reimbursement shall constitute total state reimbursement for activities funded herein in state fiscal year 2012-13 ... 4,000,000

For services and expenses related to homeless housing and preventive services programs including but not limited to the New York state supportive housing program, the solutions to end homelessness program and the operational support for AIDS housing program. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the office of temporary and disability assistance in such detail as required by the director of the budget 27,281,000

For services related to the human trafficking program as established pursuant to chapter 74 of the laws of 2007 397,000

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Program account subtotal 100,696,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Refugee Resettlement Account

For services related to refugee programs including but not limited to the Cuban-Haitian and refugee resettlement program and the Cuban-Haitian and refugee targeted assistance program provided pursuant to the federal refugee assistance act of 1980 as amended.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, funds appropriated herein, subject to the approval of the director of the budget and in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, may be transferred or suballocated to the department of health for services and expenses related to the refugee resettlement health assessment program.
Notwithstanding any inconsistent provision of law, and subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased through transfer or interchange with any other federal appropriation within the office of temporary and disability assistance 25,000,000

Program account subtotal 25,000,000

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Special Revenue Funds - Federal
Federal Operating Grant Fund
Homeless Housing Account

For services related to federal homeless and other federal support services grants. Subject to the approval of the director of the budget, the amount appropriated herein may be made available to other state agencies through transfer or suballocation for services and expenses related to federal homeless and other federal support services grants. The director of the budget is hereby authorized to transfer or suballocate appropriation authority contained herein to any other fund in which federal homeless and other federal support services grants are actually received 7,500,000

Program account subtotal 7,500,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Family and Adult Shelter Sanction Account

For payment of family and adult shelter reimbursement previously withheld by the commissioner due to violations of office regulations governing operation of such shelters. Such payments shall only be made after remediation or correction of such violations, pursuant to a protocol establishing terms and conditions of such withholdings and payments between the commissioner of temporary and disability assistance, the director of the budget, and appropriate representatives of the affected social services district or local government. No expenditure may be made from this account for any other purpose. No expenditure may be made from this account without approval of the director of the budget 9,900,000

Program account subtotal 9,900,000

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CHILD WELL BEING PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Child Support Account

By chapter 53, section 1, of the laws of 2011:
For reimbursement of local administrative expenses for child support and establishment of paternity pursuant to title IV-D of the federal social security act.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.
Notwithstanding any inconsistent provision of law, amounts appropriated herein received pursuant to section 391 of the federal personal responsibility and work opportunity reconciliation act of 1996 may be used without state or local financial participation to provide grants or enter into contracts with courts, local public agencies, or nonprofit private entities consistent with federal law and requirements. Such grants and/or contracts shall be made based on the results of a competitive procurement. A portion of the funds appropriated herein, subject to the approval of the director of the budget, and without local financial participation, may be used as the federal match for the child support revenue account and for contracts with public or private organizations for additional services designed to strengthen child support enforcement activities including but not necessarily limited to services to noncustodial parents; in-state bank match services; a paternity media campaign; a medical support unit; and remediation of hard-to-collect cases.
Funds appropriated herein may be used for a federally approved research and demonstration project for improved custodial cooperation. Notwithstanding any inconsistent provision of law, these funds shall be available without local financial participation ..... 110,000,000 ..... (re. $70,399,000)

By chapter 53, section 1, of the laws of 2010:
For reimbursement of local administrative expenses for child support and establishment of paternity pursuant to title IV-D of the federal social security act and, pursuant to chapter 502 of the laws of 1990, chapter 81 of the laws of 1995, and subject to the approval of

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the director of the budget, expenditures for the development and operation of a centralized support collection unit.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities, for banking services contractor costs for central collections, consistent with approved contracts, where earnings on account deposits are insufficient to cover approved fees and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department of family assistance net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, amounts appropriated herein received pursuant to section 391 of the federal personal responsibility and work opportunity reconciliation act of 1996 may be used without state or local financial participation to provide grants or enter into contracts with courts, local public agencies, or nonprofit private entities consistent with federal law and requirements. Such grants and/or contracts shall be made based on the results of a competitive procurement. A portion of the funds appropriated herein, subject to the approval of the director of the budget, and without local financial participation, may be used as the federal match for the child support revenue account and for contracts with public or private organizations for additional services designed to strengthen child support enforcement activities including but not necessarily limited to services to noncustodial

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parents; in-state bank match services; a paternity media campaign; a medical support unit; and remediation of hard-to-collect cases.

Funds appropriated herein received for a federally approved research and demonstration project for improved custodial cooperation may be used by the office for services and expenses including but not limited to contractual services. Notwithstanding any inconsistent provision of law, these funds shall be available without local financial participation. Up to $94,000 of the grant received pursuant to section 391 of the federal personal responsibility and work opportunity reconciliation act of 1996 and 10 percent of grants received for a demonstration for improved custodial cooperation as matched by general fund appropriations, may be transferred to the state operations account, subject to the approval of the director of the budget, for costs associated with administering those grants ... 129,200,000 ..... (re. $7,389,000)

By chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:

For reimbursement of administrative expenses for child support and establishment of paternity pursuant to title IV-D of the social security act, and for expenditures within the office of temporary and disability assistance related to the direct support of social services districts, consistent with the purposes and rules established in the American Recovery and Reinvestment Act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities to the extent authorized by such act.

Notwithstanding any inconsistent provision of law, and subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased through transfer or interchange with any other federal appropriation within the office of temporary and disability assistance ... 70,000,000 ..... (re. $39,100,000)

By chapter 53, section 1, of the laws of 2009:

For reimbursement of local administrative expenses for child support and establishment of paternity pursuant to title IV-D of the federal social security act and, pursuant to chapter 502 of the laws of 1990, chapter 81 of the laws of 1995, and subject to the approval of the director of the budget, expenditures for the development and operation of a centralized support collection unit.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in

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order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities, for banking services contractor costs for central collections, consistent with approved contracts, where earnings on account deposits are insufficient to cover approved fees and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department of family assistance net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, amounts appropriated herein received pursuant to section 391 of the federal personal responsibility and work opportunity reconciliation act of 1996 may be used without state or local financial participation to provide grants or enter into contracts with courts, local public agencies, or nonprofit private entities consistent with federal law and requirements. Such grants and/or contracts shall be made based on the results of a competitive procurement. A portion of the funds appropriated herein, subject to the approval of the director of the budget, and without local financial participation, may be used as the federal match for the child support revenue account and for contracts with public or private organizations for additional services designed to strengthen child support enforcement activities including but not necessarily limited to services to noncustodial parents; in-state bank match services; a paternity media campaign; a medical support unit; and remediation of hard-to-collect cases.

Funds appropriated herein received for a federally approved research and demonstration project for improved custodial cooperation may be used by the office for services and expenses including but not limited to contractual services. Notwithstanding any inconsistent provision of law, these funds shall be available without local financial participation. Up to $94,000 of the grant received pursuant to section 391 of the federal personal responsibility and work opportunity reconciliation act of 1996 and 10 percent of grants received for a demonstration for improved custodial cooperation as matched by general fund appropriations, may be transferred to the

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state operations account, subject to the approval of the director of the budget, for costs associated with administering those grants ... 128,000,000 ..... (re. $59,000)

EMPLOYMENT AND ECONOMIC SUPPORT PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of a program, pursuant to section 35 of the social services law, providing legal representation of individuals whose federal disability benefits have been denied or may be discontinued. The commissioner shall reduce reimbursement otherwise payable to social services districts to ensure that social services districts shall financially participate in additional legal representation expenditures made pursuant to this provision. Such reduction in local reimbursement shall be allocated among districts by the commissioner based on the cost of, and number of district residents served by, each legal assistance program, or by such alternative cost allocation procedure deemed appropriate by the commissioner after consultation with social services officials ..... 2,380,000 ..... (re. $2,008,000)
For services to support human immunodeficiency virus specific welfare-to-work programs. Components of each such program shall include, but not be limited to, on-the-job training and employment. Each such program shall guarantee that individuals completing the program obtain full-time employment with health insurance coverage. The office of temporary and disability assistance, in conjunction with the AIDS institute of the department of health, shall select the organizations to operate such programs through a competitive bid process ... 1,161,000 ..... (re. $1,161,000)

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
For state reimbursement of the safety net assistance program as established pursuant to chapter 436 of the laws of 1997.
Notwithstanding section 153 of the social services law or any other inconsistent provision of law, funds appropriated herein shall reimburse 29 percent of safety net assistance expenditures, including the cost of providing shelter supplements for safety net assistance households at local option in order to prevent eviction and address homelessness in accordance with social services district plans approved by the office of temporary and disability assistance and the director of the budget, provided, however, that in social services districts with a population over five million no shelter supplements other than those to prevent eviction shall be reimbursed, and further provided that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law. Funds appropriated herein shall also reimburse 29 percent of safety net assistance expenditures for emergency shelter,

transportation, or nutrition payments which the district determines are necessary to establish or maintain independent living arrangements among persons who have been medically diagnosed as having acquired immunodeficiency syndrome (AIDS) or HIV-related illness and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance, net of disallowances, refunds, reimbursements, and credits, including those related to title IV-E of the social security act and to the state share of child support collections for persons in receipt of public assistance; and including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance general fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Social services districts shall be required to report to the office of temporary and disability assistance on an annual basis, information, as determined and requested by the office, related to services and expenditures for which reimbursement is sought for providing temporary housing assistance to homeless individuals and families. Such information shall be submitted electronically to the extent feasible as determined by the office, and shall be used to evaluate expenditures by such social services districts for the provision of temporary housing assistance for homeless individuals and families.

Notwithstanding paragraph (a) of subdivision 2 and paragraph (a) of subdivision 3 of section 131-a of the social services law, or any other inconsistent provision of law, in determining eligibility for public assistance and in determining maximum monthly grants and allowances for those persons and families determined eligible by the application of such standard of monthly need, less any available income or resources which are not required to be disregarded by provisions of law, the following schedule shall be used for all social services districts and for all categories of assistance for the period beginning July 1, 2010 through June 30, 2012: $141 for a household of one person; $225 for a household of two persons; $300 for a household of three persons; $386 for a household of four persons; $477 for a household of five persons; and $551 for a household of six persons. For each additional person in the household, there shall be added an additional amount of $75 monthly.

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Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible claims incurred on or after January 1, 2011 and before January 1, 2012, that are otherwise reimbursable by the state on or after April 1, 2011, that are claimed by March 1, 2012. Such reimbursement shall constitute total state reimbursement for activities funded herein in state fiscal year 2011-2012 ..... [401,400,000] 551,400,000 ..... (re. $241,146,000)

By chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 1, of the laws of 2011:

For services and expenses, notwithstanding any inconsistent provision of law, and without state or local financial participation, of the career pathways program for not-for-profit, community-based organizations providing coordinated, comprehensive employment services beyond the level currently funded by local social services districts to eligible individuals and families. Such funds are to be made available to establish a career pathways program to link education and occupational training to subsequent employment through a continuum of educational programs and integrated support services to enable participants, including disconnected young adults, ages sixteen to twenty-four, to advance over time both to higher levels of education and to higher wage jobs in targeted occupational sectors. With funds appropriated herein, the office of temporary and disability assistance in consultation with the department of labor shall establish the career pathways program and provide technical support, as needed, to provide education, training, and job placement for low-income individuals, age sixteen and older. Preference shall be given to eighteen to twenty-four year olds who are unemployed or underemployed, in areas of the state with demonstrated labor market needs and unemployment rates that are greater than the appropriate or comparative rate of employment for the region, and to persons in receipt of family assistance and/or safety net assistance. Of the amounts appropriated, at least sixty percent shall be available for services to eighteen to twenty-four year olds, with remaining funds available to recipients of family assistance and/or safety net assistance, without age restrictions, and sixteen to seventeen year old self-supporting individuals who are heads of household. The office of temporary and disability assistance in consultation with the department of labor shall develop a request for proposals and shall receive, review, and assess applications. In selecting proposals, the office of temporary and disability assistance and the department of labor shall give preference to programs that demonstrate community-based collaborations with education and training providers and employers in the region. Such education and training providers may include, but not be limited to general equivalency diplomas programs, community colleges, junior colleges, business and trade schools, vocational institutions, and institutions with baccalaureate degree-granting programs; programs that provide for a career path or career paths, as supported by identified local employment needs; programs that provide employment services, includ-

ing but not limited to, post-secondary training designed to meet the needs of employers in the local labor market, or catchment area; programs that include education and training components, such as remedial education, individual training plans, pre-employment training, workplace basic skills, and literacy skills training. Such education and training must include institutions, industry associations, or other credentialing bodies for the purpose of providing participants with certificates, diplomas, or degrees; projects that provide comprehensive student support services, including but not limited to tutoring, mentoring, child care, after school program access, transportation, and case management, as part of the individual training plan. Preference shall be given to proposals that include not-for-profit collaborations with education, training, or employer stakeholders in the region; programs which leverage additional community resources and provide participant support services; training that result in job placement; and education that links participants with occupational skills training and/or employer-related credentials, credits, diplomas or certificates ..... 2,500,000 ..... (re. $2,500,000)

By chapter 110, section 16, of the laws of 2010:
For services to support human immunodeficiency virus specific welfare-to-work programs. Components of each such program shall include, but not be limited to, on-the-job training and employment. Each such program shall guarantee that individuals completing the program obtain full-time employment with health insurance coverage. The office of temporary and disability assistance, in conjunction with the AIDS institute of the department of health, shall select the organizations to operate such programs through a competitive bid process ... 1,161,000 ..... (re. $1,161,000)

By chapter 53, section 1, of the laws of 2009:
For services related to innovative programs for public assistance recipients who are not eligible for funding under the temporary assistance for needy families block grant and who are unable to obtain or retain employment due to mental or physical disability. Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, funds appropriated herein shall be available to social services districts with a population less than two million for additional costs associated with providing innovative services to such public assistance recipients including, but not limited to case management and transportation ..... 765,000 ..... (re. $263,000)

By chapter 53, section 1, of the laws of 2009, as transferred by chapter 53, section 1, of the laws of 2010:
For services to support human immunodeficiency virus specific welfare-to-work programs. Components of each such program shall include, but not be limited to, on-the-job training and employment. Each such program shall guarantee that individuals completing the program obtain full-time employment with health insurance coverage.

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The office of temporary and disability assistance, in conjunction with the AIDS institute of the department of health, shall select the organizations to operate such programs through a competitive bid process. Funds appropriated herein are supported by savings resulting from the increased federal medical assistance percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009 ... 1,290,000 ..... (re. $1,290,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Temporary Assistance for Needy Families Account

By chapter 53, section 1, of the laws of 2011:
For reimbursement of the cost of the family assistance and the emergency assistance to families programs. Notwithstanding section 153 of the social services law or any inconsistent provision of law, funds appropriated herein shall be provided without state or local participation and shall include the cost of providing shelter supplements for family assistance households at local option in order to prevent eviction and address homelessness in accordance with social services district plans approved by the office of temporary and disability assistance and the director of the budget, provided, however, that in social services districts with a population over five million no shelter supplements other than those to prevent eviction shall be reimbursed, and further provided that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law. Funds appropriated herein shall also reimburse for family assistance expenditures for emergency shelter, transportation, or nutrition payments which the district determines are necessary to establish or maintain independent living arrangements among persons who have been medically diagnosed as having acquired immunodeficiency syndrome (AIDS) or HIV-related illness and who are homeless or facing homelessness and for whom no viable and less costly alternative to housing is available; provided, however, that funds appropriated herein may only be used for such purposes if the cost of such allowances are not eligible for reimbursement under medical assistance or other programs.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.
Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman

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of the senate finance committee and the chairman of the assembly ways and means committee.

Social services districts shall be required to report to the office of temporary and disability assistance on an annual basis, information, as determined and requested by the office, related to services and expenditures for which reimbursement is sought for providing temporary housing assistance to homeless individuals and families. Such information shall be submitted electronically to the extent feasible as determined by the office, and shall be used to evaluate expenditures by such social services districts for the provision of temporary housing assistance for homeless individuals and families.

Notwithstanding paragraph (a) of subdivision 2 and paragraph (a) of subdivision 3 of section 131-a of the social services law, or any other inconsistent provision of law, in determining eligibility for public assistance and determining maximum monthly grants and allowances for those persons and families determined eligible by the application of such standard of monthly need, less any available income or resources which are not required to be disregarded by provisions of law, the following schedule shall be used for all social services districts and for all categories of assistance for the period beginning July 1, 2010 through June 30, 2012: $141 for a household of one person; $225 for a household of two persons; $300 for a household of three persons; $386 for a household of four persons; $477 for a household of five persons; and $551 for a household of six persons. For each additional person in the household, there shall be added an additional amount of $75 monthly.

Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible claims incurred on or after January 1, 2011 and before January 1, 2012, that are otherwise reimbursable by the state on or after April 1, 2011, that are claimed by March 1, 2012. Such reimbursement shall constitute total federal reimbursement for activities funded herein in state fiscal year 2011-2012 ... 1,274,100,000 ..... (re. $495,046,000)

For expenses associated with the operation of the statewide electronic benefit transfer (EBT) system; the common benefit identification card (CBIC); and the automated finger imaging system (AFIS) ..... 3,000,000 ..... (re. $2,009,000)

For transfer to the credit of the office of children and family services federal health and human services fund, state operations or federal health and human services fund, local assistance, federal day care account for additional reimbursement to social services districts for child care assistance provided pursuant to title 5-C of article 6 of the social services law. The funds shall be apportioned among the social services districts by the office according to an allocation plan developed by the office and submitted to the director of the budget for approval within 60 days of enactment of the budget. The funds allocated to a district under this appropriation in addition to any state block grant funds allocated to the district for child care services and any funds the district requests the office of temporary and disability assistance to transfer from

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the district's flexible fund for family services allocation to the federal day care account shall constitute the district's entire block grant allocation for a particular federal fiscal year, which shall be available only for child care assistance expenditures made during that federal fiscal year and which are claimed by March 31 of the year immediately following the end of that federal fiscal year. Notwithstanding any other provision of law, any claims for child care assistance made by a social services district for expenditures made during a particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant allocation for that federal fiscal year.

A social services district shall expend its allocation from the block grant in accordance with the applicable provision in federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services. Notwithstanding any other provision of law, each district's claims submitted under the state block grant for child care will be processed in a manner that maximizes the availability of federal funds and ensures that the district meets its maintenance of effort requirement in each applicable federal fiscal year. Prior to transfer of funds appropriated herein, the commissioner of the office of children and family services shall consult with the commissioner of the office of temporary and disability assistance to determine the availability of such funding and to request that the commissioner of the office of temporary and disability assistance takes necessary steps to notify the department of health and human services of the transfer of funding .....
392,967,000 ..... (re. $375,355,000)

For allocation to local social services districts for the flexible fund for family services. Funds shall, without state or local participation, be allocated to local social services districts in accordance with a methodology to be developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget. Such amounts allocated to local social services districts shall hereinafter be referred to as the flexible fund for family services and shall be used for eligible services to eligible individuals under the State plan for the federal temporary assistance for needy families block grant.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities and, notwithstanding section 153 of the social services law and any inconsistent provision of law, shall constitute the full amount of federal temporary assistance for needy families funds to be paid on account of activities funded in whole or in part hereunder and the full amount of state reimbursement to be paid on account of local district administrative claims. District allocations from the flexible fund for family services may be spent only pursuant to plans of expenditure, developed by each social services district and the local

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governing body and approved by the office of temporary and disability assistance, the office of children and family services, and the director of the budget. Such allocation shall be available for reimbursement through March 31, 2014; provided, however, that reimbursement for child welfare services other than foster care services shall be available for eligible expenditures incurred on or after October 1, 2010 and before October 1, 2011 that are otherwise reimbursable by the state on or after April 1, 2011 and that are claimed by March 31, 2012.

Notwithstanding any inconsistent provision of law, the amounts so appropriated for allocation to local social services districts, may be used, without state or local financial participation, by social services districts with a population in excess of two million persons for such district's first eligible expenditures that occurred on or after October 1, 2010, or, subject to the approval of the director of the budget, during any other period beginning on or after January 1, 1997, for tuition costs for foster care children who are eligible for emergency assistance for families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995; provided that the funds appropriated herein may not be used to reimburse localities for costs disallowed under title IV-E of the social security act. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Such funds may also be used, without state or local participation, for care, maintenance, supervision, and tuition for juvenile delinquents and persons in need of supervision who are placed in residential programs operated by authorized agencies and who are eligible for emergency assistance to families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Unless otherwise approved by the commissioner of the office of children and family services with the approval of the director of the budget, these funds may be used only for eligible expenditures made from October 1, 2010 through September 30, 2011. Notwithstanding any inconsistent provision of law, the funds so appropriated may not be used to reimburse localities for costs disallowed under title IV-E of the social security act.

Notwithstanding any inconsistent provision of law, a social services district may request that the office of temporary and disability assistance retain and transfer a portion of the district's allocation of these funds to the credit of the office of children and family services federal health and human services fund, local assistance, title XX social services block grant for use by the district for eligible title XX services and/or to the credit of the office of children and family services federal health and human services fund, local assistance, federal day care account for use by the district for eligible child care expenditures under the state block grant for child care, within the percentages established by the state in accordance with the federal social security act and

related federal regulations. Any funds transferred at a district's request to the title XX social services block grant shall be used by the district for eligible title XX social services provided in accordance with the provisions of the federal social security act and the social services law to children or their families whose income is less than 200 percent of the federal poverty level applicable to the family size involved. Any funds transferred at a district's request to the office of children and family services federal health and human services fund, local assistance, federal day care account shall be made available to the district for use for eligible child care expenditures in accordance with the applicable provisions of federal law and regulations relating to federal funds included in the state block grant for child care and in accordance with applicable state law and regulations of the office of children and family services. Notwithstanding any other provision of law, any claims made by a social services district for expenditures made for child care during a particular federal fiscal year, other than claims made under title XX of the federal social security act and under the food stamp employment and training program, shall be counted against the social services district's block grant for child care for that federal fiscal year. Each social services district must certify to the office of children and family services and the office of temporary and disability assistance, within 90 days of enactment of the budget but before August 15, 2011, the amount of funds it wishes to have transferred under this provision.

Notwithstanding any other provision of law, the amount of the funds that each district expends on child welfare services from its flexible fund for family services funds and any flexible fund for family services funds transferred at the district's request to the title XX social services block grant must, to the extent that families are eligible therefore, be equal to or greater than the district's portion of the $342,322,341 statewide child welfare threshold amount, which shall be established pursuant to a formula developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget.

Notwithstanding any other provision of law including the state finance law and any local procurement law, at the request of a social services district and with the approval of the director of the budget, a portion of the funds appropriated herein may be retained by the office of temporary and disability assistance for any services eligible for funding under the flexible fund for family services for which the applicable state agency has a contractual relationship ... 951,000,000 ..... (re. $511,586,000)

The following remaining appropriations within the office of temporary and disability assistance federal health and human services fund temporary assistance for needy families account shall be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Notwithstanding any inconsistent provision of law, such funds may be increased or decreased by interchange with any other appropriation within the office of temporary and disability

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assistance or office of children and family services federal fund - local assistance account with the approval of the director of the budget. Such funds shall be provided without state or local participation for services to eligible individuals under the state plan for the temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level or who are otherwise eligible under such plan, provided that such services to eligible persons not in receipt of public assistance shall not constitute "assistance" under applicable federal regulations and no more than 15 percent of the funds made available herein may be used for administration, provided further that the director of the budget does not determine that such use of funds can be expected to have the effect of increasing qualified state expenditures under paragraph 7 of subdivision (a) of section 409 of the federal social security act above the minimum applicable federal maintenance of effort requirement:

For the continuation and expansion of a demonstration project to assist individuals and families in moving out of poverty through the pursuit of higher education. Projects shall include intensive, long-term case management and statistically-based outcome assessments. The amount appropriated herein shall be made available for one project at an education and work consortium having developed programs that moved significant numbers of people from welfare to permanent employment, in receipt of financial commitments from a not-for-profit foundation, and having an established working relationship with regional social services agencies, the local business community and other public and/or private institutions of higher education. Such program shall provide services to recipients of family assistance, safety net assistance and other eligible individuals. The consortium shall consist of three institutions of higher education with one of the institutions being a CUNY institution, one a New York city based institution, and one based in Westchester county ... 250,000 ..... (re. $250,000)

For services and expenses related to the advantage afterschool program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations ... 500,000 ..... (re. $500,000)

For services of the BRIDGE program, provided however, that, unless otherwise determined by the director of the budget, the rate of state financial participation shall be the same rates as required in the month immediately preceding December, 1996. Funds shall be made available and/or suballocated to the state university of New York for services and expenditures of the BRIDGE program and may be transferred to the state university of New York for personal and nonpersonal service costs and other expenses incurred in administering the provision of such services to eligible individuals and fami-

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lies. A portion of the funds may be transferred to the office of temporary and disability assistance state operations for personal and nonpersonal service costs incurred by the office in administering the program. Funds made available herein shall be used for services to eligible individuals and families who, upon determination of eligibility for such program, are receiving public assistance benefits under the state plan for the temporary assistance for needy families block grant or whose public assistance case includes a dependent child under the age of 18 or under the age of 19 if the child is attending secondary school and is in receipt of safety net assistance. To the extent that sufficient numbers of eligible public assistance recipients are not available, funds may be used to serve individuals and families not in receipt of public assistance, but eligible under the state plan for the temporary assistance for needy families block grant ... 102,000 ..... (re. $102,000)

For services and expenses of not-for-profit and voluntary agencies providing support services to the caretaker relative of a minor child when such services are provided to eligible individuals and families. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process ... 51,000 ..... (re. $51,000)

For the services of Centro of Oneida for the implementation of programs, or the provision of additional transportation services to such eligible individuals and families, for the purpose of transportation to and from employment or other allowable work activities ... 25,000 ..... (re. $25,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for transfer to the federal health and human services fund, local assistance account, federal day care account to provide additional funding for subsidies and quality activities at the city university of New York, provided that of such amount, $56,000 shall be available to community colleges and $85,000 shall be available to senior colleges ..... 141,000 ..... (re. $141,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for transfer to the federal health and human services fund, local assistance account, federal day care account to provide additional funding for subsidies and quality activities at the state university of New York, provided that of such amount, $77,000 shall be available to community colleges and $116,000 shall be available to state operated campuses ..... 193,000 ..... (re. $193,000)

For services related to the provision of transportation services for the purpose of transportation to and from employment or other allowable activities. Such amount shall be available for distribution to

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social services districts and may be made available to the department of transportation ... 112,000 ..... (re. $112,000)

For services of a program, pursuant to section 35 of the social services law but without state or local financial participation, providing legal representation of individuals whose federal disability benefits have been denied or may be discontinued ..... 98,000 ..... (re. $98,000)

For services related to the continuation of displaced homemaker services. Funds made available herein may be used for state agency contractors, or aid to local social services districts, provided, further, that no more than ten percent of such funds may be used for program administration at each individual displaced homemaker center. Each program administrator shall prepare and submit an annual report by December 1, 2011, to the office of temporary and disability assistance, the chairs of the senate committee on social services, and the senate committee on children and families and the assembly chair of the committee on social services, on the summary of activities, including but not limited to the number of eligible recipients, and the outcome for each recipient together with a summary of revenues and expenses including all salaries ..... 546,000 ..... (re. $546,000)

For services of programs, in local social services districts with a population in excess of two million, that meet the emergency needs of homeless individuals and families and those at risk of becoming homeless. Such programs shall have demonstrated experience in providing services to meet the emergency needs of homeless individuals and families and those at risk of becoming homeless, including crisis intervention services, eviction prevention services, mobile emergency feeding services, and summer youth services ..... 176,000 ..... (re. $174,000)

For services and expenses related to the provision of non-residential domestic violence. Such funds may be made available to the office of children and family services. Local social services districts are encouraged to collaborate with not-for-profit providers in the provision of such services ... 510,000 ..... (re. $510,000)

For preventive services to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level, including but not limited to: intensive case management and related services for families with children at risk of foster care placement due to the presence of alcohol and/or substance abuse in the household; family preservation services, centers and programs; foster care diversion demonstrations; and not-for-profit provider collaborations with family treatment courts. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family

services, and/or award new contracts through a competitive process. Provided that, of the funds appropriated herein, at least $106,000 shall be available for programs providing post adoption services ... 610,000 ..... (re. $610,000)

For enhanced services to refugees, asylees and other immigrant populations eligible for refugee services to assist such individuals and families to attain economic self-sufficiency and reduce or eliminate reliance on public assistance benefits as a primary means of support. Such services shall include, but not be limited to, case management, English-as-a-second-language, job training and placement assistance, post-employment services necessary to ensure job retention, and services necessary to assist the individual and family members to establish and maintain a permanent residence in the state. Funds appropriated herein shall, to the extent permitted by federal law and regulations, be awarded at the discretion of the commissioner of the office of temporary and disability assistance to voluntary refugee resettlement agencies and/or local representatives of such agencies currently under contract with the office of temporary and disability assistance to provide services to refugee populations and individual awards shall be made proportionately based on the number of refugees each organization resettled in the previous five year period based on the most recent five year data published by the federal department of health and human services office of refugee resettlement or its contractor. Of the amount appropriated herein, up to $85,000 shall be made available to organizations providing services to refugees settling in local social services districts with a population in excess of two million and all remaining funding shall be awarded to organizations providing such services to refugees settling in other geographic locations ..... 102,000 ..... (re. $102,000)

For the services of the Rochester-Genesee Regional Transportation Authority for the provision of transportation services to eligible individuals and families, for the purpose of transportation to and from employment or other allowable work activities ..... 82,000 ..... (re. $82,000)

For those services and expenses provided to eligible individuals and families by existing settlement houses; provided, however, that the funds may be made available without regard to the limitations on the amount of grants provided to, and the requirements for fundraising by such programs as set forth in article 10-B of the social services law ... 500,000 ..... (re. $500,000)

For services and expenses, established pursuant to chapter 58 of the laws of 2006, related to providing intensive employment and other supportive services, including job readiness and job placement services to noncustodial parents who are unemployed or who are working less than 20 hours per week; who are recipients of public assistance or whose incomes do not exceed 200 percent of the federal poverty level; and who have a child support order payable through the support collection unit of a social services district ..... 200,000 ..... (re. $200,000)

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For services related to the homelessness intervention program for eligible individuals and families. These funds shall be available to not-for-profit organizations designed to provide services to prevent homelessness or to secure permanent housing, including but not limited to landlord/tenant conflict resolution, legal services, outreach and referral for other eligible services and benefits to stabilize households, and relocation assistance ..... 205,000 ..... (re. $205,000)

For services related to a supportive housing program for families and for young adults age eighteen to twenty-five, who are eligible for benefits under the state plan for the federal temporary assistance for needy families block grant. Such supportive housing program shall be designed to enhance the employability, self-sufficiency, and/or family stability of residents, and prevent out-of-wedlock pregnancies among young adult residents. Eligible families shall include: homeless families; families at risk of exceeding, and those that have exceeded, their TANF assistance time limit; families with multiple barriers to employment and housing stability; families at risk for foster care placement; and those that are reunited after placements. Eligible young adults shall include: young adults aging out of the foster care system; runaway and homeless youth; and youth subject to criminal charges who are at risk for incarceration. Provided that, of the $508,000 up to $100,000 shall be available to continue existing services or to expand services provided to eligible young adults ... 508,000 ..... (re. $508,000)

For the services of a wage subsidy program. Eligible not-for-profit community based organizations in social services districts shall administer a program that enables employers to offer subsidized employment, including but not limited to, expanded supportive transitional work activities for such eligible individuals and families consistent with the provisions of section 336-e and section 336-f of the social services law, as applicable. Provided that, of the $950,000, not less than $594,000 shall be for programs in social services districts with a population in excess of two million. Preference shall be given to proposals that include provisions for job retention, case management and job placement services. Participation in the program by such eligible individuals and families shall be limited to one year. Participating employers shall make reasonable efforts to retain individuals served by the program ..... 950,000 ..... (re. $950,000)

For services related to the wheels for work program, including, but not limited to activities which procure, repair, finance, and/or insure vehicles needed for transportation to and from employment or allowable work activities ... 144,000 ..... (re. $144,000)

The appropriation made by chapter 53, section 1, of the laws of 2011 is hereby amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, the funds appropriated herein, shall be available for transfer to the federal health and human services fund, local assistance account, federal day care account to operate and support enrollment in the child care facili-

tated enrollment pilot programs which expand access to child care subsidies for working families living or employed in the Liberty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the county of Monroe, with income up to 275 percent of the federal poverty level. Of the amount appropriated herein, $778,500 shall be made available for Monroe county, and $1,869,500 shall be made available for all other projects. Up to $77,850 shall be made available to the current designated administrator in the county of Monroe, or to a successor administrator designated by the current administration to administer such county's program and to implement a plan approved by the office of children and family services; and up to $186,950 shall be made available to the Consortium for Worker Education, Inc., or other designated successor, to administer and to implement a plan approved by the office of children and family services for the programs in the Liberty Zone, and the boroughs of Brooklyn, Queens and Bronx. Each pilot program administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on children and families and the senate committee on social services, the chair of the assembly committee on children and families, the chair of the assembly committee on social services, the chair of the senate committee on labor, and the chair of the assembly committee on labor, an evaluation of the pilot with recommendations for continuation or dissolution of the program supported by appropriate documentation. Such evaluation shall include available, information regarding the pilot programs or participants in the pilot programs, absent identifying information, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level; the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the pilot program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before October 1, 2011, provided that if such report is not received by October 1, 2011, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such program's funding in future years. Expenses related to the development of the evaluation of the pilot programs shall be paid from the pilot program's administrative set-aside or non-state funds. The remaining portion of the project's funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected needs and cost of providing child care subsidy payments to working families

enrolled in the child care subsidy program through the pilot initiative, provided however that the office of children and family services shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support and the applicable local social services district shall not be required to approve or pay for subsidies not funded herein. The total number of slots for pilot programs located within the city of New York shall not exceed one thousand during fiscal year 2011-2012. Vacancies in child care slots may be filled at such time as the total enrollment of the New York city pilot program is less than one thousand slots. The pilot program located in the borough of Queens shall receive one new additional slot for each slot which becomes available through attrition once the total number of filled child care slots reaches less than one thousand. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2011 through March 31, 2012 for the New York city pilot program and for subsidy payments made from January 1, 2012 through December 31, 2012 for the Monroe county pilot program] in accordance with the fee schedule of the local social services district making the subsidy payments. Pilot programs are required to submit monthly reports to the office of children and family services, the local social services district, and for programs located in the city of New York, the administration for children's services, and the legislature. Each monthly report must provide without benefit of personal identifying information, the pilot program's current enrollment level, amount of the child's subsidy, co-payment levels and other information as needed or required by the office of children and family services. Further, the office of children and family services shall provide technical assistance to the pilot program to assist with project administration and timely coordination of the monthly claiming process. Notwithstanding any other provision of law, any pilot programs maintained herein may be terminated if the administrator for such programs mismanages such programs, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion .....
2,648,000 ..... (re. $2,648,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for transfer to the federal health and human services fund, local assistance account, federal day care account to continue operation of the facilitated enrollment pilot program in Capital Region-Oneida (consisting of Rensselaer, Schenectady, Saratoga, Albany and Oneida counties) as provided to the NYS AFL-CIO Workforce Development Institute to act or continue to act as the administrator to implement the program proposed by the union child care coalition of the NYS AFL-CIO and approved by the office of children and family services. The administrative cost, including the cost of the development of the evaluation of the pilot program

shall not exceed ten percent of the funds available for this purpose. The remaining portion of the funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected need and cost of providing child care subsidies payment to working families enrolled through the pilot initiative, a local social services district shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which child care is provided and in accordance with the fee schedule of the local social services district making the subsidy payment. Up to $74,700 shall be made available to the NYS AFL-CIO Workforce Development Institute, or other designated administrator, to administer and to implement a plan approved by the office of children and family services for this pilot program in consultation with the advisory council. This administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families, and the assembly committee on social services, an evaluation of the pilot with recommendations. Such evaluation shall include available information regarding the pilot programs or participants in the pilot programs, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level, the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the facilitated enrollment program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before November 1, 2011, provided that if such report is not received by November 30, 2011, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2011 through March 31, 2012] in accordance with the fee schedule of the local social services district making the subsidy payments. The administrator for this pilot project is required to submit bi-monthly reports on the fifteenth day of every other month beginning on

May 15, 2011 and bi-monthly thereafter that provide current enrollment and information including, but not limited to, the amount of the approved subsidy level, the level of co-payment by the local social services district required for the participants in the program, the program's adopted budget reflecting all expenses including salaries and other information as needed, to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families and the assembly committee on social services, and the local social services districts. Provided however that if such bi-monthly reports are not received from this Capital Region-Oneida administrator, reimbursement for administrative costs shall be either reduced or withheld and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. The office of children and family services shall provide technical assistance to the pilot program to assist in timely coordination with the monthly claiming process. Notwithstanding any other provision of law, this pilot program maintained herein may be terminated if the administrator for such program mismanages such program, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion ... 747,000 ..... (re. $747,000)

By chapter 110, section 16, of the laws of 2010:

For services and expenses under the temporary assistance for needy families block grant, including but not limited to the family assistance program, the emergency assistance to families program, and the safety net program.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department of family assistance net of disallowances, refunds, reimbursements, and credits including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Funds appropriated herein, as matched by state and local funds in accordance with section 153 of the social services law, may be used to provide rent supplements at local option to family assistance households and to cases that include a child in receipt of safety net assistance in order to prevent eviction and address homelessness

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in accordance with social services district plans approved by the office of temporary and disability assistance and the director of the budget, provided, however, that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law.

Amounts appropriated herein may, subject to the approval of the director of the budget, be used to reimburse social services districts for 100 percent of the expenditures for foster care made on and after October 1, 2009 provided to children eligible for emergency assistance for families, other than juvenile justice services and other than tuition costs for foster care children who are eligible for emergency assistance for families and are in the custody of the commissioner of any local social services district with a population in excess of two million persons and, subject to the approval of the director of the budget, the commissioner of the office of children and family services, in consultation with the commissioner of labor and the commissioner of the office of temporary and disability assistance, may exclude foster care and foster care administration costs incurred on behalf of children in foster care placements who are at least 19 years of age.

Notwithstanding section 153 of the social services law, or any other inconsistent provision of the social services law or this chapter, the commissioner of the office of temporary and disability assistance, upon consultation with the commissioner of the office of children and family services and subject to the approval of the director of the budget, may reduce federal financial participation in the cost of eligible public assistance expenses, including but not limited to, the family assistance program, the emergency assistance for families program and their administration paid to social services districts by the amount of federal financial participation received by each district for foster care pursuant to this provision and shall require each district to be responsible for 100 percent of the additional non-federal cost that results from such reduction in federal financial participation in an amount not to exceed the actual amount of federal temporary assistance for needy families funds for foster care provided to children eligible for emergency assistance for families pursuant to this appropriation. The commissioner of the office of temporary and disability assistance may require each social services district to make necessary adjustments in claims for eligible public assistance expenses to effectuate the reduction in federal financial participation required herein.

Notwithstanding section 153 of the social services law, or any other inconsistent provision of the social services law or this chapter, the commissioner of the office of temporary and disability assistance may not reduce federal financial participation in local administrative expenses for a social services district until the reduction in federal financial participation in all other expenditures for such public assistance programs has been reduced by 95 percent of estimated expenditures otherwise eligible for federal financial participation unless otherwise waived by the commissioner.

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Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible claims incurred on or after January 1, 2010 and before January 1, 2011 that are otherwise reimbursable on or after April 1, 2010 and that are claimed by March 31, 2011. Such reimbursement shall constitute total federal reimbursement for activities funded herein in state fiscal year 2010-2011 ..... 881,000,000 ..... (re. $330,169,000)

For services and expenses under the temporary assistance for needy families block grant, including but not limited to the family assistance program, the emergency assistance to families program, and the safety net program.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding section 153 of the social services law, or any other inconsistent provision of law, such appropriation shall be available for reimbursement of eligible claims incurred on or after January 1, 2010 and before January 1, 2011 that are otherwise reimbursable on or after April 1, 2010 and that are claimed by March 31, 2011. Such reimbursement shall constitute total federal reimbursement for activities funded herein in state fiscal year 2010-2011.

Consistent with the purposes and rules established in the American recovery and reinvestment act of 2009, the emergency contingency fund for temporary assistance for needy families state program, funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..... 547,000,000 ..... (re. $39,000)

For expenses associated with the operation of the statewide electronic benefit transfer (EBT) system; the common benefit identification card (CBIC); and the automated finger imaging system (AFIS) ..... 4,000,000 ..... (re. $882,000)

By chapter 110, section 16, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:

The following remaining appropriations within the office of temporary and disability assistance federal health and human services fund temporary assistance for needy families account shall be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Notwithstanding any inconsistent provision of law, such funds may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance or office of children and family services federal fund - local assistance account with the approval of the director of the budget. Such funds shall be provided without state or local participation for services to eligible individuals under the state plan

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for the temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level or who are otherwise eligible under such plan, provided that such services to eligible persons not in receipt of public assistance shall not constitute "assistance" under applicable federal regulations and no more than 15 percent of the funds made available herein may be used for administration, provided further that the director of the budget does not determine that such use of funds can be expected to have the effect of increasing qualified state expenditures under paragraph 7 of subdivision (a) of section 409 of the federal social security act above the minimum applicable federal maintenance of effort requirement:

For allocation to local social services districts for the flexible fund for family services. Funds shall, without state or local participation, be allocated to local social services districts in accordance with a methodology to be developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget. Such amounts allocated to local social services districts shall hereinafter be referred to as the flexible fund for family services and shall be used for eligible services to eligible individuals under the State plan for the federal temporary assistance for needy families block grant, except for "assistance", which may only be provided to persons in receipt of public assistance benefits funded by the temporary assistance for needy families block grant with prior approval of the office of temporary and disability assistance. Notwithstanding any inconsistent provision of law, such amounts shall constitute the full amount of federal temporary assistance for needy families funds to be paid on account of activities funded in whole or in part hereunder. District allocations from the flexible fund for family services may be spent only pursuant to plans of expenditure, developed by each social services district and the local governing body and approved by the office of temporary and disability assistance, the office of children and family services, and the director of the budget. Such allocation shall be available for reimbursement through March 31, 2013; provided, however, that reimbursement for child welfare services other than foster care services shall be available for eligible expenditures incurred on or after October 1, 2009 and before October 1, 2010 that are otherwise reimbursable by the state on or after April 1, 2010 and that are claimed by March 31, 2011. Notwithstanding any inconsistent provision of law, the amounts so appropriated for allocation to local social services districts, may be used, without state or local financial participation, by social services districts with a population in excess of two million persons for such district's first eligible expenditures that occurred on or after October 1, 2009, or, subject to the approval of the director of the budget, during any other period beginning on or after January 1, 1997, for tuition costs for foster care children who are eligible for emergency assistance for families in the manner the state was authorized to fund such costs under part A of title IV

of the social security act as such part was in effect on September 30, 1995; provided that the funds appropriated herein may not be used to reimburse localities for costs disallowed under title IV-E of the social security act. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Such funds may also be used, without state or local participation, for care, maintenance, supervision, and tuition for juvenile delinquents and persons in need of supervision who are placed in residential programs operated by authorized agencies and who are eligible for emergency assistance to families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Unless otherwise approved by the commissioner of the office of children and family services with the approval of the director of the budget, these funds may be used only for eligible expenditures made from October 1, 2009 through September 30, 2010. Notwithstanding any inconsistent provision of law, the funds so appropriated may not be used to reimburse localities for costs disallowed under title IV-E of the social security act.

Notwithstanding any inconsistent provision of law, a social services district may request that the office of temporary and disability assistance retain and transfer a portion of the district's allocation of these funds to the credit of the office of children and family services federal health and human services fund - 265 local assistance, title XX social services block grant for use by the district for eligible title XX services and/or to the credit of the office of children and family services federal health and human services fund - 265 local assistance, federal day care account for use by the district for eligible child care expenditures under the state block grant for child care, within the percentages established by the state in accordance with the federal social security act and related federal regulation. Any funds transferred at a district's request to the title XX social services block grant shall be used by the district for eligible title XX social services provided in accordance with the provisions of the federal social security act and the social services law to children or their families whose income is less than 200 percent of the federal poverty level applicable to the family size involved. Any funds transferred at a district's request to the office of children and family services federal health and human services fund - 265 local assistance, federal day care account shall be made available to the district for use for eligible child care expenditures in accordance with the applicable provisions of federal law and regulations relating to federal funds included in the state block grant for child care and in accordance with applicable state law and regulations of the office of children and family services. Any claims made by a social services district for expenditures made for child care during a particular federal fiscal year, other than claims made under title XX of the federal social security act, shall be counted against the social services district's block grant for child care for that

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federal fiscal year. Each social services district must certify to the department of family assistance, within 90 days of enactment of the budget but before August 15, 2010, the amount of funds it wishes to have transferred under this provision.

Notwithstanding any other provision of law, the amount of the funds that each district expends on child welfare services from its flexible fund for family services funds and any flexible fund for family services funds transferred at the district's request to the title XX social services block grant must, to the extent that families are eligible therefore, be equal to or greater than the district's portion of the $342,322,341 statewide child welfare threshold amount, which shall be established pursuant to a formula developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget.

Notwithstanding any other provision of law including the state finance law and any local procurement law, at the request of a social services district and with the approval of the director of the budget, a portion of the funds so appropriated may be retained by the office of temporary and disability assistance for use by such office or for transfer or suballocation to the department of labor, the department of health and/or the office of children and family services to provide centralized administrative services, including but not limited to issuing requests for proposals; entering into, processing and/or amending contracts with existing providers for any services eligible for funding under the flexible fund for family services for which the applicable state agency has a contractual relationship or had a contractual relationship during state fiscal year 2004-05 or thereafter, and providing vendor payments ..... 960,000,000 ..... (re. $24,746,000)

For services and expenses related to the advantage afterschool program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations ... 11,213,000 ... (re. $9,141,000)

For services and expenses, notwithstanding any other provision of law, relating to initiating and/or continuing program modifications and/or providing services including, but not limited to, demonstrated effective programs such as evidence-based initiatives for alternatives to detention for persons alleged or determined to be in need of supervision or otherwise at risk of placement in the juvenile justice system and for services and expenses related to reducing office of children and family services institutional placements through program modifications and/or services including, but not limited to, demonstrated effective programs such as evidence-based initiatives to divert youth at-risk of placement with the office of

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children and family services and/or as alternatives to residential placements with such office ... 6,000,000 ..... (re. $930,000)

For services, notwithstanding any inconsistent provision of law, and without state or local financial participation, of the career pathways program for not-for-profit, community-based organizations providing coordinated, comprehensive employment services beyond the level currently funded by local social services districts to eligible individuals and families. Such funds are to be made available to establish a career pathways program to link education and occupational training to subsequent employment through a continuum of educational programs and integrated support services to enable temporary assistance for needy families eligible participants, including disconnected young adults, ages sixteen to twenty-four, to advance over time both to higher levels of education and to higher wage jobs in targeted occupational sectors. With funds appropriated herein, the office of temporary and disability assistance in consultation with the department of labor shall establish the career pathways program and provide technical support, as needed, to provide education, training, and job placement for low-income individuals, age sixteen and older. Preference shall be given to eighteen to twenty-four year olds who are unemployed or underemployed, in areas of the state with demonstrated labor market needs and unemployment rates that are greater than the appropriate or comparative rate of employment for the region, and to persons in receipt of family assistance and/or safety net assistance. Of the amounts appropriated, at least sixty percent shall be available for services to eighteen to twenty-four year olds, with remaining funds available to recipients of family assistance and/or safety net assistance, without age restrictions, and sixteen to seventeen year old self-supporting individuals who are heads of household. The office of temporary and disability assistance in consultation with the department of labor shall develop a request for proposals and shall receive, review, and assess applications. In selecting proposals, the office of temporary and disability assistance and the department of labor shall give preference to programs that demonstrate community-based collaborations with education and training providers and employers in the region. Such education and training providers may include, but not be limited to general equivalency diplomas programs, community colleges, junior colleges, business and trade schools, vocational institutions, and institutions with baccalaureate degree-granting programs; programs that provide for a career path or career paths, as supported by identified local employment needs; programs that provide employment services, including but not limited to, post-secondary training designed to meet the needs of employers in the local labor market, or catchment area; programs that include education and training components, such as remedial education, individual training plans, pre-employment training, workplace basic skills, and literacy skills training. Such education and training must include institutions, industry associations, or other credentialing bodies for the purpose of providing participants with certificates, diplomas, or degrees; projects that provide comprehen-

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sive student support services, including but not limited to tutoring, mentoring, child care, after school program access, transportation, and case management, as part of the individual training plan. Preference shall be given to proposals that include not-for-profit collaborations with education, training, or employer stakeholders in the region; programs which leverage additional community resources and provide participant support services; training that result in job placement; and education that links participants with occupational skills training and/or employer-related credentials, credits, diplomas or certificates ... 5,000,000 ..... (re. $3,804,000)

For services and expenses of not-for-profit and voluntary agencies providing support services to the caretaker relative of a minor child when such services are provided to eligible individuals and families. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process ... 250,000 ..... (re. $125,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for transfer to the federal health and human services fund - 265, federal day care account to provide additional funding for subsidies and quality activities at the city university of New York, provided that of such amount, $278,000 shall be available to community colleges and $418,000 shall be available to senior colleges. ... 696,000 ..... (re. $696,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for transfer to the federal health and human services fund - 265, federal day care account to provide additional funding for subsidies and quality activities at the state university of New York, provided that of such amount, $379,000 shall be available to community colleges and $568,000 shall be available to state operated campuses ... 947,000 ..... (re. $553,000)

For services of a program, pursuant to section 35 of the social services law but without state or local financial participation, providing legal representation of individuals whose federal disability benefits have been denied or may be discontinued ..... 483,000 ..... (re. $302,000)

For services related to the continuation of displaced homemaker services. Funds made available herein may be used for state agency contractors, or aid to local social services districts, provided, further, that no more than ten percent of such funds may be used for program administration at each individual displaced homemaker center. Each program administrator shall prepare and submit an annual report by December 1, 2010, to the office of temporary and disability assistance, the chairs of the senate committee on social services, and the senate committee on children and families and the assembly chair of the committee on social services, on the summary

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of activities, including but not limited to the number of eligible recipients, and the outcome for each recipient together with a summary of revenues and expenses including all salaries ..... 1,605,000 ..... (re. $288,000)

For services and expenses of programs providing literacy training, workplace literacy instruction and English-as-a-second-language instruction to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant, including, but not limited to, programs which offer intergenerational educational models intended to increase workplace preparedness, and English-as-a-second-language programs which appropriately address the specific linguistic and cultural needs of the participants and the language skill needs of non-English speaking workers that relate to workplace safety. Of the amount appropriated herein, at least $25,000 shall be available for literacy training and English-as-a-second-language instruction to individuals and families, who upon determination of eligibility for such services, are in receipt of public assistance and lack a literacy level equivalent to the ninth month of eighth grade or who have English language proficiency equal to a score of 34 or less on the NYS PLACE test or an equivalent score on a comparable test ..... 125,000 ..... (re. $125,000)

For services of programs, in local social services districts with a population in excess of two million, that meet the emergency needs of homeless individuals and families and those at risk of becoming homeless. Such programs shall have demonstrated experience in providing services to meet the emergency needs of homeless individuals and families and those at risk of becoming homeless, including crisis intervention services, eviction prevention services, mobile emergency feeding services, and summer youth services ..... 125,000 ..... (re. $58,000)

For services related to the green jobs corps program. Such funds are available for continuation of services related to the green jobs corps programs established by local social services districts during state fiscal year 2009-10, or new projects to the extent funds are available, providing comprehensive employment services to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant, with priority given to public assistance recipients. Such funds are to be made available to establish and maintain a green jobs corps program to provide subsidized employment that links low- or no-income individuals, particularly those facing greater barriers to employment, to incremental job skills training, basic education, GED preparation, job placement, job retention, and career advancement opportunities in entry-level high-growth energy efficiency and environmental conservation industries, including but not limited to weatherization, building construction and retrofitting, environmental remediation, renewable energy, and natural resource preservation. The green jobs corps program shall provide job readiness and hard skills training to prepare participants for subsidized employment placement consisting of up to 40 hours per week of paid employment. Such program

shall consist of job readiness training as intensive preparation for subsidized employment and advanced training. Local social services districts receiving funds from the green jobs corps program shall contract or develop partnerships with organizations to provide such training, which shall include but not be limited to soft skills training, such as attitudinal training, career development, and introduction to basic computer literacy skills; hard skills training, including but not limited to basic construction (electrical, plumbing and carpentry), environmental remediation, weatherization, building retrofits, renewable energy, and natural resource preservation. Districts will provide program participants with available supportive services to support program participation and completion, which may include but not be limited to child care, transportation, and other necessary services. In conjunction with the subsidized employment, funds must be used to provide adult basic education and GED preparation for program participants, or other education and/or training programs necessary to accomplish the goals of the program. Preference shall be given to districts with opportunities for jobs in the sectors specified above and for counties with unemployment rates that exceed the statewide average. Priority shall be given to providing services to public assistance recipients and services shall target eighteen to twenty-four year olds, formerly incarcerated individuals, and non-custodial parents including those who were formerly incarcerated or who have a criminal history and who can attest to such parental relationship and make that information available to local social services districts child support unit. Districts must comply with the nondisplacement provisions of sections 336-e and 336-f of the social services law when establishing subsidized employment positions funded through the green jobs corps program. ... 2,000,000 ..... (re. $2,000,000)

For services related to the health care jobs program. Such funds are available for continuation of services related to the health care jobs programs established by local social services districts during state fiscal year 2009-10, or new projects to the extent funds are available, providing coordinated, comprehensive employment services beyond the level previously funded by local social services districts to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant. Such funds are to be made available to local social services districts, with priority to districts with over 1,500 active adults in receipt of public assistance residing in households with dependent children, to train individuals for placement into employment in the health care sector, and to establish temporary subsidized employment opportunities for temporary assistance for needy families eligible adults for up to one year in the health sector including community health outreach positions and other suboccupations within the sector. Low-income employees supported by this program may help provide information and education to assist low-income individuals with obtaining and maintaining eligibility for public health care programs, connecting to primary and preventive care services, reducing reliance on emergency rooms for basic care, wellness education,

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on such topics including but not limited to weight management, exercise and nutrition, stress management, and with accessing benefits under other work support programs. With funds appropriated herein and allocated to local social services districts, the office of temporary and disability assistance shall provide technical support, as needed, to provide employment opportunities to low-income workers in the health care industry, including adults with limited English proficiency. Each local social services district shall submit a plan for its health care jobs program. Districts must comply with the nondisplacement provisions of sections 336-e and 336-f of the social services law when establishing subsidized employment positions funded through the health care jobs program ..... 2,000,000 ..... (re. $2,000,000)

For services and expenses related to the provision of non-residential domestic violence. Such funds may be made available to the office of children and family services. Local social services districts are encouraged to collaborate with not-for-profit providers in the provision of such services ... 1,449,000 ..... (re. $71,000)

For services related to a Nurse-Family Partnership program for eligible individuals and families. Such funds are to be made available to local social services districts to establish or fund Nurse-Family Partnership programs to provide supportive services to temporary assistance for needy families eligible individuals aimed at: improving pregnancy outcomes by helping first time mothers and pregnant women engage in sound preventive health practices, including education on receiving thorough prenatal care from their healthcare providers, improving diets, and reducing the use of cigarettes, alcohol and illegal substances; improving child health and development by helping parents provide responsible and competent care; and improving the economic self-sufficiency of the family by helping parents develop a vision for their own future, plan future pregnancies, continue their education and find work, as appropriate. Provided that no funds expended under this provision may be used to provide actual medical care ... 2,000,000 ..... (re. $2,000,000)

For preventive services to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level, including but not limited to: intensive case management and related services for families with children at risk of foster care placement due to the presence of alcohol and/or substance abuse in the household; family preservation services, centers and programs; foster care diversion demonstrations; and not-for-profit provider collaborations with family treatment courts. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services, and/or award new contracts through a competitive process.

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Provided that, of the funds appropriated herein, at least $1,045,000 shall be available for programs providing post adoption services ... 6,000,000 ..... (re. $6,000,000)

For enhanced services to refugees, asylees and other immigrant populations eligible for refugee services to assist such individuals and families to attain economic self-sufficiency and reduce or eliminate reliance on public assistance benefits as a primary means of support. Such services shall include, but not be limited to, case management, English-as-a-second-language, job training and placement assistance, post-employment services necessary to ensure job retention, and services necessary to assist the individual and family members to establish and maintain a permanent residence in the state. Funds appropriated herein shall, to the extent permitted by federal law and regulations, be awarded at the discretion of the commissioner of the office of temporary and disability assistance to voluntary refugee resettlement agencies and/or local representatives of such agencies currently under contract with the office of temporary and disability assistance to provide services to refugee populations and individual awards shall be made proportionately based on the number of refugees each organization resettled in the previous five year period based on the most recent five year data published by the federal department of health and human services office of refugee resettlement or its contractor. Of the amount appropriated herein, up to $415,000 shall be made available to organizations providing services to refugees settling in local social services districts with a population in excess of two million and all remaining funding shall be awarded to organizations providing such services to refugees settling in other geographic locations ..... 500,000 ..... (re. $50,000)

For the services of the Rochester-Genesee Regional Transportation Authority for the provision of transportation services to eligible individuals and families, for the purpose of transportation to and from employment or other allowable work activities ..... 403,000 ..... (re. $403,000)

For those services and expenses provided to eligible individuals and families by existing settlement houses; provided, however, that the funds may be made available without regard to the limitations on the amount of grants provided to, and the requirements for fundraising by such programs as set forth in article 10-B of the social services law ... 1,000,000 ..... (re. $1,000,000)

For allocation to local social services districts, notwithstanding any inconsistent provision of law, and without state or local financial participation, for costs of operating the summer youth programs providing full wage subsidy paid summer employment and associated supportive services to eligible individuals under the state plan for the temporary assistance for needy families block grant. Notwithstanding any other inconsistent law to the contrary, the commissioner of any local department of social services may assign all or a portion of moneys appropriated herein on behalf of such local department of social services to the workforce investment board designated by such commissioner and upon receipt of such monies, any

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such workforce investment board shall be obligated to utilize such funds consistent with the purposes of this appropriation. Funds appropriated herein shall be allocated to local social services districts in accordance with a methodology that shall be based on allocations for the prior state fiscal year and on a district's relative share of persons aged fourteen to twenty living in households whose incomes do not exceed 200 percent of the federal poverty level. At the request of local social services districts, funds not used for costs of the summer youth program may be transferred to the credit of the district's allocation of the flexible fund for family services; provided, however, that a minimum of $14,200,000 will be used for the summer youth program ... 15,500,000 .... (re. $429,000)

For services related to the homelessness intervention program for eligible individuals and families. These funds shall be available to not-for-profit organizations designed to provide services to prevent homelessness or to secure permanent housing, including but not limited to landlord/tenant conflict resolution, legal services, outreach and referral for other eligible services and benefits to stabilize households, and relocation assistance ..... 1,006,000 ..... (re. $554,000)

For services related to a supportive housing program for families and for young adults age eighteen to twenty-five, who are eligible for benefits under the state plan for the federal temporary assistance for needy families block grant. Such supportive housing program shall be designed to enhance the employability, self-sufficiency, and/or family stability of residents, and prevent out-of-wedlock pregnancies among young adult residents. Eligible families shall include: homeless families; families at risk of exceeding, and those that have exceeded, their TANF assistance time limit; families with multiple barriers to employment and housing stability; families at risk for foster care placement; and those that are reunited after placements. Eligible young adults shall include: young adults aging out of the foster care system; runaway and homeless youth; and youth subject to criminal charges who are at risk for incarceration. Provided that, of the $2,500,000 up to $500,000 shall be available to continue existing services or to expand services provided to eligible young adults ... 2,500,000 ..... (re. $2,103,000)

For services, related to transitional jobs programs administered by local social services districts with employment opportunities established in public or private organizations including community based agencies. Eligible local social services districts must establish a plan to provide coordinated, comprehensive employment services beyond the level currently funded by the local social services district to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant. Such funds are to be made available to establish a transitional jobs program to provide a subsidized employment placement for up to 12 months for up to 40 hours per week of paid employment, with the requirement that all program participants receive at least 105 hours of paid education and training activities linked directly to local employment opportunities in sectors with substantial opportunities

for continued unsubsidized employment, including but not limited to child care, health care, social and human services, clerical administrative assistance, transportation and construction/outdoor maintenance, to enable temporary assistance for needy families eligible participants, including disconnected young adults, ages eighteen to twenty-four, to obtain the job skills and education to advance into unsubsidized work at the end of the transitional employment period. Public or private organizations receiving funds appropriated herein shall report to the office of temporary and disability assistance on the average hourly wage paid to individuals participating in the program herein described. With funds appropriated herein, the office of temporary and disability assistance shall provide technical support, as needed, to enable local social services districts to develop transitional jobs programs that provide education, training, and job placement for low or no income individuals. Preference shall be given to persons in receipt of public assistance, formerly incarcerated individuals, and non-custodial parents including those who were formerly incarcerated or who have a criminal history and who can attest to such parental relationship and make that information available to local social services district child support units. The office of temporary and disability assistance shall establish allocations to local social services districts with priority to areas of the state with unemployment rates that exceed the statewide average. Each participating district must submit a plan for its transitional jobs program that outlines the employment opportunities and education and training that will be provided to prepare individuals for unsubsidized employment. Districts will be encouraged to leverage services available through community-based education and training providers and target training to the needs of employers in the region. Such education and training providers may include, but not be limited to general equivalency diploma programs, adult basic education, English-as-a-second-language programs, community colleges, junior colleges, business and trade schools, vocational institutions, and institutions with baccalaureate degree-granting programs, programs that provide employment services, including but not limited to programs that include education and training components, such as remedial education, individual training plans, pre-employment training, workplace basic skills, and literacy skills training. In those instances where program participants do not have a high school diploma or equivalent, preference shall be given to providing adult basic education services that will enable the participant to obtain an equivalency diploma. Additionally, training that provides employment related credentials, credits or certificates to support future employment opportunities is preferred. As part of the individual training plan, projects are encouraged to provide comprehensive student support services, including but not limited to tutoring, mentoring, child care, after school program access, transportation, financial development services, referrals for public benefits, and case management. Districts must comply with the nondisplacement provisions of sections 336-e and 336-f of the social services law when establishing subsidized employment posi-

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tions funded through the transitional jobs program ..... 5,000,000 ..... (re. $5,000,000)

For services related to the wheels for work program, including, but not limited to activities which procure, repair, finance, and/or insure vehicles needed for transportation to and from employment or allowable work activities ... 409,000 ..... (re. $83,000)

The appropriation made by chapter 110, section 16, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, the funds appropriated herein, shall be available for transfer to the federal health and human services fund - 265, federal day care account to continue operation of and support existing enrollment in the child care facilitated enrollment pilot programs which expand access to child care subsidies for working families living or employed in the Liberty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the county of Monroe, with income up to 275 percent of the federal poverty level. Of the amount appropriated herein, $1,207,500 shall be made available for Monroe county, and $2,898,200 shall be made available for all other projects. Up to $120,750 shall be made available to the current designated administrator in the county of Monroe, or to a successor administrator designated by the current administration to administer such county's program and to implement a plan approved by the office of children and family services; and up to $289,820 shall be made available to the Consortium for Worker Education, Inc., or other designated successor, to administer and to implement a plan approved by the office of children and family services for the programs in the Liberty Zone, and the boroughs of Brooklyn, Queens and Bronx. Each pilot program administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on children and families and the senate committee on social services, the chair of the assembly committee on children and families, the chair of the assembly committee on social services, the chair of the senate committee on labor, and the chair of the assembly committee on labor, an evaluation of the pilot with recommendations for continuation or dissolution of the program supported by appropriate documentation. Such evaluation shall include available, information regarding the pilot programs or participants in the pilot programs, absent identifying information, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level; the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the pilot program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to

this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before October 1, 2010, provided that if such report is not received by October 1, 2010, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such program's funding in future years. Expenses related to the development of the evaluation of the pilot programs shall be paid from the pilot program's administrative set-aside or non-state funds. The remaining portion of the project's funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected needs and cost of providing child care subsidy payments to working families enrolled in the child care subsidy program through the pilot initiative, provided however that the office of children and family services shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support and the applicable local social services district shall not be required to approve or pay for subsidies not funded herein. The total number of slots for pilot programs located within the city of New York shall not exceed one thousand during fiscal year 2010-2011. Vacancies in child care slots may be filled at such time as the total enrollment of the New York city pilot program is less than one thousand slots. The pilot program located in the borough of Queens shall receive one new additional slot for each slot which becomes available through attrition once the total number of filled child care slots reaches less than one thousand. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2010 through March 31, 2012 for the New York city pilot program and for subsidy payments made from January 1, 2011 through December 31, 2012 for the Monroe county pilot program] in accordance with the fee schedule of the local social services district making the subsidy payments. Pilot programs are required to submit monthly reports to the office of children and family services, the local social services district, and for programs located in the city of New York, the administration for children's services, and the legislature. Each monthly report must provide without benefit of personal identifying information, the pilot program's current enrollment level, amount of the child's subsidy, co-payment levels and other information as needed or required by the office of children and family services. Further, the office of children and family services shall provide technical assistance to the pilot program to assist with project administration and timely coordination of the monthly claiming process. Notwithstanding any other provision of law, any pilot programs maintained herein may be terminated if the administrator for such programs mismanages such programs, by engaging in actions including but not limited to, improper use of funds, providing for child care

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subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion ... 4,105,700 ... . (re. $3,935,000)

Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for transfer to the federal health and human services fund - 265, federal day care account to continue operation of the facilitated enrollment pilot program in Capital Region-Oneida (consisting of Rensselaer, Schenectady, Saratoga, Albany and Oneida counties) as provided to the NYS AFL-CIO Workforce Development Institute to act or continue to act as the administrator to implement the program proposed by the union child care coalition of the NYS AFL-CIO and approved by the office of children and family services. The administrative cost, including the cost of the development of the evaluation of the pilot program shall not exceed ten percent of the funds available for this purpose. The remaining portion of the funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected need and cost of providing child care subsidies payment to working families enrolled through the pilot initiative, a local social services district shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which child care is provided and in accordance with the fee schedule of the local social services district making the subsidy payment. Up to $115,930 shall be made available to the NYS AFL-CIO Workforce Development Institute, or other designated administrator, to administer and to implement a plan approved by the office of children and family services for this pilot program in consultation with the advisory council. This administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families, and the assembly committee on social services, an evaluation of the pilot with recommendations. Such evaluation shall include available information regarding the pilot programs or participants in the pilot programs, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level, the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the facilitated enrollment program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legal-

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ly exempt provider. Such report shall be submitted by the applicable project administrator, on or before November 1, 2010, provided that if such report is not received by November 30, 2010, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2010 through March 31, 2012] in accordance with the fee schedule of the local social services district making the subsidy payments. The administrator for this pilot project is required to submit bi-monthly reports on the fifteenth day of every other month beginning on May 15, 2010 and bi-monthly thereafter that provide current enrollment and information including, but not limited to, the amount of the approved subsidy level, the level of co-payment by the local social services district required for the participants in the program, the program's adopted budget reflecting all expenses including salaries and other information as needed, to the office of children and family services, the chairs of the senate committee on social services, the senate committee on children and families, the senate committee on labor, the chairs of the assembly committee on children and families and the assembly committee on social services, and the local social services districts. Provided however that if such bi-monthly reports are not received from this Capital Region-Oneida administrator, reimbursement for administrative costs shall be either reduced or withheld and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. The office of children and family services shall provide technical assistance to the pilot program to assist in timely coordination with the monthly claiming process. Notwithstanding any other provision of law, this pilot program maintained herein may be terminated if the administrator for such program mismanages such program, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion
... 1,159,300 ..... (re. $1,159,300)

By chapter 53, section 1, of the laws of 2009:
For expenses associated with the operation of the statewide electronic benefit transfer (EBT) system; the common benefit identification card (CBIC); and the automated finger imaging system (AFIS) .....
4,000,000 ..... (re. $882,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:
The following remaining appropriations within the office of temporary and disability assistance federal health and human services fund temporary assistance for needy families account shall be available

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for payment of aid heretofore accrued or hereafter to accrue to municipalities. Notwithstanding any inconsistent provision of law, such funds may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget. Consistent with the purposes and rules established in the American recovery and reinvestment act of 2009, such funds shall be subject to all applicable reporting and accountability requirements contained in such act. Such funds shall be provided without state or local participation for services to eligible individuals under the state plan for the temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level or who are otherwise eligible under such plan, provided that such services to eligible persons not in receipt of public assistance shall not constitute "assistance" under applicable federal regulations and no more than 15 percent of the funds made available herein may be used for administration, provided further that the director of the budget does not determine that such use of funds can be expected to have the effect of increasing qualified state expenditures under paragraph 7 of subdivision (a) of section 409 of the federal social security act above the minimum applicable federal maintenance of effort requirement:

For allocation to local social services districts for the flexible fund for family services. Funds shall, without state or local participation, be allocated to local social services districts in accordance with a methodology to be developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget. Such amounts allocated to local social services districts shall hereinafter be referred to as the flexible fund for family services and shall be used for eligible services to eligible individuals under the State plan for the federal temporary assistance for needy families block grant, except for "assistance", which may only be provided to persons in receipt of public assistance benefits funded by the temporary assistance for needy families block grant with prior approval of the office of temporary and disability assistance. Notwithstanding any inconsistent provision of law, such amounts shall constitute the full amount of federal temporary assistance for needy families funds to be paid on account of activities funded in whole or in part hereunder. District allocations from the flexible fund for family services may be spent only pursuant to plans of expenditure, developed by each social services district and the local governing body and approved by the office of temporary and disability assistance, the office of children and family services, and the director of the budget. Such allocation shall be available for reimbursement through March 31, 2012; provided, however, that reimbursement for child welfare services other than foster care services shall be available for eligible expenditures incurred on or after October 1, 2008 and before October 1, 2009 that are otherwise reimbursable by the state on or after April 1, 2009 and that are claimed by March 31, 2010.

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Notwithstanding any inconsistent provision of law, the amounts so appropriated for allocation to local social services districts, may be used, without state or local financial participation, by social services districts with a population in excess of two million persons for such district's first eligible expenditures that occurred on or after October 1, 2008, or, subject to the approval of the director of the budget, during any other period beginning on or after January 1, 1997, for tuition costs for foster care children who are eligible for emergency assistance for families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995; provided that the funds appropriated herein may not be used to reimburse localities for costs disallowed under title IV-E of the social security act. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Such funds may also be used, without state or local participation, for care, maintenance, supervision, and tuition for juvenile delinquents and persons in need of supervision who are placed in residential programs operated by authorized agencies and who are eligible for emergency assistance to families in the manner the state was authorized to fund such costs under part A of title IV of the social security act as such part was in effect on September 30, 1995. Such expenditures shall constitute good cause pursuant to section 408 (a) (10) of the social security act. Unless otherwise approved by the commissioner of the office of children and family services with the approval of the director of the budget, these funds may be used only for eligible expenditures made from October 1, 2008 through September 30, 2009. Notwithstanding any inconsistent provision of law, the funds so appropriated may not be used to reimburse localities for costs disallowed under title IV-E of the social security act.

Notwithstanding any inconsistent provision of law, a social services district may request that the office of temporary and disability assistance retain and transfer a portion of the district's allocation of these funds to the credit of the office of children and family services special revenue funds - federal/aid to localities federal block grant fund - 265 for the title XX social services block grant for use by the district for eligible title XX services and/or to the credit of the office of children and family services federal health and human services fund - 265 local assistance, federal day care account for use by the district for eligible child care expenditures under the state block grant for child care, within the percentages established by the state in accordance with the federal social security act and related federal regulation. Any funds transferred at a district's request to the title XX social services block grant shall be used by the district for eligible title XX social services provided in accordance with the provisions of the federal social security act and the social services law to children or their families whose income is less than 200 percent of the federal poverty level applicable to the family size involved. Any funds transferred at a district's request to the office of children and family services federal health and human services fund -

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265 local assistance, federal day care account shall be made available to the district for use for eligible child care expenditures in accordance with the applicable provisions of federal law and regulations relating to federal funds included in the state block grant for child care and in accordance with applicable state law and regulations of the office of children and family services. Any claims made by a social services district for expenditures made for child care during a particular federal fiscal year, other than claims made under title XX of the federal social security act, shall be counted against the social services district's block grant for child care for that federal fiscal year. Each social services district must certify to the department of family assistance, within 90 days of enactment of the budget but before August 15, 2009, the amount of funds it wishes to have transferred under this provision.

Notwithstanding any other provision of law, the amount of the funds that each district expends on child welfare services from its flexible fund for family services funds and any flexible fund for family services funds transferred at the district's request to the title XX social services block grant must, to the extent that families are eligible therefore, be equal to or greater than the district's portion of the $342,322,341 statewide child welfare threshold amount, which shall be established pursuant to a formula developed by the office of temporary and disability assistance and the office of children and family services and approved by the director of the budget.

Notwithstanding any other provision of law including the state finance law and any local procurement law, at the request of a social services district and with the approval of the director of the budget, a portion of the funds so appropriated may be retained by the office of temporary and disability assistance for use by such office or for transfer or suballocation to the department of labor, the department of health and/or the office of children and family services to provide centralized administrative services, including but not limited to issuing requests for proposals; entering into, processing and/or amending contracts with existing providers for any services eligible for funding under the flexible fund for family services for which the applicable state agency has a contractual relationship or had a contractual relationship during state fiscal year 2004-05 or thereafter, and providing vendor payments .....
964,600,000 ..... (re. $35,262,000)

For allocation to local social services districts, notwithstanding any inconsistent provision of law, and without state or local financial participation, for costs of operating the summer youth programs providing full wage subsidy paid summer employment and associated supportive services to eligible individuals under the state plan for the temporary assistance for needy families block grant. Notwithstanding any other inconsistent law to the contrary, the commissioner of any department of social services may assign all or a portion of moneys appropriated herein on behalf of such department of social services to the workforce investment board designated by such commissioner and upon receipt of such monies, any such workforce

investment board shall be obligated to utilize such funds consistent with the purposes of this appropriation. Funds appropriated herein shall be allocated to local social services districts in accordance with a methodology that shall be based on allocations for the prior state fiscal year and on a district's relative share of persons aged 14 to 20 living in households whose incomes do not exceed 200 percent of the federal poverty level. At the request of local social services districts, funds not used for costs of the summer youth program may be transferred to the credit of the district's allocation of the flexible fund for family services; provided, however, that a minimum of $32,000,000 will be used for the summer youth program ... 35,000,000 ..... (re. $162,000)

For allocation to local social services districts to first provide intensive case services to families who are in receipt of public assistance and whose cases are in sanction status due to non-compliance with participation in countable federal work activities. Such services shall include, but not be limited to, clarification of information regarding the reason for the sanction and the methods for curing the sanction, a needs assessment regarding non-compliance that addresses barriers to compliance, assessment of any material needs that require immediate attention, and the development of a plan to bring the family into compliance, including information about any community-based services that may help to address the family's needs and help to bring the family into compliance. In no instance shall such services include activities conducted by local social services districts for fraud detection purposes. Such services may be provided through mailed notices, office appointments, home visits, or telephone contact, provided, however, that local districts shall use alternative means for contacting families, such as telephone contact or home visits, if the family is not responsive to letters requiring them to attend an office appointment. In the event that all sanctioned cases have been adequately addressed, similar intensive case services may be provided to other families who are in receipt of public assistance and who, although not in sanction status, are not meeting the requirements of section 335-b of the social services law. Allocation of such funds shall be based solely upon the number of temporary assistance cases that are not in compliance with required participation in countable federal work activities in each local social services district with an approved plan as a percentage of such cases statewide in districts with approved plans ... 3,000,000 ..... (re. $380,000)

For services and expenses related to providing additional funding for subsidies and quality activities at the state university of New York, provided that of such amount, $880,000 shall be available to community colleges and $1,080,000 shall be available to state operated campuses. Funds appropriated herein may be transferred to the office of children and family services for such services ..... 1,960,000 ..... (re. $490,000)

For preventive services to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal

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poverty level, including but not limited to: intensive case management and related services for families with children at risk of foster care placement due to the presence of alcohol and/or substance abuse in the household; family preservation services, centers and programs; foster care diversion demonstrations; and nonprofit provider collaborations with family treatment courts. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or award new contracts through a competitive process. Provided that, of the funds appropriated herein, at least $2,600,000 shall be available for programs providing post adoption services ... 18,793,000 ..... (re. $7,825,000)

For services and expenses related to the advantage afterschool program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to extend or expand current contracts with community based organizations, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process to community based organizations ... 11,391,000 ..... (re. $766,000)

For services and expenses related to the home visiting program. Such funds are to be available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process. Services funded through such appropriation shall be made available to families with children whose incomes do not exceed 200 percent of the federal poverty level applicable to the family size involved ... 5,822,000 ..... (re. $1,639,000)

For services and expenses, notwithstanding any other provision of law, relating to initiating and/or continuing program modifications and/or providing services including, but not limited to, demonstrated effective programs such as evidence-based initiatives for alternatives to detention for persons alleged or determined to be in need of supervision or otherwise at risk of placement in the juvenile justice system and for services and expenses related to reducing office of children and family services institutional placements through program modifications and/or services including, but not limited to, demonstrated effective programs such as evidence-based initiatives to divert youth at-risk of placement with the office of

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children and family services and/or as alternatives to residential placements with such office ... 10,752,000 ..... (re. $1,297,000)

For services and expenses of the community reinvestment program in communities that demonstrate the highest need as determined by the office of children and family services based proportionately on the number of children placed from such communities into the custody of such office; to reduce detention or divert residential placements within the juvenile justice system through program modifications and/or services, which may include, but are not limited to, demonstrated effective programs such as evidence-based initiatives to divert youth at-risk of detention and/or youth at-risk of placement ... 5,000,000 ..... (re. $4,293,000)

For those services and expenses provided to eligible individuals and families in accordance with the state plan for the temporary assistance for needy families block grant by existing Settlement Houses; provide, however, that the funds may be made available without regard to the limitations on the amount of grants provided to, and the requirements for fundraising by such programs as set forth in article ten-b of title six of the social services law ..... 6,000,000 ..... (re. $1,520,000)

For services and expenses related to the provision of non-residential domestic violence. Such funds may be suballocated or otherwise made available to the office of children and family services.Local social services districts are encouraged to collaborate with non-profit providers in the provision of such services ..... 3,000,000 ..... (re. $23,000)

For services and expenses of not-for-profit and voluntary agencies providing support services to the caretaker relative of a minor child when such services are provided to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level. Such funds are available pursuant to a plan prepared by the office of children and family services and approved by the director of the budget to continue or expand existing programs with existing contractors that are satisfactorily performing as determined by the office of children and family services, to award new contracts to continue programs where the existing contractors are not satisfactorily performing as determined by the office of children and family services and/or to award new contracts through a competitive process ..... 1,998,000 ..... (re. $132,000)

For services of the BRIDGE program, provided however, that, unless otherwise determined by the director of the budget, the rate of state financial participation shall be the same rates as required in the month immediately preceding December, 1996. Funds shall be made available and/or suballocated to the state university of New York for services and expenditures of the BRIDGE program and may be transferred to the state university of New York for personal and nonpersonal service costs and other expenses incurred in administering the provision of such services to eligible individuals and families. A portion of the funds may be transferred to the office of

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temporary and disability assistance state operations for personal and nonpersonal service costs incurred by the office in administering the program. Funds made available herein shall be used for services to eligible individuals and families who, upon determination of eligibility for such program, are receiving public assistance benefits under the state plan for the temporary assistance for needy families block grant or whose public assistance case includes a dependent child under the age of 18 or under the age of 19 if the child is attending secondary school and is in receipt of safety net assistance. To the extent that sufficient numbers of eligible public assistance recipients are not available, funds may be used to serve individuals and families not in receipt of public assistance, but eligible under the state plan for the temporary assistance for needy families block grant ... 8,503,000 ..... (re. $265,000)

For services related to the continuation of displaced homemaker services. Such funds may be available to provide displaced homemaker services to eligible individuals and families whose incomes do not exceed 200 percent of the federal poverty level, provided that such services to eligible persons not in receipt of public assistance shall not constitute "assistance" under applicable federal regulations, and may be used for state agency contractors, or aid to social services districts, provided, further, that no more than ten percent of the funds made available herein may be used for program administration at each individual displaced homemaker center. Each program administrator shall prepare and submit an annual report by December 1, 2008, to the office of temporary and disability assistance, the chair of the senate committee on social services, children and families and the assembly chair of the committee on social services, on the summary of activities, including but not limited to the number of eligible recipients, and the outcome for each recipient together with a summary of revenues and expenses including all salaries ... 5,600,000 ..... (re. $282,000)

For services related to the development of technology assisted learning programs at the educational opportunity centers. Such funds may be transferred, suballocated or otherwise made available in accordance with a memorandum of understanding between the office of temporary and disability assistance and the state university of New York. Provided, however, that funds appropriated herein shall be used to provide basic educational skills, job readiness training, and occupational training to program participants who are eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level. Of the funds appropriated herein, up to $500,000 shall be available without state or local financial participation for the development of technology assisted learning programs provided by community based organizations which serve eligible individuals living with HIV/AIDS ..... 7,000,000 ..... (re. $7,000,000)

For services and expenses of programs providing literacy training, work place literacy instruction and english as a second language instruction to eligible individuals and families under the state

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plan for the federal temporary assistance for needy families block grant, including, but not limited to, programs which offer intergenerational educational models intended to increase work place preparedness, and english as a second language programs which appropriately address the specific linguistic and cultural needs of the participants and the language skill needs of non-english speaking workers that relate to work place safety. Of the amount appropriated herein, at least $500,000 shall be available for literacy training and english as a second language instruction to individuals and families, who upon determination of eligibility for such services, are in receipt of public assistance and lack a literacy level equivalent to the ninth month of eighth grade or who have english language proficiency equal to a score of 34 or less on the NYS PLACE test or an equivalent score on a comparable test .....
3,000,000 ..... (re. $3,000,000)

For services related to the provision of transportation services to eligible individuals and families under the state plan for the temporary assistance for needy families block grant for the purpose of transportation to and from employment or other allowable activities. Such amount shall be available for distribution to social services districts and may be made available and/or suballocated to the department of transportation .....
2,200,000 ..... (re. $780,000)

For the services of the Rochester-Genesee Regional Transportation Authority for the provision of transportation services to eligible individuals and families, for the purpose of transportation to and from employment or other allowable work activities .....
2,000,000 ..... (re. $13,000)

For the services of Centro of Oneida for the implementation of programs, or the provision of additional transportation services to such eligible individuals and families, for the purpose of transportation to and from employment or other allowable work activities ...
125,000 ..... (re. $17,000)

For services of wheels for work programs to enhance and/or expand the program to assist such eligible individuals and families to procure, repair, finance, and/or insure vehicles needed for transportation to and from employment or allowable work activities to attain or maintain self-sufficiency ... 7,000,000 ..... (re. $1,224,000)

For the services of a wage subsidy program for eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant. Eligible not-for-profit community based organizations in social services districts shall administer a program that enables employers to offer subsidized employment, including but not limited to, expanded supportive transitional work activities for such eligible individuals and families consistent with the provisions of section 336-e and section 336-f of the social services law, as applicable. Provided that, of the $4,000,000, not less than $2,500,000 shall be for programs in social services districts with a population in excess of two million. Preference shall be given to proposals that include provisions for job retention, case management and job placement services. Participation

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in the program by such eligible individuals and families shall be limited to one year. Participating employers shall make reasonable efforts to retain individuals served by the program .....
14,000,000 ..... (re. $5,353,000)
For services, notwithstanding any inconsistent provision of law, and without state or local financial participation, of the career pathways program for not for profit, community based agencies providing coordinated, comprehensive employment services beyond the level currently funded by social services districts to eligible individuals and families under the state plan for the federal temporary assistance to needy families block grant, whose incomes do not exceed two hundred percent of the federal poverty level and, unless in receipt of public assistance, whose participation in such a program would not constitute "assistance" under federal temporary assistance for needy families block grant regulations. Such funds are to be made available to establish a career pathways program to link education and occupational training to subsequent employment through a continuum of educational programs and integrated support services to enable temporary assistance for needy families eligible participants, including disconnected young adults, ages sixteen to twenty-four, to advance over time both to higher levels of education and to higher wage jobs in targeted occupational sectors. With funds appropriated herein, the office of temporary and disability assistance in consultation with the department of labor shall establish the career pathways program and provide technical support, as needed, to provide education, training, and job placement for low-income individuals, age sixteen and older. Preference shall be given to eighteen to twenty-four year olds who are unemployed or underemployed, in areas of the state with demonstrated labor market needs and unemployment rates that are greater than the appropriate or comparative rate of employment for the region, and to persons in receipt of family assistance and/or safety net assistance. Of the amounts appropriated herein up to $75,000 may be transferred to the office of temporary and disability assistance state operation appropriation for personal and non-personal service costs incurred by the agency in administering such program. Of the amounts appropriated, at least sixty percent shall be available for services to eighteen to twenty-four year olds, with remaining funds available to recipients of family assistance and/or safety net assistance, without age restrictions, and sixteen to seventeen year old self-supporting individuals who are heads of household. The office of temporary and disability assistance in consultation with the department of labor shall develop a request for proposals and shall receive, review, and assess applications. In selecting proposals, the office of temporary and disability assistance and the department of labor shall give preference to programs that demonstrate community-based collaborations with education and training providers and employers in the region. Such education and training providers may include, but not be limited to general equivalency diplomas programs, community colleges, junior colleges, business and trade schools, vocational institutions, and institutions with baccalaureate degree-granting

programs; programs that provide for a career path or career paths, as supported by identified local employment needs; programs that provide employment services, including but not limited to, post-secondary training designed to meet the needs of employers in the local labor market, or catchment area; programs that include education and training components, such as remedial education, individual training plans, pre-employment training, workplace basic skills, and literacy skills training. Such education and training must include institutions, industry associations, or other credentialing bodies for the purpose of providing participants with certificates, diplomas, or degrees; projects that provide comprehensive student support services, including but not limited to tutoring, mentoring, child care, after school program access, transportation, and case management, as part of the individual training plan. Preference shall be given to proposals that include not-for-profit collaborations with education, training, or employer stakeholders in the region; programs which leverage additional community resources and provide participant support services; training that result in job placement; and education that links participants with occupational skills training and/or employer-related credentials, credits, diplomas or certificates ... 10,000,000 ..... (re. $5,174,000)

For services related to the green jobs corps program to be awarded to social services districts on a competitive basis for comprehensive employment services beyond the level currently funded by social services districts to eligible individuals and families under the state plan for the federal temporary assistance to needy families block grant, with priority given to public assistance recipients. Such funds are to be made available to establish a green jobs corps program to provide subsidized employment that links low or no income individuals, particularly those facing greater barriers to employment, to incremental job skills training, basic education, GED preparation, job placement, job retention, and career advancement opportunities in entry-level high-growth energy efficiency and environmental conservation industries, including but not limited to weatherization, building construction and retrofitting, environmental remediation, renewable energy, and natural resource preservation. The green jobs corps program shall provide job readiness and hard skills training to prepare participants for subsidized employment placement consisting of up to 35 hours per week of paid employment. Such program shall consist of job readiness training as intensive preparation for subsidized employment and advanced training. Such training shall include but not be limited to soft skills training, such as attitudinal training, career development, and introduction to basic computer literacy skills; hard skills training, including but not limited to basic construction (electrical, plumbing and carpentry), environmental remediation, weatherization, building retrofits, renewable energy, and natural resource preservation. Districts will provide program participants with available supportive services to support program participation and completion, which may include but not be limited to child care, transportation, and other necessary services. In conjunction with the subsidized

employment, funds may be used to provide adult basic education and GED preparation for program participants. Preference shall be given to districts with opportunities for jobs in the sectors specified above and for counties with unemployment rates that exceed the statewide average. Up to twenty-five percent of program participants may be eighteen to twenty-four year olds including individuals not in receipt of public assistance, with remaining participants to include public assistance recipients targeting those formerly incarcerated individuals, including non-custodial parents who were formerly incarcerated or who have a criminal history and who can attest to such parental relationship and make that information available to local social services districts child support unit. Districts must demonstrate that these subsidized positions will not replace existing funding or staff doing equivalent work .....
5,000,000 ..... (re. $1,252,000)

For services related to the health care jobs program for social services districts providing coordinated, comprehensive employment services beyond the level currently funded by social services districts to eligible individuals and families under the state plan for the federal temporary assistance to needy families block grant. Such funds are to be made available to social services districts, with priority to districts with over 1,500 active adults in receipt of public assistance in households with dependent children, to train individuals for placement into employment in the health care sector, and to establish temporary subsidized employment opportunities for TANF eligible adults for up to one year in the health sector including community health outreach positions and other suboccupations within the sector. Low-income employees supported by this program may help provide information and education to assist low-income individuals with obtaining and maintaining eligibility for public health care programs, connecting to primary and preventive care services, reducing reliance on emergency rooms for basic care, wellness education, on such topics including but not limited to weight management, exercise and nutrition, stress management, and with accessing benefits under other work support programs. With funds appropriated herein and allocated to social service districts, the office of temporary and disability assistance shall establish the health care jobs program and provide technical support, as needed, to provide employment opportunities to low-income workers in the health care industry, including adults with limited english proficiency. Each social services district shall submit a plan for its health care jobs program. Districts must comply with the nondisplacement provisions of sections 336-e and 336-f of the social services law when establishing subsidized employment positions funded through the health care jobs program .....
5,000,000 ..... (re. $819,000)

For services related to a Nurse-Family Partnership program for eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant. Such funds are to be made available to social services districts to establish or fund Nurse-Family Partnership programs to provide supportive

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services to temporary assistance for needy families eligible individuals aimed at: improving pregnancy outcomes by helping first time mothers and pregnant women engage in sound preventive health practices, including education on receiving thorough prenatal care from their healthcare providers, improving diets, and reducing the use of cigarettes, alcohol and illegal substances; improving child health and development by helping parents provide responsible and competent care; and improving the economic self-sufficiency of the family by helping parents develop a vision for their own future, plan future pregnancies, continue their education and find work, as appropriate. Provided that no funds expended under this provision may be used to provide actual medical care ... 5,000,000 ..... (re. $2,403,000)

For services related to a supportive housing program for families and for young adults age 18 to 25, who are eligible for benefits under the state plan for the federal temporary assistance for needy families block grant. Such supportive housing program shall be designed to enhance the employability, self-sufficiency, and/or family stability of residents, and prevent out-of-wedlock pregnancies among young adult residents. Eligible families shall include: homeless families; families at risk of exceeding, and those that have exceeded, their TANF assistance time limit; families with multiple barriers to employment and housing stability; families at risk for foster care placement; and those that are reunited after placements. Eligible young adults shall include: young adults aging out of the foster care system; runaway and homeless youth; and youth subject to criminal charges who are at risk for incarceration. Provided that, of the $5,000,000 up to $1,000,000 shall be available to continue existing services or to expand services provided to eligible young adults ... 5,000,000 ..... (re. $626,000)

For services related to the homelessness intervention program for eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant. These funds shall be available to not-for-profit organizations designed to provide services to prevent homelessness or to secure permanent housing, including but not limited to landlord/tenant conflict resolution, legal services, outreach and referral for other eligible services and benefits to stabilize households, and relocation assistance ... 5,000,000 ..... (re. $4,037,000)

For services of programs, in social services districts with a population in excess of two million, that meet the emergency needs of homeless individuals and families and those at risk of becoming homeless who are eligible for benefits under the state plan for the temporary assistance for needy families block grant. Such programs shall have demonstrated experience in providing services to meet the emergency needs of homeless individuals and families and those at risk of becoming homeless, including crisis intervention services, eviction prevention services, mobile emergency feeding services, and summer youth services ... 2,000,000 ..... (re. $60,000)

For services and expenses, established pursuant to chapter 58 of the laws of 2006, related to providing intensive employment and other supportive services, including job readiness and job placement

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services to noncustodial parents who are unemployed or who are working less than 20 hours per week; who are recipients of public assistance or whose incomes do not exceed 200 percent of the federal poverty level; and who have a child support order payable through the support collection unit of a social services district ..... 2,764,000 ..... (re. $304,000)

For services in accordance with a memorandum of understanding between the state education department, office of vocational and educational services for individuals with disabilities (VESID) and the office of temporary and disability assistance, for work activities for eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant whose incomes do not exceed 200 percent of the federal poverty level, and to provide comprehensive, intensive services to assist such individuals with disabilities in achieving employment. To the extent allowable, such allocation shall be used for work activities that can be credited toward the participation rate requirements set forth in the federal personal responsibility and work opportunity reconciliation act of 1996 ... 1,500,000 ..... (re. $1,500,000)

For services, related to transitional jobs programs administered by social services districts with employment opportunities established in public or private organizations including community based agencies. Eligible social services districts must establish a plan to provide coordinated, comprehensive employment services beyond the level currently funded by the social services district to eligible individuals and families under the state plan for the federal temporary assistance for needy families block grant. Such funds are to be made available to establish a transitional jobs program to provide a subsidized employment placement for up to twelve months for up to 40 hours per week of paid employment, with the requirement that all program participants receive at least 105 hours of paid education and training activities linked directly to local employment opportunities in sectors with substantial opportunities for continued unsubsidized employment, including but not limited to child care, health care, social and human services, clerical administrative assistance, transportation and construction/outdoor maintenance, to enable temporary assistance for needy families eligible participants, including disconnected young adults, ages eighteen to twenty-four, to obtain the job skills and education to advance into unsubsidized work at the end of the transitional employment period. Public or private organizations receiving funds appropriated herein shall report to the office of temporary and disability assistance on the average hourly wage paid to individuals participating in the program herein described. With funds appropriated herein, the office of temporary and disability assistance shall establish the transitional jobs program and provide technical support, as needed, to enable social services districts to develop transitional jobs programs that provide education, training, and job placement for low or no income individuals. Preference shall be given to persons in receipt of public assistance, formerly incarcerated individuals, and non-custodial parents who were formerly incarcerated or who have a

criminal history and who can attest to such parental relationship and make that information available to social services district child support units. The office of temporary and disability assistance shall establish allocations to social services districts with priority to areas of the state with unemployment rates that exceed the statewide average. Each participating district must submit a plan for its transitional jobs program that outlines the employment opportunities and education and training that will be provided to prepare individuals for unsubsidized employment. Districts will be encouraged to leverage services available through community-based education and training providers and target training to the needs of employers in the region. Such education and training providers may include, but not be limited to general equivalency diplomas programs, adult basic education, English as a second language programs, community colleges, junior colleges, business and trade schools, vocational institutions, and institutions with baccalaureate degree-granting programs, programs that provide employment services, including but not limited to programs that include education and training components, such as remedial education, individual training plans, pre-employment training, workplace basic skills, and literacy skills training. In those instances where program participants do not have a high school diploma or equivalent, preference shall be given to providing adult basic education services that will enable the participant to obtain an equivalency diploma. Additionally, training that provides employment related credential, credits or certificates to support future employment opportunities is preferred. As part of the individual training plan, projects are encouraged to provide comprehensive student support services, including but not limited to tutoring, mentoring, child care, after school program access, transportation, financial development services, referrals for public benefits, and case management. Districts must comply with the nondisplacement provisions of sections 336-e and 336-f of the social services law when establishing subsidized employment positions funded through the transitional jobs program ... 25,000,000 ..... (re. $4,763,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2010:

For services and expenses under the temporary assistance for needy families block grant, including but not limited to the family assistance program, emergency assistance to families program, and safety net program.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department of family assistance net of disallowances, refunds, reimbursements, and credits including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any

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other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Funds appropriated herein, as matched by state and local funds in accordance with section 153 of the social services law, may be used to provide rent supplements at local option to family assistance households and to cases that include a child in receipt of safety net assistance in order to prevent eviction and address homelessness in accordance with social services district plans approved by the office of temporary and disability assistance and the director of the budget, provided, however, that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law.

Amounts appropriated herein shall, subject to the approval of the director of the budget, be used to reimburse social services districts for 100 percent of the expenditures for foster care made on and after October 1, 2008 provided to children eligible for emergency assistance for families, other than juvenile justice services and other than tuition costs for foster care children who are eligible for emergency assistance for families and are in the custody of the commissioner of any local social services district with a population in excess of two million persons and, subject to the approval of the director of the budget, the commissioner of the office of children and family services, in consultation with the commissioner of labor and the commissioner of the office of temporary and disability assistance, may exclude foster care and foster care administration costs incurred on behalf of children in foster care placements who are at least 19 years of age.

Notwithstanding section 153 of the social services law and any other inconsistent provision of the social services law or this chapter, the commissioner of the office of temporary and disability assistance, upon consultation with the commissioner of the office of children and family services and subject to the approval of the director of the budget, may reduce federal financial participation in the cost of eligible public assistance expenses, including but not limited to, the family assistance program, the emergency assistance for families program and their administration paid to social services districts by the amount of federal financial participation received by each district for foster care pursuant to this provision and shall require each district to be responsible for 100 percent of the additional non-federal cost that results from such reduction in federal financial participation in an amount not to exceed the actual amount of federal temporary assistance for needy families funds for foster care provided to children eligible for emergency assistance for families pursuant to this appropriation. The commissioner of the office of temporary and disability assistance may require each social services district to make necessary adjustments in

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claims for eligible public assistance expenses to effectuate the reduction in federal financial participation required herein.

Notwithstanding section 153 of the social services law and any other inconsistent provision of the social services law or this chapter, the commissioner of the office of temporary and disability assistance may not reduce federal financial participation in local administrative expenses for a social services district until the reduction in federal financial participation in all other expenditures for such public assistance programs has been reduced by 95 percent of estimated expenditures otherwise eligible for federal financial participation unless otherwise waived by the commissioner
... 1,271,225,000 ..... (re. $263,468,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

Notwithstanding any inconsistent provision of law, the funds appropriated herein, shall be available for transfer to the federal health and human services fund - 265, federal day care account to continue operation of and support existing enrollment in the child care facilitated enrollment pilot programs which expand access to child care subsidies for working families living or employed in the Liberty Zone, the boroughs of Brooklyn, Queens, and Bronx, and in the county of Monroe, with income up to 275 percent of the federal poverty level. Of the amount appropriated herein, $2,500,000 shall be made available for Monroe county, and $6,000,000 shall be made available for all other projects. Up to $250,000 shall be made available to the current designated administrator in the county of Monroe, or to a successor administrator designated by the current administration to administer such county's program and to implement a plan approved by the office of children and family services; and up to $600,000 shall be made available to the Consortium for Worker Education, Inc., or other designated successor, to administer and to implement a plan approved by the office of children and family services for the programs in the Liberty Zone, and the boroughs of Brooklyn, Queens and Bronx. Each pilot program administrator shall prepare and submit to the office of children and family services, the chair of the senate committee on children and families and social services, the chair of the assembly committee on children and families, the chair of the assembly committee on social services, the chair of the senate committee on labor, and the chair of the assembly committee on labor, an evaluation of the pilot with recommendations for continuation or dissolution of the program supported by appropriate documentation. Such evaluation shall include available, information regarding the pilot programs or participants in the pilot programs, absent identifying information, including but not limited to: the number of income-eligible children of working parents with income greater than 200 percent but at or less than 275 percent of the federal poverty level; the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents

considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the pilot program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before October 1, 2009, provided that if such report is not received by October 1, 2009, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such program's funding in future years. Expenses related to the development of the evaluation of the pilot programs shall be paid from the pilot program's administrative set-aside or non-state funds. The remaining portion of the project's funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected needs and cost of providing child care subsidy payments to working families enrolled in the child care subsidy program through the pilot initiative, provided however that the office of children and family services shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support and the applicable local social services district shall not be required to approve or pay for subsidies not funded herein.

The total number of slots for pilot programs located within the city of New York shall not exceed one thousand during fiscal year 2009-2010. Vacancies in child care slots may be filled at such time as the total enrollment of the New York city pilot program is less than one thousand slots. The pilot program located in the borough of Queens shall receive one new additional slot for each slot which becomes available through attrition once the total number of filled child care slots reaches less than one thousand. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2009 through March 31, 2012 for the New York City Pilot and for subsidy payments made from January 1, 2010 through December 31, 2012 for the Monroe County Pilot] in accordance with the fee schedule of the social services district making the subsidy payments. Pilot programs are required to submit monthly reports to the office of children and family services, the local social services district, and for programs located in the City of New York, the administration for children's services, and the Legislature. Each monthly report must provide without benefit of personal identifying information, the pilot program's current enrollment level, amount of the child's subsidy, co-payment levels and other information as needed or required by the office of children and family services. Further, the office of children and family services shall provide technical assistance to the pilot program to assist with

project administration and timely coordination of the monthly claiming process. Notwithstanding any other provision of law, any pilot programs maintained herein may be terminated if the administrator for such programs mismanages such programs, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion ... 8,500,000 ..... (re. $13,000)

For the continuation of the facilitated enrollment pilot program in Capital Region-Oneida (consisting of Rensselaer, Schenectady, Saratoga, Albany and Oneida counties) be provided to the NYS AFL-CIO Workforce Development Institute to act or continue to act as the administrator to implement the program proposed by the union child care coalition of the NYS AFL-CIO and approved by the office of children and family services. The administrative cost of this pilot program shall not exceed ten percent of the funds available for this purpose. The remaining portion of the funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected need and cost of providing child care subsidies payment to working families enrolled through the pilot initiative. Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which child care is provided and in accordance with the fee schedule of the social services district making the subsidy payment.

For transfer consistent with transfer authority contained in a chapter of the laws of 2008 enacting the executive budget to credit the office of children and family services federal health and human services fund-265 local assistance, federal day care account for the child care facilitated enrollment pilot programs. Notwithstanding any inconsistent provision of law, the funds appropriated herein shall be available for expenses associated with the continued operation of the child care facilitated enrollment pilot program in the Capital Region-Oneida for working families residing in the Capital Region-Oneida with income up to two hundred seventy-five percent of the federal poverty level. Of the amount appropriated herein, $2,400,000 shall be made available for this Capital Region-Oneida project.

Provided however that, up to $240,000 shall be made available to the NYS AFL-CIO Workforce Development Institute, or other designated administrator, to administer and to implement a plan approved by the office of children and family services for this pilot program in consultation with the advisory council. This administrator shall prepare and submit to the office of children and family services, the chairs of the senate committee on social services, children and families, the senate committee on labor, the chairs of the assembly committee on children and families, the assembly committee on social services, an evaluation of the pilot with recommendations. Such evaluation shall include available information regarding the pilot programs or participants in the pilot programs, including but not

limited to: the number of income-eligible children of working parents with income greater than two hundred percent but at or less than two hundred seventy-five percent of the federal poverty level, the ages of the children served by the project, the number of families served by the project who are in receipt of family assistance, the factors that parents considered when searching for child care, the factors that barred the families' access to child care assistance prior to their enrollment in the facilitated enrollment program, the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy for regulated child care, and the number of families who receive a child care subsidy pursuant to this program who choose to use such subsidy to receive child care services provided by a legally exempt provider. Such report shall be submitted by the applicable project administrator, on or before November 1, 2009, provided that if such report is not received by November 30, 2009, reimbursement for administrative costs shall be either reduced or withheld, and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. The administrative cost, including the cost of the development of the evaluation of the pilot programs, shall not exceed ten percent of the funds available for this purpose. The remaining portion of the funds shall be allocated by the office of children and family services to the local social services districts where the recipient families reside as determined by the project administrator based on projected needs and cost of providing child care subsidy payments to working families enrolled in the child care subsidy program through this pilot initiative in the Capital Region-Oneida provided however a local social services district shall not reimburse subsidy payments in excess of the amount the subsidy funding appropriated herein can support.

Child care subsidies paid on behalf of eligible families shall be reimbursed at the actual cost of care up to the applicable market rate for the district in which the child care is provided[, for subsidy payments made from April 1, 2009 through March 31, 2012] in accordance with the fee schedule of the social services district making the subsidy payments. The administrator for this pilot project is required to submit bi-monthly reports on the fifteenth day of every other month beginning on May 15, 2009 and bi-monthly thereafter that provide current enrollment and information including, but not limited to, the amount of the approved subsidy level, the level of co-payment by the social services district required for the participants in the program, the program's adopted budget reflecting all expenses including salaries and other information as needed, to the office of children and family services, the senate chair of the committee on social services, children and families, the senate committee on labor, the chairs of the assembly committee on children and families and the assembly committee on social services, and the social services districts. Provided however that if such bi-monthly reports are not received from this Capital Region-Oneida administrator, reimbursement for administrative costs

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shall be either reduced or withheld and failure of an administrator to submit a timely report may jeopardize such administrator's program from receiving funding in future years. The office of children and family services shall provide technical assistance to the pilot program to assist in timely coordination with the monthly claiming process. Notwithstanding any other provision of law, this pilot program maintained herein may be terminated if the administrator for such program mismanages such program, by engaging in actions including but not limited to, improper use of funds, providing for child care subsidies in excess of the amount the subsidy funding appropriated herein can support, and failing to submit claims for reimbursement in a timely fashion ... 2,400,000 ..... (re. $98,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Home Energy Assistance Program Account

By chapter 53, section 1, of the laws of 2011:
Notwithstanding section 97 of the social services law, funds appropriated herein shall be available for services and expenses, including payments to public and private agencies and individuals for the low income home energy assistance program provided pursuant to the low income energy assistance act of 1981. Funds appropriated herein, subject to the approval of the director of the budget, may be transferred or suballocated to other state agencies for services and expenses related to the low income home energy assistance program.
Notwithstanding any inconsistent provision of the law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee .....
600,000,000 ..... (re. $489,040,000)

By chapter 53, section 1, of the laws of 2010:
Notwithstanding section 97 of the social services laws, funds appropriated herein shall be available for services and expenses, including payments to public and private agencies and individuals for the low income home energy assistance program provided pursuant to the low income energy assistance act of 1981. Funds appropriated herein, subject to the approval of the director of the budget, may be transferred or suballocated to other state agencies for services and expenses related to the low income home energy assistance program.
Notwithstanding any inconsistent provision of the law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof

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with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. A portion of the funds appropriated may be transferred to the state operations account of the office of temporary and disability assistance for services and expenses related to the administration of the low income home energy assistance program. With the approval of the director of the budget a portion of the amount appropriated herein may be transferred or suballocated to the state office for the aging or the division of housing and community renewal for the administration of the low income home energy assistance program .....
600,000,000 ..... (re. $50,202,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2010:

Notwithstanding section 97 of the social services laws, funds appropriated herein shall be available for services and expenses, including payments to public and private agencies and individuals for the low income home energy assistance program provided pursuant to the low income energy assistance act of 1981. Funds appropriated herein, subject to the approval of the director of the budget, may be transferred or suballocated to other state agencies for services and expenses related to the low income home energy assistance program.

Notwithstanding any inconsistent provision of the law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. A portion of the funds appropriated may be transferred to the state operations account of the office of temporary and disability assistance for services and expenses related to the administration of the low income home energy assistance program. With the approval of the director of the budget a portion of the amount appropriated herein may be transferred or suballocated to the state office for the aging or the division of housing and community renewal for the administration of the low income home energy assistance program .....
600,000,000 ..... (re. $11,000,000)

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal Food and Nutrition Services Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended by transferring the sum of $2,000,000 to the department of health, state operations, center for community health program, federal food and nutrition services account:

For reimbursement to social services districts for administrative expenditures associated with the food stamp program, and for reimbursement to the United States department of agriculture for

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food stamp recoveries. Such reimbursement shall constitute total state reimbursement for local district administrative claims.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits including but not limited to additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, funds appropriated herein may be used for reimbursement of food stamp employment and training expenditures and shall be made available to social services districts or may be set aside for state administered programs for the provision of services to food stamp recipients and applicants in accordance with a plan developed by the office of temporary and disability assistance and approved by the director of the budget. Funds appropriated herein may be used to fund the cost of child care services provided to eligible food stamp employment and training participants subject to a plan approved by the office of temporary and disability assistance, the office of children and family services and the director of the budget only to the extent that the office of children and family services and the director of the budget determine that the use of such funds will not jeopardize the state's ability to receive the state's entire allotment of federal child care development funds and child care funds available under title IV-A of the social security act. Any child care funded through the food stamp employment and training program must be provided in a manner consistent with the federal law and regulations relating to the federal funds included in the state block grant for child care and the regulations of the office of children and family services for such block grant. Districts shall submit claims and other reports regarding the use of the food stamp employment and training program funds for child care services at such times and in such manner and format as required by the department of family assistance.

Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein may be made available to the department of health, in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, consistent with federal law, regulations or waivers for expenses related to nutrition education programs.

Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein may be made available to community based

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organizations in accordance with chapter 820 of the laws of 1987 ... [350,000,000] 348,000,000 ..... (re. $137,919,000)

By chapter 53, section 1, of the laws of 2010:

For reimbursement to social services districts for administrative expenditures associated with the food stamp program, and for reimbursement to the United States department of agriculture for food stamp recoveries.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits including but not limited to additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, funds appropriated herein for reimbursement of food stamp employment and training expenditures shall be made available to social services districts or may be set aside for state administered programs for the provision of services to food stamp recipients and applicants in accordance with a plan developed by the commissioner and approved by the director of the budget.

Funds appropriated herein shall not be used to fund the cost of child care provided to children eligible for child care services through the office of children and family services.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

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Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein may be made available, including through suballocation or transfer to the department of health, in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, consistent with federal law, regulations or waivers, and may be transferred to the department of health for the personal and nonpersonal services and other expenses related to nutrition education programs.

Of the amount appropriated herein, up to $2,300,000 may be made available, including through suballocation or transfer to the department of health for grants to community based organizations in accordance with chapter 820 of the laws of 1987. Of this amount, up to $125,000 may be transferred to the department of health for the personal and nonpersonal services and other expenses of the department of health related to the administration of those grants .....
492,077,000 ..... (re. $239,133,000)

By chapter 53, section 1, of the laws of 2009, as transferred by chapter 53, section 1, of the laws of 2010:

For reimbursement to social services districts for administrative expenditures associated with the food stamp program, and for reimbursement to the United States department of agriculture for food stamp recoveries.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office net of disallowances, refunds, reimbursements, and credits including but not limited to additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, funds appropriated herein for reimbursement of food stamp employment and training expenditures shall be made available to social services districts or

may be set aside for state administered programs, or be transferred to state operations for eligible personal and nonpersonal service costs, for the provision of services to food stamp recipients and applicants in accordance with a plan developed by the commissioner and approved by the director of the budget.

Funds appropriated herein shall not be used to fund the cost of child care provided to children eligible for child care services through the office of children and family services.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the office of temporary and disability assistance federal fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, a portion of the funds appropriated herein may be made available, including through suballocation or transfer to the department of health, in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, consistent with federal law, regulations or waivers, and may be transferred to the department of health for the personal and nonpersonal services and other expenses related to nutrition education programs.

Of the amount appropriated herein, up to $2,300,000 may be made available, including through suballocation or transfer to the department of health for grants to community based organizations in accordance with chapter 820 of the laws of 1987. Of this amount, up to $125,000 may be transferred to the department of health for the personal and nonpersonal services and other expenses of the department of health related to the administration of those grants .....
420,390,000 ..... (re. $179,551,000)

SPECIALIZED SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:

For services and expenses related to homeless housing programs including but not limited to the single room occupancy program pursuant to title 2 of article 2-A of the social services law, the homelessness intervention program pursuant to title 4 of article 2-A of the social services law, the operational support for AIDS housing program and the homelessness prevention program. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the office of temporary and disability assistance in such detail as required by the director of the budget ... 25,865,000 ..... (re. $24,609,000)

For the cost of providing shelter supplements or other services for low income households in order to prevent eviction or address home-

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lessness in social services districts with a population over five million, in accordance with a plan approved by the office of temporary and disability assistance and the director of the budget, provided, however, that such supplements shall not be part of the standard of need pursuant to section 131-a of the social services law ... 15,000,000 ..... (re. $15,000,000)

For services related to programs which assist non-citizens in their attainment of citizenship. No funds shall be expended from this appropriation until a plan is submitted by the commissioner and approved by the director of the budget. Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits ... 1,669,000 ..... (re. $1,264,000)

For enhanced services to refugees, asylees, entrants, certified victims of human trafficking and their family members, precertified victims of human trafficking and their family members and other immigrant populations eligible for refugee services to assist such individuals and families to attain economic self-sufficiency and reduce or eliminate reliance on public assistance benefits as a primary means of support.

Such services shall include, but not be limited to, case management, English-as-a-second-language, job training and placement assistance, post-employment services necessary to ensure job retention, and services necessary to assist the individual and family members to establish and maintain a permanent residence in New York state. Funds appropriated herein shall, at the discretion of the commissioner of the office of temporary and disability assistance, be awarded to voluntary refugee resettlement agencies and/or local representatives of such agencies currently under contract with the office of temporary and disability assistance to provide services to refugee populations and individual awards shall be made proportionately based on each organization's number of refugees resettled and asylees, entrants, certified and pre-certified victims of human trafficking and their family members, and other immigrant populations eligible for refugee services served in the previous five year period based on the most recent five year data published by the federal department of health and human services office of refugee resettlement or its grantee ... 1,669,000 ..... (re. $1,669,000)

For services related to the human trafficking program as established pursuant to chapter 74 of the laws of 2007 ..... 397,000 ..... (re. $397,000)

By chapter 110, section 16, of the laws of 2010:

For 50 percent reimbursement of expenditures made by a social services district or a not-for-profit corporation for supportive service subsidies for single room occupancy housing for homeless individuals, pursuant to title 2 of article 2-A of the social services law. Subject to a plan approved by the director of the budget, up to $250,000 of the funds appropriated herein, may be used by the office

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of temporary and disability assistance through contract, for technical assistance to organizations operating or supervising the operation of a single room occupancy program ..... 17,664,300 ..... (re. $3,856,000)
For 75 percent reimbursement of the approved costs for homeless intervention program activities pursuant to title 4 of article 2-A of the social services law. Notwithstanding any other inconsistent provision of law, social services districts or contractors, as a condition of receiving such funds herein appropriated, shall provide 25 percent cash or in-kind share. Funding provided for herein shall not supplant existing federal, state or local funding ..... 2,669,400 ..... (re. $1,988,000)
For services related to programs which assist non-citizens in their attainment of citizenship status. No funds shall be expended from this appropriation until a plan is submitted by the commissioner and approved by the director of the budget. Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance net of disallowances, refunds, reimbursements, and credits ... 1,668,600 ..... (re. $177,000)
For services related to the human trafficking program as established pursuant to chapter 74 of the laws of 2007 ..... 397,000 ..... (re. $397,000)
For operational support to projects which have received capital grant awards through the homeless housing assistance program and house homeless singles and families living with HIV/AIDS ..... 982,800 ..... (re. $124,000)

By chapter 53, section 1, of the laws of 2009:
For 75 percent reimbursement of the approved costs for homeless intervention program activities pursuant to title 4 of article 2-A of the social services law. Notwithstanding any other inconsistent provision of law, social services districts or contractors, as a condition of receiving such funds herein appropriated, shall provide 25 percent cash or in-kind share. Funding provided for herein shall not supplant existing federal, state or local funding ..... 2,966,000 ..... (re. $755,000)
For services related to the human trafficking program as established pursuant to chapter 74 of the laws of 2007 ..... 441,000 ..... (re. $1,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 502, section 2, of the laws of 2009:
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
The amounts appropriated herein shall be available for reimbursement of local district claims only to the extent that such claims are

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submitted within 24 months of the last day of the state fiscal year in which the expenditures were incurred.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account with such interest accruing to the credit of the locality in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the office of temporary and disability assistance program, net of disallowances, refunds, reimbursements, and credits including, but not limited to, additional federal funds resulting from any changes in federal cost allocation methodologies.

Notwithstanding any inconsistent provision of law, the amount herein appropriated may be increased or decreased by interchange with any other appropriation within the department of family assistance, office of temporary and disability assistance and office of children and family services general fund - local assistance account with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For 50 percent reimbursement of expenditures made by a social services district or a not-for-profit corporation for supportive service subsidies for single room occupancy housing for homeless individuals, pursuant to title 2 of article 2-A of the social services law. Subject to a plan approved by the director of the budget, up to $250,000 of the funds appropriated herein, may be used by the office of temporary and disability assistance through contract, for technical assistance to organizations operating or supervising the operation of a single room occupancy program; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 .....
16,074,000 ..... (re. $3,024,000)

For additional services and expenses for supportive service subsidies for single room occupancy housing. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American recovery and reinvestment act of 2009; provided, however, that the

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amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ..... 3,553,000 ..... (re. $444,000)

By chapter 53, section 1, of the laws of 2008:
For services related to the human trafficking program as established pursuant to chapter 74 of the laws of 2007 ..... 441,000 ..... (re. $269,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Refugee Resettlement Account

By chapter 53, section 1, of the laws of 2011:
For services related to refugee programs including but not limited to the Cuban-Haitian and refugee resettlement program and the Cuban-Haitian and refugee targeted assistance program provided pursuant to the federal refugee assistance act of 1980 as amended.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, funds appropriated herein, subject to the approval of the director of the budget and in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, may be transferred or suballocated to the department of health for services and expenses related to the refugee resettlement health assessment program.
Notwithstanding any inconsistent provision of law, and subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased through transfer or interchange with any other federal appropriation within the office of temporary and disability assistance ... 25,000,000 ..... (re. $25,000,000)

By chapter 53, section 1, of the laws of 2010:
For services related to refugee programs including but not limited to the Cuban-Haitian and refugee resettlement program and the Cuban-Haitian and refugee target assistance program provided pursuant to the federal refugee assistance act of 1980 as amended.
Notwithstanding any other provisions of law to the contrary, a portion of the funds appropriated herein may, subject to the approval of the director of the budget, be made available to support the costs of a demonstration program pursuant to section 358 of the social services law as amended by chapter 436 of the laws of 1997.

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Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, funds appropriated herein, subject to the approval of the director of the budget and in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, may be transferred or suballocated to the department of health for services and expenses related to the refugee health resettlement assessment program.
Notwithstanding any inconsistent provision of law, and subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased through transfer or interchange with any other federal appropriation within the office of temporary and disability assistance ... 25,000,000 ..... (re. $15,492,000)

By chapter 53, section 1, of the laws of 2009:
For services related to refugee programs including but not limited to the Cuban-Haitian and refugee resettlement program and the Cuban-Haitian and refugee target assistance program provided pursuant to the federal refugee assistance act of 1980 as amended.
Notwithstanding any other provisions of law to the contrary, a portion of the funds appropriated herein may, subject to the approval of the director of the budget, be made available to support the costs of a demonstration program pursuant to section 358 of the social services law as amended by chapter 436 of the laws of 1997.
Funds appropriated herein shall be available for aid to municipalities and for payments to the federal government for expenditures made pursuant to the social services law and the state plan for individual and family grant program under the disaster relief act of 1974.
Such funds are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities. Subject to the approval of the director of the budget, such funds shall be available to the department net of disallowances, refunds, reimbursements, and credits.
Notwithstanding any inconsistent provision of law, funds appropriated herein, subject to the approval of the director of the budget and in accordance with a memorandum of understanding between the office of temporary and disability assistance and the department of health, may be transferred or suballocated to the department of health for services and expenses related to the refugee health resettlement assessment program ... 25,000,000 ..... (re. $6,267,000)

Special Revenue Funds - Federal
Federal Operating Grant Fund

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Homeless Housing Account

By chapter 53, section 1, of the laws of 2011:
For services related to federal homeless and other federal support services grants. Subject to the approval of the director of the budget, the amount appropriated herein may be made available to other state agencies through transfer or suballocation for services and expenses related to federal homeless and other federal support services grants. The director of the budget is hereby authorized to transfer or suballocate appropriation authority contained herein to any other fund in which federal homeless and other federal support services grants are actually received .....
7,500,000 ..... (re. $7,500,000)

By chapter 53, section 1, of the laws of 2010:
For services related to federal homeless and other federal support services grants. Subject to the approval of the director of the budget, the amount appropriated herein may be made available to other state agencies through transfer or suballocation for services and expenses related to federal homeless and other federal support services grants. The director of the budget is hereby authorized to transfer or suballocate appropriation authority contained herein to any other fund in which federal homeless and other federal support services grants are actually received .....
7,500,000 ..... (re. $3,437,000)

DEPARTMENT OF FINANCIAL SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	225,566,000	2,540,000
All Funds	225,566,000	2,540,000

SCHEDULE

ADMINISTRATION PROGRAM 850,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Banking Department Settlement Account

For services and expenses related to the enforcement actions in accordance with the purposes outlined in the settlement under which funding is obtained. Notwithstanding any inconsistent provision of law, all or a portion of this appropriation may, subject to the approval of the director of the budget, be transferred to the special revenue funds - other / state operations, miscellaneous special revenue fund, banking department settlement account. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority 850,000

INSURANCE PROGRAM 224,716,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Insurance Department Account

For suballocation to the division of homeland security and emergency services for aid to localities payments related to municipalities fighting fires on state property, expenses incurred under the state's fire mobilization and mutual aid plan, and for payment of training costs incurred in accordance with section 209-x of the general municipal law for training

of certain first-line supervisors of paid fire departments at the New York city fire training academy and in accordance with rules and regulations promulgated by the secretary of state and approved by the director of the budget. Notwithstanding any other provision of law, the amount herein made available shall constitute the state's entire obligation for all costs incurred by the New York city fire training academy in state fiscal year 2012-13 989,000

For suballocation to the department of health for aid to localities payments for services and expenses related to state grants for a program of family planning services pursuant to article 2 of the public health law which may include cervical cancer vaccine. A portion of this appropriation may be transferred to state operations for administration of the program 4,700,000

For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the lead poisoning prevention program. A portion of this appropriation may be transferred to state operations for administration of the program 3,760,000

For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the childhood lead poisoning primary prevention program. A portion of this appropriation may be transferred to state operations for administration of the program 5,170,000

For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the lead prevention program. A portion of this appropriation may be transferred to state operations for administration of the program 677,000

For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the childhood obesity program. A portion of this appropriation may be transferred to state operations for administration of the program 660,000

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For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the immunization program. A portion of this appropriation may be transferred to state operations for administration of the program	7,520,000
For services and expenses related to the healthy NY program. A portion of this appropriation may be transferred to state operations appropriations	161,040,000
For services and expenses related to the health maintenance organization direct pay market program	39,200,000
For services and expenses related to the pilot program for entertainment industry employees	1,000,000

DEPARTMENT OF FINANCIAL SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

[REGULATION] INSURANCE PROGRAM

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Insurance Department Account

By chapter 55, section 1, of the laws of 2008, as transferred by chapter 54, section 1, of the laws of 2011:
For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the childhood lead poisoning primary prevention program. A portion of this appropriation may be transferred to state operations for administration of the program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 5,500,000 ..... (re. $640,000)
For suballocation to the department of health for aid to localities payments for services and expenses related to the administration of the childhood obesity program. A portion of this appropriation may be transferred to state operations for administration of the program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,765,000 ..... (re. $300,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter 54, section 1, of the laws of 2011:
For suballocation to the department of health for aid to localities payments for services and related to the administration of the childhood lead poisoning primary prevention program. A portion of this appropriation may be transferred to state operations for administration of the program ... 3,000,000 ..... (re. $1,600,000)

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	31,944,589,915	29,515,715,000
Special Revenue Funds - Federal	62,222,157,000	64,325,798,000
Special Revenue Funds - Other	12,492,989,800	12,529,541,700
All Funds	106,659,736,715	106,371,054,700

SCHEDULE

ADMINISTRATION PROGRAM 280,500

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment to the office of minority health, as determined by the commissioner of the department of health, provided however, for the period commencing on April 1, 2012 and ending March 31, 2013, the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement. The commissioner of the department of health shall determine the standards and requirements necessary to qualify for such increases. Further, each local government unit or direct contract provider receiving such funding shall submit a written certification regarding the use of such funds to be provided in the format proscribed by the department.
Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner and approved by the director of the budget 14,500
For services and expenses of the office of minority health including competitive grants to promote community strategic planning or new or improved health care

delivery systems and networks in minority areas. Up to $102,000 of this appropriation may be transferred to state operations for administration 266,000

AIDS INSTITUTE PROGRAM 103,412,950

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment, provided however, for the period commencing on April 1, 2012 and ending March 31, 2013, the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement, for providers of the following services, as determined by the commissioner of the department of health: regional and targeted HIV, STD, and hepatitis C services, HIV, STD, and hepatitis C prevention, HIV health care and supportive services, hepatitis C programs and HIV, STD, and hepatitis C clinical and provider education programs.

The commissioner of the department of health shall determine the standards and requirements necessary to qualify for such increases and the department may suballocate funds as needed. Further, each local government unit or direct contract provider receiving such funding shall submit a written certification regarding the use of such funds to be provided in the format proscribed by the department.

Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner and approved by the director of the budget 6,245,000

For services and expenses for regional and targeted HIV, STD, and hepatitis C services. To ensure organizational viabil-

ity, agency administration may be supported subject to the review and approval of the department of health.
Notwithstanding any provision of law to the contrary, the Commissioner of Health shall be authorized to continue contracts with community service programs, multi-service agencies and community development initiatives for all such contracts which were executed on or before March 31, 2009, without any additional requirements that such contracts be subject to competitive bidding or a request for proposals process ... 3,090,000
For services and expenses for HIV, STD, and hepatitis C prevention 6,997,850
For services and expenses for HIV health care and supportive services. A portion of this appropriation may be suballocated to other state agencies, authorities, or accounts for expenditures related to the New York/New York III supportive housing agreement. A portion of these funds may be transferred to the general fund - state purposes account for administration of this program 10,933,100
For services and expenses for hepatitis C programs. A portion of these funds may be transferred to the general fund-state purposes account for administration of this program 1,131,000

Program account subtotal 28,396,950

Special Revenue Funds - Other
HCRA Resources Fund
Health Care Services Account

For services and expenses for regional and targeted HIV, STD, and hepatitis C services. To ensure organizational viability, agency administration may be supported subject to the review and approval of the department of health. A portion of these funds may be transferred to the general fund-state purposes account for administration of this program.
Notwithstanding any provision of law to the contrary, the Commissioner of Health shall be authorized to continue contracts with community service programs, multi-service agencies and community development initi-

atives for all such contracts which were executed on or before March 31, 2009, without any additional requirements that such contracts be subject to competitive bidding or a request for proposals process .. 26,297,600

For services and expenses for HIV, STD, and hepatitis C prevention. A portion of these funds may be suballocated to other state agencies. A portion of these funds may be transferred to the general fund-state purposes account for administration of this program 25,925,000

For services and expenses for HIV health care and supportive services. A portion of these funds may be transferred to the general fund-state purposes account for administration of this program 20,042,000

For services and expenses for HIV clinical and provider education programs 2,751,400

Program account subtotal 75,016,000

CENTER FOR COMMUNITY HEALTH PROGRAM 1,577,438,965

General Fund
Local Assistance Account

State aid to municipalities for the operation of local health departments and laboratories and for the provision of general public health services pursuant to article 6 of the public health law for activities under the jurisdiction of the commissioner of health.

Notwithstanding any other provision of article 6 of the public health law, a county may obtain reimbursement pursuant to this act, only after the county chief financial officer certifies, in the municipal health services plan, that county tax levies used to fund services carried out by the county health department have not been added to or supplanted directly or indirectly by any funds obtained by the county pursuant to the Master Settlement Agreement entered into on November 23, 1998 by the state and leading United States tobacco product manufacturers, except in the case of a public health emergency, as determined by the commissioner of health.

Notwithstanding annual aggregate limits for bad debt and charity care allowances and any other provision of law, up to $1,700,000 shall be transferred to the medical assistance program general fund - local assistance account for eligible publicly sponsored certified home health agencies that demonstrate losses from a disproportionate share of bad debt and charity care, pursuant to chapter 884 of the laws of 1990. Within the maximum limits specified herein, the department shall transfer only those funds which are necessary to meet the state share requirements for disproportionate share adjustments expected to be paid for the period January 1, 2012 through December 31, 2012. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued 254,413,000

For services and expenses related to public health emergencies as declared by the counties or the commissioner of the department of health, and approved by the director of the budget in accordance with article 6 of the public health law. Notwithstanding any provision of the law to the contrary, a portion of these funds may be transferred to any program, fund, or account within the department to respond to any identified emergency, pursuant to approval by the director of the budget. Any such funds transferred to the general fund - state purposes account shall be available for personal service and nonpersonal service expenditures 40,000,000

For services and expenses of a rabies program, including but not limited to reimbursement to counties for rabies expenses such as human post-exposure vaccination, and research studies in the control of wildlife rabies, pursuant to United States department of agriculture approval if necessary, to control the spread of rabies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 1,542,000

State grants for a program of family planning services pursuant to article 2 of the public health law. A portion of these

funds may be suballocated to other state agencies 25,101,000

For services and expenses including payment of health insurance premiums and reimbursement of health care providers for services rendered to individuals enrolled in the cystic fibrosis program pursuant to chapter 851 of the laws of 1987. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget 800,000

For services and expenses to implement the early intervention program act of 1992.

The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued or hereafter to accrue. Notwithstanding the provisions of any other law to the contrary, for state fiscal year 2012-2013 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 2557 of the public health law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by two percent of such amount 164,090,000

The moneys hereby appropriated shall be available for respite services for families of eligible children. Such moneys shall be allocated to each municipality by the department of health as determined by the department, to reimburse such municipalities in the amount of 50 percent of the costs of respite services provided to eligible children and their families with the approval of the early intervention official, in accordance with section 2547 of the public health law, section 69-4.18 of title 10 of the New York codes rules and regulation and standards established by the department for the provision of respite services. The moneys allocated to each municipality by the department shall be the total amount of respite funds available for such purpose 1,861,000

For services and expenses of a comprehensive adolescent pregnancy prevention program. A portion of this appropriation may be transferred to state operations appropriations for administration of this program ... 11,259,000

Notwithstanding any inconsistent provision of law, effective October 1, 2006, expenditures made from this appropriation shall effectively provide a cost of living adjustment, provided however, for the period commencing on April 1, 2012 and ending March 31, 2013, the commissioner shall not apply any new cost of living adjustment authorized by section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the purpose of establishing rates of payments, contracts or any other form of reimbursement, for providers of the following services, as determined by the commissioner of the department of health: obesity prevention and diabetes programs, nutritional services to pregnant women, infants and children, hunger prevention and nutrition assistance program, Indian health, asthma, prenatal care assistance program, rape crisis, comprehensive adolescent pregnancy prevention, family planning, school health, childhood lead poisoning prevention, children with special health care needs, regional perinatal centers, migrant health, dental services, cancer services programs, healthy heart, Alzheimer's disease assistance centers, Alzheimer's research and education, tobacco control, rabies, immunization, universal prenatal and postpartum home visitation, public health campaign, sexually transmitted diseases, osteoporosis prevention, sudden infant death syndrome, tick-borne disease, and tuberculosis control. The commissioner of the department of health shall determine the standards and requirements necessary to qualify for such increases and the department may suballocate funds as needed. Further, each local government unit or direct contract provider receiving such funding shall submit written certification regarding the use of such funds to be provided in the format prescribed by the department. Funds

shall be allocated from this appropriation pursuant to a plan prepared by the commissioner and approved by the director of the budget 28,530,200

For services and expenses for stockpile storage for vaccines and supplies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 1,200,000

For grants-in-aid to contract for hypertension prevention, screening, and treatment programs 246,000

For services and expenses including an education program related to a children's asthma program. The department shall make grants within the amounts appropriated therefor to local health agencies, health care providers, school, school-based health centers and community-based organizations and other organizations with demonstrated interest and expertise in serving persons with asthma to develop and implement regional or community plans which may include the following activities: self-management programs in elementary schools, conducting public and provider education programs and implementing protocols for collection of data on asthma-related school absenteeism and emergency room visits. In making grants the commissioner may give priority consideration to entities serving areas of the state with high incidence and prevalence of asthma. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 226,000

For services and expenses associated with new and existing school based health centers 4,436,000

For services and expenses related to the school based health clinics program, notwithstanding any inconsistent provision of law to the contrary, funds shall be available for the statewide school based health clinics program to provide grants to certain school based health centers pursuant to the following:

Anthony Jordon Health Center 28,005

Montefiore Medical Center 119,023

Chenango Memorial Hospital 14,877

East Harlem Council for Human Services 12,252

Family Health Network 8,725
Kaleida Health 178,534
Lutheran Medical Center 58,636
Nassau Health Care Corporation 11,377
NY Presbyterian Hospital 209,164
Renaissance-Harlem Hospital 84,892
Sisters of Charity 35,007
Suffolk County DOH 9,627
Threshold Center for Alternative Youth Services 21,879
University of Rochester 49,010
Via Health-Rochester General Hospital 16,628
William F. Ryan Community Health Center 17,504
For services and expenses to support grants to community health centers and comprehensive diagnostic and treatment centers for the purpose of furnishing primary health care services, including outreach, health education and dental care, to migrant and seasonal farmworkers and their families, of which no less than 70 percent shall be dedicated to community health centers receiving federal funding for such purpose pursuant to section 330(g) of the federal public health service act 430,000
For services and expenses of a universal prenatal and postpartum home visitation program 1,956,000
For services and expenses to support the STD center of excellence 480,000
For services and expenses for childhood asthma coalitions. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 1,232,000
For services and expenses related to providing nutritional services and to provide nutritional education to pregnant women, infants, and children, including suballocations to the department of agriculture and markets for the farmer's market nutrition program and migrant worker services and the office of temporary and disability assistance for prenatal care assistance program activities. A portion of these funds may be suballocated to other state agencies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 19,811,300
For services and expenses, including operating expenses related to providing nutri-

tional services and nutrition education for hunger prevention and nutrition assistance. A portion of this appropriation may be suballocated to other state agencies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 29,702,500

For services and expenses of the health and social services sexuality-related programs ... 5,260,150

For grants to rape crisis centers for services to rape victims and programs to prevent rape. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget 1,871,000

For services and expenses related to evidence based cancer services programs. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 9,006,750

For services and expenses related to obesity and diabetes programs. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 7,205,000

For services and expenses of the osteoporosis prevention and education program. The commissioner of health, pursuant to a plan subject to the approval of the director of the budget, may transfer funds to the state operations budget of Helen Hayes hospital for this program 32,500

For services and expenses of the public health management leaders of tomorrow program, provided a portion of this appropriation shall be suballocated to university at Albany school of public health 277,000

For services and expenses of a study of racial disparities 147,500

For services and expenses related to statewide health broadcasts involving local, state and federal agencies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 41,750

For services and expenses of a public health genomics. A portion of this appropriation may be transferred to state operations

appropriations for administration of this program 25,000
For grants to sudden infant death syndrome centers 19,500
For services and expenses of the tick-borne disease institute, including grants for research and prevention, detection, and treatment of Lyme disease and other tick-borne illnesses 73,500
For services and expenses of the comprehensive care centers for eating disorders program 125,000
For services and expenses of a safe mother-hood initiative to prevent maternal deaths in New York state. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 36,750
For services and expenses of a minority male wellness and screening program 26,950
For services and expenses of a Latino health outreach initiative 36,750
For services and expenses of health promotion initiatives. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 570,000
For services and expenses for statewide maternal mortality reviews and the development of protocols to reduce incidents of death during childbirth. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 33,125
For state grants to improve access to infertility services, treatments, and procedures. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner of health and approved by the director of the budget 923,500
For services and expenses of the Adelphi University breast cancer support program 300,000

Program account subtotal 614,202,865

Special Revenue Funds - Federal
Federal Department of Education Fund
Individuals with Disabilities-Part C Account

For activities related to a handicapped infants and toddlers program 51,578,000

Program account subtotal 51,578,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health, Education, and Human Services Account

For various health prevention, diagnostic, detection and treatment services. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget 33,700,000

Program account subtotal 33,700,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Block Grant Account

For various health prevention, diagnostic, detection and treatment services.
The commissioner of health is hereby authorized to waive any provisions of the public health law and regulations, to issue appropriate operating certificates, and to enter into contracts with article 28 facilities, to provide funds, to establish, support and conduct projects to provide improved and expanded school health services for preschool and school-age children. No more than 10 per centum of the amount appropriated for such purpose shall be expended for services and expenses in connection with the administration and evaluation of such grants. Grants awarded under this appropriation shall be distributed and administered in accordance with regulations established by the commissioner of health. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation

subject to the approval of the director of the budget 57,475,000

Program account subtotal 57,475,000

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Child and Adult Care Food Account

For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued 247,694,000

Program account subtotal 247,694,000

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal Food and Nutrition Services Account

For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued 502,970,000

Program account subtotal 502,970,000

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
NYS Prostate Cancer Research, Detection and Education Account

For prostate cancer research, detection and education pursuant to chapter 273 of the laws of 2004 1,000,000

Program account subtotal 1,000,000

Special Revenue Funds - Other
HCRA Resources Fund
Health Care Services Account

For services and expenses of a statewide public health campaign for tuberculosis control and prevention and for screening and education activities regarding sexually transmitted diseases, provided that any funds allocated under this appropriation

shall not supplant existing local funds or state funds allocated to county health departments under article 6 of the public health law. Up to $300,000 of this appropriation may be transferred to state operations for the administration of this program by the department of health 5,917,000

For services and expenses related to the Indian health program. The moneys hereby appropriated shall be for payment of financial assistance heretofore accrued or hereafter to accrue. Up to 2.5 percent of this appropriation may be transferred to the general fund-state purposes account for the nonpersonal service administration of this program 16,121,000

State aid to municipalities for medical services for the rehabilitation of physically handicapped children, pursuant to article 6 of the public health law 3,685,000

For services and expenses for a school health program 3,981,000

For services and expenses of the prenatal care assistance program. Up to 100 percent of this appropriation may be suballocated to the medical assistance program general fund - local assistance account to be matched by federal funds 2,432,000

For services and expenses related to tobacco enforcement, education and related activities, pursuant to chapter 433 of the laws of 1997. Of amounts appropriated herein, up to $500,000 may be used for educational programs. A portion of this appropriation may be transferred to state operations 2,303,000

For services and expenses related to evidence based cancer services programs. A portion of this appropriation may be transferred to state operations appropriations for administration of this program ... 17,767,000

For services and expenses of the maternity and early childhood foundation 299,500

Program account subtotal 52,505,500

Special Revenue Funds - Other
HCRA Resources Fund
Hospital Based Grants Program Account

For services and expenses related to providing nutritional services to pregnant

women, infants, and children. Notwithstanding any other provision of law to the contrary, up to 5 percent of the amount appropriated may be transferred to the general fund - state purposes account for the administration of this program by the department of health 7,993,600

For grants in aid to contract for hypertension prevention, screening and treatment programs 669,000

For grants to rape crisis centers for services to rape victims and programs to prevent rape. This appropriation may be suballocated to the division of criminal justice services 128,000

For services and expenses for a school health program 2,007,000

For services and expenses of tuberculosis treatment, detection and prevention 599,000

For services and expenses of a lead poisoning prevention program 292,000

Program account subtotal 11,688,600

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Local Public Health Services Account

For services and expenses of the local public health services program. Notwithstanding section 607 of the public health law these funds shall be allocated for state aid to municipalities for a program of immunization against German measles, and other communicable diseases, pursuant to article 6 of the public health law 1,095,000

For state aid to municipalities, notwithstanding section 607 of the public health law, for the operation of local health departments and for the provision of general public health services pursuant to article 6 of the public health law for activities under the jurisdiction of the commissioner of health 3,036,000

Notwithstanding any other provision of law to the contrary, this appropriation is available for transfer to the state operations miscellaneous special revenue fund - local public health services program account, in the administration and execu-

tive direction program fiscal management group 285,000
Notwithstanding any other provision of law to the contrary, this appropriation is available for contractual audits of localities to supplement the audits performed by the department of health 209,000
Program account subtotal 4,625,000

CENTER FOR ENVIRONMENTAL HEALTH PROGRAM 15,983,600

General Fund
Local Assistance Account

For services and expenses related to the water supply protection program 5,313,200
For services and expenses of the healthy neighborhood program 1,983,400
For services and expenses related to enhancing the childhood lead poisoning primary prevention program in accordance with article 13 of the public health law. A portion of this appropriation may be transferred to state operations 5,000,000
Program account subtotal 12,296,600

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Block Grant Account

For services and expenses of various health prevention, diagnostic, detection and treatment services 3,687,000
Program account subtotal 3,687,000

CHILD HEALTH INSURANCE PROGRAM 998,150,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Children's Health Insurance Account

The money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued.

DEPARTMENT OF HEALTH

AID TO LOCALITIES 2012-13

For services and expenses related to the children's health insurance program, pursuant to title XXI of the federal social security act 523,064,000

Program account subtotal 523,064,000

Special Revenue Funds - Other
HCRA Resources Fund
Children's Health Insurance Account

The money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued.

For services and expenses related to the children's health insurance program authorized pursuant to title 1-A of article 25 of the public health law 475,086,000

Program account subtotal 475,086,000

DEPARTMENTAL ADMINISTRATIVE REIMBURSEMENT 0

General Fund
Local Assistance Account

Less amounts appropriated as an offset from the special revenue funds - other, miscellaneous special revenue fund, quality of care account. Notwithstanding any contrary provision of law, this offset shall reduce general fund appropriations within the various programs of the department of health funded from the local assistance account ..... (7,288,000)

Program account subtotal ..... (7,288,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Quality of Care Account

Amount appropriated as an offset to the general fund - local assistance account with various department of health programs. The director of the budget is hereby authorized to apportion funds to the various programs of this agency from

this appropriation by certificate of approval 7,288,000

Program account subtotal 7,288,000

ELDERLY PHARMACEUTICAL INSURANCE COVERAGE PROGRAM 118,400,000

Special Revenue Funds - Other
HCRA Resources Fund
EPIC Premium Account

For services and expenses of the program for elderly pharmaceutical insurance coverage, including reimbursement to pharmacies participating in such program.
The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued 118,400,000

HEALTH CARE FINANCING PROGRAM 625,500

General Fund
Local Assistance Account

For services and expenses related to the annual hospital institutional cost report. A portion of this appropriation may be transferred to state operations appropriations 300,000
For services and expenses for the center for workforce studies at the school of public health through the research foundation of the state university of New York. A portion of this appropriation may be transferred to state operations appropriations 196,000
For services and expenses of upstate medical university through the research foundation of the state university of New York to promote minority participation in medical education. A portion of this appropriation may be transferred to state operations appropriations 19,500
For services and expenses of the gateway institute through the research foundation of the city university of New York to promote minority participation in medical education. A portion of this appropriation

may be transferred to state operations appropriations 110,000

HEALTH CARE REFORM ACT PROGRAM 491,886,000

Special Revenue Funds - Other
HCRA Resources Fund
HCRA Program Account

For services, expenses, grants and transfers necessary to implement the health care reform act program in accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-p, 2807-s and 2807-v of the public health law. The moneys hereby appropriated shall be available for payments heretofore accrued or hereafter to accrue. Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with any appropriation of the department of health or by transfer or suballocation to any appropriation of the department of financial services, which shall mean, prior to October 3, 2011, the department of insurance, the office of mental health and the state office for the aging subject to the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. With the approval of the director of the budget, up to 5 percent of this appropriation may be used for state operations purposes. At the direction of the director of the budget, funds may also be transferred directly to the general fund for the purpose of repaying a draw on the tobacco revenue guarantee fund.

For transfer to the pool administrator for the purposes of making empire clinical research investigator program (ECRIP) payments 9,120,000

For services and expenses of the New York state area health education center program ... 2,200,000

For services and expenses of the ambulatory care training program pursuant to subdivision 5-a of section 2807-m of the public health law 4,300,000

For services and expenses of the physician loan repayment program pursuant to subdivision 5-a of section 2807-m of the public health law. All or part of this appropriation may be suballocated to the NYS higher education services corporation 1,700,000

For services and expenses of the physician practice support program pursuant to subdivision 5-a of section 2807-m of the public health law 4,300,000

For services and expenses related to physician workforce studies pursuant to subdivision 5-a of section 2807-m of the public health law 516,000

For services and expenses of the diversity in medicine/post-baccalaureate program pursuant to subdivision 5-a of section 2807-m of the public health law 1,700,000

For transfer to Roswell park cancer institute corporation 71,600,000

For transfer to the Roswell park cancer institute to support operating costs associated with cancer research. A portion of this appropriation may be transferred to state operations appropriations 6,000,000

For suballocation to the department of financial services, which shall mean, prior to October 3, 2011, the department of insurance related to the physicians excess medical malpractice program 127,400,000

For transfer to health research incorporated (HRI) for the AIDS drug assistance program 42,300,000

For state grants for the health workforce retraining program. Notwithstanding section 2807-g of the public health law, or any other provision of law to the contrary, funds hereby appropriated may be made available to other state agencies and facilities operated by the department of health for services and expenses related to the worker retraining program as disbursed pursuant to section 2807-g of the public health law. Provided, however, that the director of the budget must approve the release of any request for proposal or request for application or any other procurement initiatives issued on or after April 1, 2007. Further provided that any contract executed on or after April 1, 2007 must receive the prior approval of the director of the budget. A portion of

this appropriation may be transferred to state operations appropriations 28,400,000
For services and expenses related to the tobacco use prevention and control program including grants to support cancer research. A portion of this appropriation may be transferred to state operations appropriations 30,100,000
For state grants for rural health care access development 9,800,000
For state grants for rural health network development 6,400,000
For services and expenses, including grants, related to emergency assistance distributions as designated by the commissioner of health. Notwithstanding section 112 or 163 of the state finance law or any other contrary provision of law, such distributions shall be limited to providers or programs where, as determined by the commissioner of health, emergency assistance is vital to protect the life or safety of patients, to ensure the retention of facility caregivers or other staff, or in instances where health facility operations are jeopardized, or where the public health is jeopardized or other emergency situations exist 2,900,000
For transfer to the pool administrator for distributions related to school based health clinics 5,600,000
For services and expenses related to auditing or payment of audit contracts to determine payor and provider compliance requirements. All or a portion of this appropriation may be transferred to state operations appropriations 14,700,000
For services and expenses related to auditing or payment of audit contracts to determine hospital compliance with paragraph 6 of subdivision (a) of section 405.4 of title 10, NYCRR. All or a portion of this appropriation may be transferred to state operations appropriations 1,250,000
For services and expenses related to the pool administration. All or a portion of this appropriation may be transferred to state operations appropriations 4,200,000
For transfer to the pool administrator for state grants for poison control centers. A portion of this appropriation may be

transferred to state operations appropriations 2,500,000
For state grants to improve access to infertility services, treatments, and procedures 1,100,000
For services and expenses related to school based health centers. The total amount of funds provided herein shall be distributed to school-based health center providers based on the ratio of each provider's total enrollment for all sites to the total enrollment of all providers. This formula shall be applied to the total amount made available herein, provided, however, that notwithstanding any contrary provision of law, the commissioner of health may establish minimum and maximum awards for providers 2,800,000
For payments for uncompensated care to eligible voluntary non-profit diagnostic and treatment centers 54,400,000
For transfer to the dormitory authority of the state of New York for the health facility restructuring program 19,600,000
For suballocation to the department of financial services, which shall mean, prior to October 3, 2011, the department of insurance for the purpose of supporting the New York state medical indemnity fund established pursuant to a chapter of the laws of 2011 37,000,000

MEDICAL ASSISTANCE ADMINISTRATION PROGRAM 2,764,900,000

General Fund
Local Assistance Account

For reimbursement of local administrative expenses for medical assistance programs and for state administration of medical assistance programs, notwithstanding section 153 of the social services law, to include the performance of eligibility and enrollment determinations by the state or third-party entities designated by the state to perform such services.
Notwithstanding any inconsistent provision of law and subject to the approval of the director of budget, moneys hereby appropriated may be increased or decreased by

transfer or interchange between these appropriated amounts and appropriations of the medical assistance administration program, the medical assistance program, and the office of health insurance programs. Funding authority from this account used for State administration of the medical assistance program may be transferred to State Operations appropriations within the aforementioned programs at amounts agreed upon by the commissioner of health, and the New York state division of the budget.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in the aggregate, with the following schedule: not more than 50 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed $15,916,663,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2013 through March 31, 2014, shall not exceed $16,590,763,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2012 through March 31, 2014 exceed $32,507,426,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider reven-

ues, reductions in local social services district payments for medical assistance administration and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on a monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal

financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice

pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any

provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

The money hereby appropriated is available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and shall be available to the department net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office for people with developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance, and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by

the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 1,090,100,000

For contractual services related to medical necessity and quality of care reviews related to medicaid patients. Subject to the approval of the director of the budget, all or part of this appropriation may be transferred to the health care standards and surveillance program, general fund - local assistance account.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 7,400,000

The amount appropriated herein, together with any federal matching funds obtained, may be available to the department, subject to the approval of the director of

the budget, for contractual services related to a third party entity responsible for education of persons eligible for medical assistance regarding their options for enrollment in managed care plans. Subject to the approval of the director of the budget, all or a part of this appropriation may be transferred to the office of managed care, general fund - state purposes account. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 50,000,000

For state reimbursement of administrative expenses for the medical assistance program provided by the office of mental health, office for people with developmental disabilities and office of alcoholism and substance abuse services.

The money hereby appropriated is available for payment of aid heretofore accrued.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of the budget.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 200,000,000

Program account subtotal 1,347,500,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Medicaid Administration Transfer Account

For reimbursement of local administrative expenses of medical assistance programs and for state administration of medical assistance programs provided pursuant to title XIX of the federal social security act or its successor program. Notwithstanding section 153 of the social services law, to include the performance of eligibility and enrollment determinations by the state or third-party entities designated by the state to perform such services.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of budget, moneys hereby appropriated may be increased or decreased by transfer or interchange between these appropriated amounts and appropriations of the medical assistance administration program, the medical assistance program, and the office of health insurance programs. Funding authority from this account used for State administration of the medical assistance program may be transferred to State Operations appropriations within the aforementioned programs at amounts agreed upon by the commissioner of health, and the New York state division of the budget.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in aggregate, with the following schedule: not more than 49 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associ-

ated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office for people with developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any provision of law to the contrary, the portion of this appropri-

ation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 1,217,400,000

For reimbursement of administrative expenses of the medical assistance program provided by the office of mental health, office for people with developmental disabilities, and office of alcoholism and substance abuse services provided pursuant to title XIX of the federal social security act. The money hereby appropriated is available for payment of aid heretofore accrued. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of budget.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 200,000,000

Program account subtotal 1,417,400,000

MEDICAL ASSISTANCE PROGRAM 100,240,433,000

General Fund
Local Assistance Account

For the medical assistance program, including administrative expenses, for local social services districts, and for medical care rates for authorized child care agencies.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in the aggregate, with the following schedule:

not more than 48 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed $15,916,663,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2013 through March 31, 2014, shall not exceed $16,590,763,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2012 through March 31, 2014 exceed $32,507,426,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, reductions in local social services district payments for medical assistance administration and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on a monthly basis known and projected medicaid expenditures by category of service and by geographic region, as defined by the commissioner, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in

consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of

pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of

the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying or discontinuing medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate

finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

The money hereby appropriated is to be available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, and shall be available to the department net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law to the contrary, funds may be used by the department for outside legal assistance on issues involving the federal government, the conduct of preadmission screening and annual resident reviews required by the state's medicaid program, computer matching with insurance carriers to insure that medicaid is the payer of last resort and activities related to the management of the pharmacy benefit available under the medicaid program.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the department of health state purpose account, the office of mental health, office for people with developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services, the office of Medicaid Inspector General, and the state office for the aging with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law to the contrary, the moneys hereby appropriated may be used for payments to the centers for medicaid and medicare services for obligations incurred related to the pharmaceutical costs of dually eligible medicare/medicaid beneficiaries participating in the medicare drug benefit authorized by P.L. 108-173.

Notwithstanding any inconsistent provision of law, the moneys hereby appropriated shall not be used for any existing rates, fees, fee schedule, or procedures which may affect the cost of care and services provided by personal care providers, case managers, health maintenance organizations, out of state medical facilities which provide care and services to residents of the state, providers of transportation services, that are altered, amended, adjusted or otherwise changed by a local social services district unless previously approved by the department of health and the director of the budget.

For services and expenses of the medical assistance program including hospital inpatient services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 562,419,000

For services and expenses of the medical assistance program including hospital outpatient and emergency room services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 571,420,000

For services and expenses of the medical assistance program including clinic services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 529,125,000

For services and expenses of the medical assistance program including nursing home services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 2,840,635,000

For services and expenses of the medical assistance program including other long term care services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2012 through March 31, 2014, benefits under the medical

assistance program shall be furnished to applicants in cases where, although such applicant has a responsible relative with sufficient income and resources to provide medical assistance, the income and resources of the responsible relative are not available to such applicant because of the absence of such relative and the refusal or failure of such absent relative to provide the necessary care and assistance. In such cases, however, the furnishing of such assistance shall create an implied contract with such relative, and the cost thereof may be recovered from such relative in accordance with title six of article three of the social services law and other applicable provisions of law. Provided, however, if this chapter appropriates sufficient additional funds to allow medical assistance to be furnished in situations in which a responsible relative who is not absent from the household fails or refuses to provide necessary care and assistance, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2012.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 4,286,315,000

For services and expenses of the medical assistance program including managed care services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 8,967,954,000

For services and expenses of the medical assistance program including pharmacy services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 261,501,000

For services and expenses of the medical assistance program including transportation services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 198,775,000

For services and expenses of the medical assistance program including dental services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 124,456,000

For services and expenses of the medical assistance program including non-institutional and other spending.

Notwithstanding any inconsistent provision of law, the money hereby appropriated may be available for payments to any county or public school district or state operated or state supported schools for blind and deaf students associated with additional claims for school supportive health services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year

2012-13 set forth in chapter 53 of the laws of 2011 1,778,333,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, upon submission of an allocation plan from the commissioner of health, the amount appropriated herein, together with any available federal matching funds, may be transferred to the office of mental health, office of people with developmental disability, division of housing and community renewal, New York state housing trust fund corporation, and office of temporary and disability assistance for services and expenses related to providing affordable housing.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 150,000,000

For grants to the civil service employees association, Local 1000, AFSCME, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 10,600,000

For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus.

Notwithstanding any provision of law to the contrary, the portion of this appropri-

ation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 18,000,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to pharmacy best practices initiatives including prior authorizations and prior approvals.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 7,620,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to utilization review activities including but not limited to utilization management for radiology and transportation management services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 48,298,000

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state

purposes account for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 4,460,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to required criminal background checks for non-licensed long-term care employees including employees of nursing homes, certified home health agencies, long term home health care providers, AIDS home care providers, and licensed home care service agencies.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 3,000,000

Notwithstanding any other provision of law, the money herein appropriated, together with any available federal matching funds, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior

approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the pharmacy and therapeutic committee, and other activities related to utilization management and for health information technology support for the medicaid program.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 9,500,000

Notwithstanding any inconsistent provision of section 112 or 163 of the state finance law or any other contrary provision of the state finance law or any other contrary provision of law, the commissioner of health may, without a competitive bid or request for proposal process, enter into contracts with one or more certified public accounting firms for the purpose of conducting audits of disproportionate share hospital payments made by the state of New York to general hospitals and for the purpose of conducting audits of hospital cost reports as submitted to the state of New York in accordance with article 28 of the public health law. Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 4,600,000

Notwithstanding any inconsistent provision of law, subject to the approval of the

director of the budget, moneys appropriated herein may be transferred to the general fund, state purposes account for services and expenses related to the independent audit of the internal controls of the school and preschool supportive health services programs as required by the New York state school supportive health services program compliance agreement with the centers for medicare and medicaid services.

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased by interchange with any appropriation of the department of health.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 800,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses of the medical assistance program including services and expenses related to decreasing the incidence of pressure ulcers 700,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses of the medical assistance program including school supportive health services program 3,760,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be trans-

ferred to the general fund - state purposes account for services and expenses of the medical assistance program including developing an automated eligibility system 5,720,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses of the medical assistance program including medical services provided for care management and benefit expansion 1,540,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses of the medical assistance program including data collection to measure disparities 2,000,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account, and may be increased or decreased by transfer or suballocation between this appropriated amount and appropriations of the office of temporary and disability assistance for services and expenses related to fair hearings 1,000,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses of the medical assistance program including enrollment assistors 4,500,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds for services and expenses of the medical assistance

program including the primary care service corps 1,000,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account, and may be increased or decreased by transfer or suballocation between this appropriated amount and appropriations of the office of temporary and disability assistance for services and expenses of the medical assistance program including medical services provided for medicaid analysis and exchange activities ... 10,208,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses of the medical assistance program including indirect costs, related to the certificate of public advantage program 504,000

For services and expenses of the medical assistance program including medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 9,500,000,000

Program account subtotal 29,908,743,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Medicaid Direct Account

For services and expenses for the medical assistance program, including administra-

tive expenses for local social services districts, pursuant to title XIX of the federal social security act or its successor program.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in the aggregate, with the following schedule: not more than 49 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, shall be available to the department net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, office for people with developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance, office of children and family services, the department of financial services, department of corrections and community supervision, and the state office for the aging with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

For services and expenses of the medical assistance program including hospital inpatient services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 9,302,437,000

For services and expenses of the medical assistance program including hospital outpatient and emergency room services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 2,286,423,000

For services and expenses of the medical assistance program including clinic services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 1,555,906,000

For services and expenses of the medical assistance program including nursing home services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 7,450,162,000

For services and expenses of the medical assistance program including other long term care services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2012 through March 31, 2014, benefits under the medical assistance program shall be furnished to applicants in cases where, although such applicant has a responsible relative with sufficient income and resources to provide medical assistance, the income and resources of the responsible relative are not available to such applicant because of the absence of such relative and the refusal or failure of such absent relative to provide the necessary care and assistance. In such cases, however, the furnishing of such assistance shall create an implied contract with such relative, and the cost thereof may be recovered from such relative in accordance with title six of article three of the social services law and other applicable provisions of law. Provided, however, if this chapter appropriates sufficient additional funds to allow medical assistance to be furnished in situations in which a responsible relative who is not absent from the household fails or refuses to provide necessary care and assistance, then the

provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2012.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 5,823,198,000

For services and expenses of the medical assistance program including managed care services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 10,286,307,000

For services and expenses of the medical assistance program including pharmacy services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 3,983,930,000

For services and expenses of the medical assistance program including transportation services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 351,196,000

For services and expenses of the medical assistance program including dental services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 284,827,000

For services and expenses of the medical assistance program including noninstitutional and other spending.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 8,534,401,000

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein is available for services and expenses related to pharmacy best practices initiatives including prior authorizations and prior approvals.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 7,620,000

Notwithstanding any other provision of law, the money herein appropriated, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the

pharmacy and therapeutic committee, and other activities related to utilization management and for health information technology support for the medicaid program.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 9,500,000

Notwithstanding any inconsistent provision of section 112 or 163 of the state finance law or any other contrary provision of the state finance law or any other contrary provision of law, the commissioner of health may, without a competitive bid or request for proposal process, enter into contracts with one or more certified public accounting firms for the purpose of conducting audits of disproportionate share hospital payments made by the state of New York to general hospitals and for the purpose of conducting audits of hospital cost reports as submitted to the state of New York in accordance with article 28 of the public health law. Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 4,600,000

For services and expenses of the medical assistance program including medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services.

Notwithstanding any provision of law to the contrary, the portion of this appropri-

ation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 9,500,000,000

Program account subtotal 59,380,507,000

Special Revenue Funds - Other
HCRA Resources Fund
Indigent Care Account

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in the aggregate, with the following schedule: not more than 50 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed $15,916,663,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2013 through March 31, 2014, shall not exceed $16,590,763,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2012 through March 31, 2014 exceed $32,507,426,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount

established pursuant to the federal social security act, increases in provider revenues, reductions in local social services district payments for medical assistance administration and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes

federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the

provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for

notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h). The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

For the purpose of making payments to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities where payment systems through fiscal intermediaries are not operational, to reimburse such providers for costs attributable to the provision of care to patients eligible for medical assistance. Payments from this appropriation to general hospitals related to indigent care pursuant to article 28 of the public health law respectively, when combined with federal funds for services and expenses for the medical assistance program pursuant to title XIX of the federal social security act or its successor program, shall equal the amount of the funds received related to health care reform act allowances and surcharges pursuant to article 28 of the public health law and deposited to this account less any such amounts withheld pursuant to subdivision 21 of section 2807-c of the public health law. Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with

any appropriation of the department of health with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 1,583,000,000

Program account subtotal 1,583,000,000

Special Revenue Funds - Other
HCRA Resources Fund
Medical Assistance Account

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in the aggregate, with the following schedule: not more than 49 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed $15,916,663,000 except as provided below and state share medicaid spending, in the aggregate, for the period

April 1, 2013 through March 31, 2014, shall not exceed $16,590,763,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2012 through March 31, 2014 exceed $32,507,426,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, reductions in local social services district payments for medical assistance administration and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on a monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan

approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending

reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

For the purpose of making payments, the money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued, to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and the federal government where payment systems through fiscal intermediaries are not operational, to reimburse such providers for costs attributable to the provision of care to patients eligible for medical assistance. Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with any appropriation of the department of health with the approval of the director of the budg-

et, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For services and expenses related to the medical assistance program.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 292,800,000

For services and expenses of the medical assistance program related to the treatment of breast and cervical cancer.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 4,300,000

For services and expenses of the medical assistance program related to primary care case management. All or a portion of this appropriation may be transferred to state operations appropriations.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 4,100,000

For services and expenses of the medical assistance program related to disabled persons.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year

2012-13 set forth in chapter 53 of the laws of 2011 48,600,000

For services and expenses of the medical assistance program related to physician services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 176,200,000

For services and expenses of the medical assistance program related, but not limited to, pharmacy, inpatient, and nursing home services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 5,018,083,000

For services and expenses of the medical assistance program related to the city of New York.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 257,900,000

For services and expenses of the medical assistance program related to providing distributions for supplemental medical insurance for medicare part B premiums, physician services, outpatient services, medical equipment, supplies and other health services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering

fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 140,600,000

For services and expenses of the medical assistance program related to the family health plus program.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 1,333,300,000

For services and expenses of the medical assistance program related to providing financial assistance to residential health care facilities.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 31,000,000

For services and expenses of the medical assistance program related to supporting workforce recruitment and retention of personal care services or any worker with direct patient care responsibility for local social service districts which include a city with a population of over one million persons.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 281,200,000

For services and expenses of the medical assistance program related to supporting workforce recruitment and retention of personal care services for local social service districts that do not include a

city with a population of over one million persons.
Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 23,200,000
For services and expenses of the medical assistance program related to supporting rate increases for certified home health agencies, long term home health care programs, AIDS home care programs, hospice programs, managed long term care plans and approved managed long term care operating demonstrations for recruitment and retention of health care workers.
Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 103,400,000

Program account subtotal 7,714,683,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Medical Assistance Account

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, in the aggregate, with the following schedule: not more than 50 percent for the period April 1, 2012 to March 31, 2013; and the remaining amount for the period April 1, 2013 to March 31, 2014.
Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical

services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed $15,916,663,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2013 through March 31, 2014, shall not exceed $16,590,763,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2012 through March 31, 2014 exceed $32,507,426,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, reductions in local social services district payments for medical assistance administration and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in

compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

For the purpose of making payments to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and the federal government where

payment systems through fiscal intermediaries are not operational, to reimburse the provision of care to patients eligible for medical assistance.

For services and expenses of the medical assistance program including nursing home, personal care, certified home health agency, long term home health care program and hospital services.

Notwithstanding any provision of law to the contrary, the portion of this appropriation covering fiscal year 2012-13 shall supersede and replace any duplicative (i) reappropriation for this item covering fiscal year 2012-13, and (ii) appropriation for this item covering fiscal year 2012-13 set forth in chapter 53 of the laws of 2011 1,653,500,000

Program account subtotal 1,653,500,000

OFFICE OF HEALTH INSURANCE PROGRAMS 322,603,000

General Fund
Local Assistance Account

For grants to a New York state based not-for-profit organization with expertise in the New York state medicaid program for studies, reviews and analysis, to be performed in conjunction with the department of health, on medicaid policy, operational and other issues as defined by the department. All or a portion of this appropriation may be transferred to state operations appropriations 695,600

For services and expenses, including grants, of the uniform assessment program. All or a portion of this appropriation may be transferred to state operations appropriations 4,806,000

For services and expenses related to traumatic brain injury including but not limited to services rendered to individuals enrolled in the federally approved home and community based services (HCBS) waiver and including personal and nonpersonal services spending originally authorized by appropriations and reappropriations enacted prior to 1996. All or part

of this appropriation may be transferred to state operations appropriations 13,200,400

The monies hereby appropriated shall be available for the cost of housing subsidies to certain participants in the nursing home transition and diversion waiver program as authorized by chapters 615 and 627 of the laws of 2004. A portion of such funds may be used for administration of the housing subsidies, either by state staff or a not-for-profit agency. A portion of this appropriation may be transferred to state operations appropriations. Up to 100 percent of this appropriation may be suballocated to the division of housing and community renewal 2,303,000

For services and expenses of Alzheimer's disease assistance centers as established pursuant to chapter 586 of the laws of 1987 498,000

For a grant to the Coalition of New York State Alzheimer's Chapter, Inc. in support of and for distribution to a statewide network of not-for-profit corporations established and dedicated to responding at the local level to the needs of the New York State Alzheimer's community pursuant to subdivision 2 of section 2005 of the public health law 246,000

For services and expenses for the Alzheimer's community assistance program as established pursuant to chapter 657 of the laws of 1997 49,000

For services and expenses for Alzheimer's community service programs 295,000

For services and expenses, including suballocation to the state office for the aging, for coordinating patient care Alzheimer's disease program. A portion of this appropriation may be transferred to state operations appropriations for administration of this program 360,000

For services and expenses, including grants, of a falls prevention program. All or a portion of this appropriation may be transferred to state operations appropriations 150,000

Program account subtotal 22,603,000

Special Revenue Funds - Other

Miscellaneous Special Revenue Fund
Federal State Health Reform Partnership Account

Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies 300,000,000

Program account subtotal 300,000,000

OFFICE OF HEALTH SYSTEMS MANAGEMENT 21,070,200

General Fund
Local Assistance Account

For contractual services related to medical necessity and quality of care reviews related to medicaid patients and to monitor health care services provided to persons with AIDS. A portion of this appropriation may be transferred to state operations appropriations 10,800,600

For services and expenses related to the operation of the incident reporting system (NYPORTS). A portion of this appropriation may be transferred to state operations appropriations 625,100

For services and expenses for consulting services related to health information technology. A portion of this appropriation may be transferred to state operations appropriations 176,000

For services and expenses to support the

center for liver transplant and the alliance for donation 372,000
For services and expenses for patient health information and quality improvement initiatives. A portion of this appropriation may be transferred to state operations appropriations 184,000
For services and expenses for cardiac services access and cardiac data quality/outcomes initiatives 690,900
For services and expenses of the brain trauma foundation 245,000
For services and expenses for a statewide campaign to promote awareness of the New York state donor registry to increase organ and tissue donation. A portion of this appropriation may be transferred to state operations appropriations 122,500
For services and expenses of a quality program for adult care facilities, including enriched housing facilities.
Such program shall be targeted at improving the quality of life for adult care facility residents. The department subject to the approval of the director of the division of budget, shall develop an allocation methodology taking into account financial status of the facility as well as resident needs. Such allocation shall serve as the basis of distribution to eligible facilities 2,605,000
For an operating assistance subprogram for enriched housing. To the extent that funds are appropriated for such purposes, the department is authorized to pay an operating subsidy for SSI recipients who are residents in certified not-for-profit or public enriched housing programs. Such subsidy shall not exceed $115 per month per each SSI recipient and will be paid directly to the certified operator. If appropriations are not sufficient to meet such maximum monthly payments, such subsidy shall be reduced proportionately 502,900
For services and expenses, including grants, of the long term care community coalition for an advocacy program on behalf of seniors with long term care needs 34,500

Program account subtotal 16,358,500

Special Revenue Funds - Federal
Federal Operating Grants Fund
United States Department of Justice Account

For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances 400,000

Program account subtotal 400,000

Special Revenue Fund - Other
HCRA Resources Fund
Health Services Account

For services and expenses of a quality program for adult care facilities, including enriched housing facilities.
Such program shall be targeted at improving the quality of life for adult care facility residents. The department subject to the approval of the director of the division of budget, shall develop an allocation methodology taking into account financial status of the facility as well as resident needs. Such allocation shall serve as the basis of distribution to eligible facilities 4,311,700

Program account subtotal 4,311,700

WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM 4,553,000

General Fund
Local Assistance Account

For services and expenses of a genetic disease screening program 645,000
For services and expenses of a sickle cell screening program 226,000

Program account subtotal 871,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Block Grant Account

For services and expenses of the various

health prevention, diagnostic, detection and treatment services	.....	3,682,000
Program account subtotal	.....	3,682,000

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

AIDS INSTITUTE PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses for HIV health care and supportive services. A portion of this appropriation may be suballocated to other state agencies, authorities, or accounts for expenditures related to the New York/New York III supportive housing agreement. A portion of these funds may be transferred to the general fund - state purposes account for administration of this program .....
9,088,000 ..... (re. $600,000)

CENTER FOR COMMUNITY HEALTH PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to providing nutritional services and to provide nutritional education to pregnant women, infants, and children, including suballocations to the department of agriculture and markets for the farmer's market nutrition program and migrant worker services and the office of temporary and disability assistance for prenatal care assistance program activities. A portion of these funds may be suballocated to other state agencies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program .....
19,811,300 ..... (re. $14,000,000)
For services and expenses, including operating expenses related to providing nutritional services and nutrition education for hunger prevention and nutrition assistance. A portion of this appropriation may be suballocated to other state agencies. A portion of this appropriation may be transferred to state operations appropriations for administration of this program ... 29,702,500 .. (re, 2,500,000)

By chapter 54, section 1, of the laws of 2010:
For services and expenses related to providing nutritional services and to provide nutritional education to pregnant women, infants, and children, including suballocations to the department of agriculture and markets for the farmer's market nutrition program and migrant worker services and the office of temporary and disability assistance for prenatal care assistance program activities. A portion of this appropriation may be transferred to state operations appropriations for administration of this program .....
19,811,300 ..... (re. $3,300,000)

Special Revenue Funds - Federal
Federal Department of Education Fund
Individuals with Disabilities-Part C Account

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2011:
For activities related to a handicapped infants and toddlers program ... 51,578,000 ..... (re. $51,578,000)

By chapter 54, section 1, of the laws of 2010:
For activities related to a handicapped infants and toddlers program ... 51,578,000 ..... (re. $51,578,000)

By chapter 54, section 1, of the laws of 2009:
For activities related to a handicapped infants and toddlers program ... 51,578,000 ..... (re. $34,013,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health, Education and Human Services Account

By chapter 53, section 1, of the laws of 2011:
For various health prevention, diagnostic, detection and treatment services. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ..... 33,700,000 ..... (re. $33,700,000)

By chapter 54, section 1, of the laws of 2010:
For various health prevention, diagnostic, detection and treatment services. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ..... 42,803,000 ..... (re. $42,803,000)

By chapter 54, section 1, of the laws of 2009:
For various health prevention, diagnostic, detection and treatment services. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ..... 41,938,000 ..... (re. $27,109,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Block Grant Account

By chapter 53, section 1, of the laws of 2011:
For various health prevention, diagnostic, detection and treatment services.
The commissioner of health is hereby authorized to waive any provisions of the public health law and regulations, to issue appropriate operating certificates, and to enter into contracts with article 28 facilities, to provide funds, to establish, support and conduct projects to provide improved and expanded school health

services for preschool and school-age children. No more than 10 per centum of the amount appropriated for such purpose shall be expended for services and expenses in connection with the administration and evaluation of such grants. Grants awarded under this appropriation shall be distributed and administered in accordance with regulations established by the commissioner of health. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ... 57,475,000 ..... (re. $57,475,000)

By chapter 54, section 1, of the laws of 2010:
For various health prevention, diagnostic, detection and treatment services. The commissioner of health is hereby authorized to waive any provisions of the public health law and regulations, to issue appropriate operating certificates, and to enter into contracts with article 28 facilities, to provide funds, to establish, support and conduct projects to provide improved and expanded school health services for preschool and school-age children. No more than 10 per centum of the amount appropriated for such purpose shall be expended for services and expenses in connection with the administration and evaluation of such grants. Grants awarded under this appropriation shall be distributed and administered in accordance with regulations established by the commissioner of health. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ... 57,475,000 ..... (re. $57,475,000)

By chapter 54, section 1, of the laws of 2009:
For various health prevention, diagnostic, detection and treatment services. The commissioner of health is hereby authorized to waive any provisions of the public health law and regulations, to issue appropriate operating certificates, and to enter into contracts with article 28 facilities, to provide funds, to establish, support and conduct projects to provide improved and expanded school health services for preschool and school-age children. No more than 10 per centum of the amount appropriated for such purpose shall be expended for services and expenses in connection with the administration and evaluation of such grants. Grants awarded under this appropriation shall be distributed and administered in accordance with regulations established by the commissioner of health. The amounts appropriated pursuant to such appropriation may be suballocated to other state agencies or accounts for expenditures incurred in the operation of programs funded by such appropriation subject to the approval of the director of the budget ... 57,475,000 ..... (re. $34,370,000)

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Child and Adult Care Food Account

By chapter 53, section 1, of the laws of 2011:

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ... 247,694,000 ..... (re. $10,000,000)

By chapter 54, section 1, of the laws of 2010:
For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ... 243,230,000 ..... (re. $5,500,000)

Special Revenue Funds - Federal
Federal USDA-Food and Nutrition Services Fund
Federal Food and Nutrition Services Account

By chapter 53, section 1, of the laws of 2011:
For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ... 502,970,000 ..... (re. $125,000,000)

By chapter 54, section 1, of the laws of 2010:
For various federal food and nutritional services. The moneys hereby appropriated shall be available for payment of financial assistance heretofore accrued ... 492,970,000 ..... (re. $113,750,000)

By chapter 54, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:
For federal food and nutritional services grants funded by the American recovery and reinvestment act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act. A portion of these funds may be transferred to state operations appropriations for administration of this program ... 23,507,000 ..... (re. $18,038,000)

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
NYS Prostate Cancer Research, Detection and Education Account

By chapter 53, section 1, of the laws of 2011:
For prostate cancer research, detection and education pursuant to chapter 273 of the laws of 2004 .....
1,000,000 ..... (re. $1,000,000)

CENTER FOR ENVIRONMENTAL HEALTH PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund Federal Block Grant Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of various health prevention, diagnostic, detection and treatment services ... 3,687,000 .... (re. $3,687,000)

By chapter 54, section 1, of the laws of 2010:

For services and expenses of various health prevention, diagnostic, detection and treatment services ... 3,687,000 .... (re. $3,687,000)

By chapter 54, section 1, of the laws of 2009:
For services and expenses of various health prevention, diagnostic, detection and treatment services ... 3,687,000 .... (re. $3,687,000)

CHILD HEALTH INSURANCE PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Children's Health Insurance Account

By chapter 53, section 1, of the laws of 2011:
The money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued.
For services and expenses related to the children's health insurance program, pursuant to title XXI of the federal social security act.
Notwithstanding any inconsistent provision of law, rule, or regulations:
The commissioner of health shall adjust subsidy payments made to approved organizations pursuant to subdivision 8 of section 2511 of the public health law on and after April 1, 2011 through March 31, 2012, so that the amount of each such payment is reduced by one and seven tenths percent; provided however, if this chapter appropriates sufficient additional funds to support subsidy payments made to approved organizations pursuant to subdivision 8 of section 2511 of the public health law without this reduction, the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ... 514,600,000 ..... (re. $514,600,000)

HEALTH CARE REFORM ACT PROGRAM

Special Revenue Funds - Other
HCRA Resources Fund
HCRA Program Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the physician loan repayment program pursuant to subdivision 5-a of section 2807-m of the public health law. All or part of this appropriation may be suballocated to the NYS higher education services corporation .....
1,700,000 ..... (re. $1,700,000)
For services and expenses of the physician practice support program pursuant to subdivision 5-a of section 2807-m of the public health law ... 4,300,000 ..... (re. $4,300,000)

By chapter 133, section 11 of the laws of 2010:
For services and expenses of the physician loan repayment program pursuant to subdivision 5-a of section 2807-m of the public health law. All or part of this appropriation may be suballocated to the

NYS higher education services corporation .....
1,700,000 ..... (re. $1,631,000)
For services and expenses of the physician practice support program pursuant to subdivision 5-a of section 2807-m of the public health law ... 4,300,000 ..... (re. $4,252,700)

Special Revenue Funds - Other
HCRA Resources Fund
HCRA Transition Account

By chapter 54, section 1, of the laws of 2005, as amended by chapter 54, section 1, of the laws of 2006:
For services, expenses, grants and transfers necessary to continue existing or planned contracts or other financing arrangements for the purposes of implementing the health care reform act program in accordance with section 2807-j, 2807-k, 2807-l, 2807-m, 2807-s, and 2807-v of the public health law and utilizing allocations authorized prior to July 1, 2005. The moneys hereby appropriated shall be available for payments heretofore accrued or hereafter to accrue.
Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with any appropriation of the department of health or by transfer or suballocation to any appropriation of the department of insurance, the office of mental health or the state office for the aging subject to the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee .....
600,000,000 ..... (re. $283,000,000)

MEDICAL ASSISTANCE ADMINISTRATION PROGRAM

General Fund
Local Assistance Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
For state reimbursement of local administrative expenses for medical assistance programs AND FOR STATE ADMINISTRATION OF MEDICAL ASSISTANCE PROGRAMS, notwithstanding section 153 of the social services law[.], TO INCLUDE THE PERFORMANCE OF ELIGIBILITY AND ENROLLMENT DETERMINATIONS BY THE STATE OR THIRD-PARTY ENTITIES DESIGNATED BY THE STATE TO PERFORM SUCH SERVICES.
NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW AND SUBJECT TO THE APPROVAL OF THE DIRECTOR OF BUDGET, MONEYS HEREBY APPROPRIATED MAY BE INCREASED OR DECREASED BY TRANSFER OR INTERCHANGE BETWEEN THESE APPROPRIATED AMOUNTS AND APPROPRIATIONS OF THE MEDICAL ASSISTANCE ADMINISTRATION PROGRAM, THE MEDICAL ASSISTANCE PROGRAM, AND THE OFFICE OF HEALTH INSURANCE PROGRAMS. FUNDING AUTHORITY FROM THIS ACCOUNT USED FOR STATE ADMINISTRATION OF THE MEDICAL ASSISTANCE PROGRAM MAY BE TRANSFERRED TO STATE OPERATIONS APPROPRIATIONS WITHIN

THE AFOREMENTIONED PROGRAMS AT AMOUNTS AGREED UPON BY THE COMMISSIONER OF HEALTH, AND THE NEW YORK STATE DIVISION OF THE BUDGET.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: [49] NOT MORE THAN 50 percent for the period April 1, 2011 to March 31, 2012; [51 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2011 through March 31, 2012, shall not exceed $15,326,576,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed [$15,939,663,000] $15,916,663,000 but in no event shall department of health state funds medicaid spending for the period April 1, 2011 through March 31, 2013 exceed [$13,266,239,000] $31,243,239,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on a monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies

with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the

state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

The money hereby appropriated is available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and shall be available to the department net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office for people with developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 1,113,100,000 ..... (re. $1,113,100,000)

For contractual services related to medical necessity and quality of care reviews related to medicaid patients. Subject to the approval of the director of the budget, all or part of this appropriation may be transferred to the health care standards and surveillance program, general fund - local assistance account ..... 7,400,000 ..... (re. $7,400,000)

The amount appropriated herein, together with any federal matching funds obtained, may be available to the department, subject to the approval of the director of the budget, for contractual services related to a third party entity responsible for education of persons eligible for medical assistance regarding their options for enrollment in managed care plans. Subject to the approval of the director of the budget, all or a part of this appropriation may be transferred to the office of managed care, general fund - state purposes account. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts ... 50,000,000 ..... (re. $50,000,000)

For state reimbursement of administrative expenses for the medical assistance program provided by the office of mental health, office for people with developmental disabilities and office of alcoholism and substance abuse services.

The money hereby appropriated is available for payment of aid heretofore accrued.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of the budget ... 200,000,000 ..... (re. $200,000,000)

By chapter 54, section 1, of the laws of 1998, as amended by chapter 54, section 1, of the laws of 2006:

The amount appropriated herein may be used in all or in part for grants to those entities seeking certification to operate comprehensive HIV special needs plans to aid in the development of the systems, organizational structures and networks necessary to operate a managed care program and for entities contracted to participate in

support of SNP development and for contractual services related to medical necessity and quality of care reviews for medicaid recipients with HIV or who have AIDS enrolled in special needs plans. Subject to the approval of the director of budget, all or part of this appropriation may be transferred to the office of managed care, general fund - state purposes account ..... 30,000,000 ..... (re. $12,400,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Medicaid Administration Transfer Account

By chapter 53, section 1, of the laws of 2011:

For reimbursement of local administrative expenses of medical assistance programs AND FOR STATE ADMINISTRATION OF MEDICAL ASSISTANCE PROGRAMS, provided pursuant to title XIX of the federal social security act or its successor program. NOTWITHSTANDING SECTION 153 OF THE SOCIAL SERVICES LAW, TO INCLUDE THE PERFORMANCE OF ELIGIBILITY AND ENROLLMENT DETERMINATIONS BY THE STATE OR THIRD-PARTY ENTITIES DESIGNATED BY THE STATE TO PERFORM SUCH SERVICES.

NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW AND SUBJECT TO THE APPROVAL OF THE DIRECTOR OF BUDGET, MONEYS HEREBY APPROPRIATED MAY BE INCREASED OR DECREASED BY TRANSFER OR INTERCHANGE BETWEEN THESE APPROPRIATED AMOUNTS AND APPROPRIATIONS OF THE MEDICAL ASSISTANCE ADMINISTRATION PROGRAM, THE MEDICAL ASSISTANCE PROGRAM, AND THE OFFICE OF HEALTH INSURANCE PROGRAMS. FUNDING AUTHORITY FROM THIS ACCOUNT USED FOR STATE ADMINISTRATION OF THE MEDICAL ASSISTANCE PROGRAM MAY BE TRANSFERRED TO STATE OPERATIONS APPROPRIATIONS WITHIN THE AFOREMENTIONED PROGRAMS AT AMOUNTS AGREED UPON BY THE COMMISSIONER OF HEALTH, AND THE NEW YORK STATE DIVISION OF THE BUDGET.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: NOT MORE THAN 49 percent for the period April 1, 2011 to March 31, 2012; [51 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the office for people with developmental disabilities, the office of

alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 1,170,500,000 ..... (re. $1,170,500,000)

For reimbursement of administrative expenses of the medical assistance program provided by the office of mental health, office for people with developmental disabilities, and office of alcoholism and substance abuse services provided pursuant to title XIX of the federal social security act. The money hereby appropriated is available for payment of aid heretofore accrued. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of budget ... 200,000,000 ..... (re. $200,000,000)

By chapter 54, section 1, of the laws of 2010:

For reimbursement of local administrative expenses of medical assistance programs provided pursuant to title XIX of the federal social security act or its successor program.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, the

office of mental retardation and developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 551,250,000 ..... (re. $275,000,000)

For reimbursement of administrative expenses of the medical assistance program provided by the office of mental health, office of mental retardation and developmental disabilities, and office of alcoholism and substance abuse services provided pursuant to title XIX of the federal social security act. The money hereby appropriated is available for payment of aid heretofore accrued and hereafter to accrue. Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange with any other appropriation of the department of health with the approval of the director of budget ... 100,000,000 ..... (re. $30,000,000)

By chapter 54, section 1, of the laws of 2009:

For reimbursement of local administrative expenses of medical assistance programs provided pursuant to title XIX of the federal social security act or its successor program.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, shall be available to the department net of disallowances, refunds, reimbursements, and credits. The amounts appropriated herein may be available for costs associated with a common benefit identification card, and subject to the approval of the director of the budget, these funds may be transferred to the credit of the state operations account medicaid management information systems program.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health, and may be increased or decreased by transfer or suballocation between these appropriated

amounts and appropriations of the office of mental health, the office of mental retardation and developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance and office of children and family services with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law ... 481,800,000 ..... (re. $53,000,000)

MEDICAL ASSISTANCE PROGRAM

General Fund
Local Assistance Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

For the medical assistance program, including administrative expenses, for local social services districts, and for medical care rates for authorized child care agencies.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: NOT MORE THAN 49.10 percent for the period April 1, 2011 to March 31, 2012; [50.90 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2011 through March 31, 2012, shall not exceed $15,326,576,000 except as provided below and state share medicaid spending, in the aggregate,

for the period April 1, 2012 through March 31, 2013, shall not exceed [$15,939,663,000] $15,916,663,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2011 through March 31, 2013 exceed [$31,266,239,000] $31,243,239,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION, and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on a monthly basis known and projected medicaid expenditures by category of service and by geographic region, as defined by the commissioner, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period. Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable

Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying or discontinuing medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate

requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

The money hereby appropriated is to be available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, and shall be available to the department net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any inconsistent provision of law to the contrary, funds may be used by the department for outside legal assistance on issues involving the federal government, the conduct of preadmission screening and annual resident reviews required by the state's medicaid program, computer matching with insurance carriers to insure that medicaid is the payer of last resort and activities related to the management of the pharmacy benefit available under the medicaid program.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the DEPARTMENT OF HEALTH STATE PURPOSES ACCOUNT, THE office of mental health, office for people with developmental disabilities, the office of alcoholism and substance abuse services, the depart-

ment of family assistance office of temporary and disability assistance and office of children and family services, the office of Medicaid Inspector General, and THE state office for the aging with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law to the contrary, the moneys hereby appropriated may be used for payments to the centers for medicaid and medicare services for obligations incurred related to the pharmaceutical costs of dually eligible medicare/medicaid beneficiaries participating in the medicare drug benefit authorized by P.L. 108-173.

Notwithstanding any inconsistent provision of law, the moneys hereby appropriated shall not be used for any existing rates, fees, fee schedule, or procedures which may affect the cost of care and services provided by personal care providers, case managers, health maintenance organizations, out of state medical facilities which provide care and services to residents of the state, providers of transportation services, that are altered, amended, adjusted or otherwise changed by a local social services district unless previously approved by the department of health and the director of the budget.

Notwithstanding any other provision of law, rule or regulation, to the contrary, for the period April 1, 2011 through March 31, 2013, all medicaid payments made for services provided on and after April 1, 2011, shall, except as hereinafter provided, be subject to a uniform two percent reduction and such reduction shall be applied, to the extent practicable, in equal amounts during the fiscal year, provided, however, that an alternative method may be considered at the discretion of the commissioner of health and the director of the budget based upon consultation with the health care industry including but not limited to, a uniform reduction in medicaid rates of payment or other reductions provided that any method selected achieves no more than $702,000,000 in medicaid state share savings, except as hereinafter provided, for services provided on and after April 1, 2011 through March 31, 2013. Any alternative methods to achieve the reduction must be provided in writing and shall be filed with the senate finance committee and the assembly ways and means committee not less than thirty days before the date of which implementation is expected to begin. Nothing in this section shall be deemed to prevent all or part of such alternative reduction plan from taking effect retroactively, to the extent permitted by the federal centers for medicare and medicaid services.

Any alternative methods to achieve the reduction must be provided in writing and shall be filed with the senate finance committee and the assembly ways and means committee not less than 30 days before the date of which implementation is expected to begin. Nothing in this section shall be deemed to prevent all or part of such alternative reduction plan from taking effect retroactively, to the extent permitted by the federal centers for medicare and medicaid services.

The following shall be exempt from reductions pursuant to this section:(i) any reductions that would violate federal law including, but not limited to, payments required pursuant to the federal medicare program;
(ii) any reductions related to payments pursuant to article 32, article 31 and article 16 of the mental hygiene law;
(iii) payments the state is obligated to make pursuant to court orders or judgments;
(iv) payments for which the non-federal share does not reflect any state funding; and
(v) at the discretion of the commissioner of health and the director of the budget, payments with regard to which it is determined by the commissioner of health and the director of the budget that application of reductions pursuant to this section would result, by operation of federal law, in a lower federal medical assistance percentage applicable to such payments.
(VI) PAYMENTS MADE WITH REGARD TO THE EARLY INTERVENTION PROGRAM PURSUANT TO PUBLIC HEALTH LAW SECTION 2540.
Reductions to medicaid payments or medicaid rates of payments made pursuant to this section shall be subject to the receipt of all necessary federal approvals. Not less than 30 days prior to the conclusion of each state fiscal year in which the provisions of this section apply, the department of health shall prepare and transmit a report to the legislature that details the actions taken to implement the medicaid state share reductions established pursuant to this section. Such report shall be provided to the chair of the senate finance committee and the assembly ways and means committee.
Provided, however, if this chapter appropriates sufficient additional funds to support medicaid payments or medicaid rates of payments, the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.
Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, section 21 of chapter 1 of the laws of 1999, or any other contrary provision of law, in determining rates of payments by state governmental agencies effective for services provided for the period April 1, 2011 through March 31, 2013, for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities or units of such facilities that provide services primarily to children under twenty-one years of age, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies, long term home health care programs and AIDS home care programs, for personal care services provided pursuant to section 365-a of the social services law, hospice services provided pursuant to article 40 of the public health law, foster care services provided pursuant to article 6 of the social services law, the commissioner of health shall apply no greater than zero trend factors attributable to the 2011 and 2012 calendar year in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such no greater

than zero trend factors for such calendar years shall also be applied to rates of payment for personal care services for such period provided in those local social service districts, including New York city, whose rates of payment for such services are established by such local social service districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social service districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided for the period April 1, 2011 through March 31, 2013, trend factors attributable to such 2011 and 2012 calendar years shall be established at no greater than zero percent, provided, however, that if this chapter provides sufficient additional funding to cover the cost of trend factor adjustments to the rates enumerated in this section, then provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, section 21 of chapter 1 of the laws of 1999, or any other contrary provision of law, in determining rates of payments by state governmental agencies effective for services provided for the period January 1, 2013 through March 31, 2013, for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities or units of such facilities that provide services primarily to children under twenty-one years of age, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies, long term home health care programs and AIDS home care programs, for personal care services provided pursuant to section 365-a of the social services law, hospice services provided pursuant to article 40 of the public health law, foster care services provided pursuant to article 6 of the social services law, the commissioner of health shall apply no greater than zero trend factors attributable to the 2013 calendar year in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such no greater than zero trend factors for such calendar years shall also be applied to rates of payment for personal care services for such period provided in those local social service districts, including New York city, whose rates of payment for such services are established by such local social service districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social service districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided for the period January 1, 2013 through March 31, 2013, trend factors attributable to such 2013 calendar year shall be established at no greater than zero percent, provided, however, that if this chapter provides sufficient additional funding to cover the cost of trend factor adjustments to the rates enumerated in this section, then provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any provision of law to the contrary and subject to the availability of federal financial participation, for the period April 1, 2011 through March 31, 2013, clinics certified pursuant to articles 16, 31 or 32 of the mental hygiene law shall be subject to targeted medicaid reimbursement rate reductions in accordance with the provisions of this section. Such reductions shall be based on utilization thresholds which may be established either as provider-specific or patient-specific thresholds. Provider specific thresholds shall be based on average patient utilization for a given provider in comparison to a peer based standard to be determined for each service. The commissioners of the office of mental health, the office for persons with developmental disabilities, and the office of alcoholism and substance abuse services, in consultation with the commissioner of health, are authorized to waive utilization thresholds for patients of clinics certified pursuant to article 16, 31, or 32 of the mental hygiene law who are enrolled in specific treatment programs or otherwise meet criteria as may be specified by such commissioners. When applying a provider specific threshold, rates will be reduced on a prospective basis based on the amount any provider is over the determined threshold level. Patient-specific thresholds will be based on annual thresholds determined for each service over which the per visit payment for each visit in excess of the standard during a twelve month period shall be reduced by a predetermined amount. The thresholds, peer based standards and the payment reductions shall be determined by the department of health, with the approval of the division of the budget, and in consultation with the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services, and any such resulting rates shall be subject to certification by the appropriate commissioners pursuant to subdivision (a) of section 43.02 of the mental hygiene law. The base period used to establish the thresholds shall be the 2009 calendar year. The total annualized reduction in payments shall be no less than $10,900,000 for Article 31 clinics, no less than $2,400,000 for Article 16 clinics, and no less than $13,250,000 for Article 32 clinics. Provided however if this chapter provides sufficient additional funding to cover the cost of targeted medicaid reimbursement rate reductions enumerated in this section, then the provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health is authorized, in consultation with the commissioners of the office of mental health, office of alcoholism and substance abuse services, and office for people with developmental disabilities to: establish, in accordance with applicable federal law and regulations, standards for the provision of health home services to enrollees with chronic conditions in the program of medical assistance for needy persons; establish payment methodologies for health home services based on factors including but not limited to the complexity of the conditions providers will be managing, the anticipated amount of patient contact needed to manage such conditions, and the health care cost savings realized by provision

of health home services; establish the criteria under which such an enrollee will be designated as being eligible to receive health home services; and assign any enrollee designated as an eligible individual to a provider of health home services. Until such time as the commissioner of health obtains necessary waivers and/or approvals under the federal social security act, enrollees assigned to providers of health home services will be allowed to opt out of such services. In addition, upon enrollment, an enrollee shall be offered an option of at least two providers of health home services, to the extent practicable. In addition to such payments made for health home services, the commissioner of health is authorized to pay additional amounts to providers of health home services that meet process or outcome standards specified by the commissioner. Payment for such health home services and such additional payments will be made with state funds only, to the extent that such funds are appropriated therefore, until such time as federal financial participation in the costs of such services is available. The commissioner of health is authorized to submit amendments to the state plan for medical assistance and/or submit one or more applications for waivers of the federal social security act, to obtain federal financial participation in the costs of health home services. Notwithstanding any limitations imposed by section 364-l of the social services law, the commissioner is authorized to allow entities participating in demonstration projects established pursuant to such section to provide health home services. Notwithstanding any law, rule, or regulation to the contrary, the commissioners of the department of health, the office of mental health, and the office of alcoholism and substance abuse services are authorized to jointly establish a single set of operating and reporting requirements and a single set of construction and survey requirements for entities that can demonstrate experience in the delivery of health, and mental health and/or alcohol and substance abuse services and the capacity to offer integrated delivery in each location approved by the commissioner, and meet the standards for providing and receiving payment for health home services. In establishing a single set of operating and reporting requirements and a single set of construction and survey requirements for entities described in this subdivision, the commissioners of the department of health, the office of mental health, and the office of alcoholism and substance abuse services are authorized to waive any regulatory requirements as are necessary to avoid duplication of requirements and to allow the integrated delivery of services in a rational and efficient manner. Provided, however, if this chapter appropriates sufficient additional funds to provide coverage for persons with chronic conditions under the program of medical assistance for needy persons without the savings to be achieved through the provision of health home services, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013: coverage under the medicaid program for enteral formula therapy and nutritional supplement are limited to coverage only for naso-

gastric, jejunostomy, or gastrostomy tube feeding or for treatment of an inborn metabolic disorder or to address growth and developmental problems in children, OR, SUBJECT TO STANDARDS ESTABLISHED BY THE COMMISSIONER OF HEALTH, FOR PERSONS WITH A DIAGNOSIS OF HIV INFECTION, AIDS OR HIV-RELATED ILLNESS; coverage under the medicaid program for prescription footwear and inserts is limited to coverage only when used as an integral part of a lower limb orthotic appliance, as part of a diabetic treatment plan, or to address growth and development problems in children; coverage under the medicaid program for compression and support stockings is limited to coverage only for pregnancy or treatment of venous stasis ulcers; and the commissioner of health is authorized to require prior authorization for prescriptions of opioid analgesics in excess of four prescriptions in a 30-day period. Provided, however, if this chapter appropriates sufficient additional funds to allow medicaid coverage of such services without imposing such limitations, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through march 31, 2013, when Medicaid eligible persons are also beneficiaries under part B of title XVIII of the federal social security act and payment under part B would exceed the amount that would be paid by Medicaid if the person were not eligible under part B or a qualified Medicare beneficiary, the amount payable under the Medicaid program shall be twenty percent of the amount of any coinsurance liability of such eligible person pursuant to federal law if they were not eligible for Medicaid or were not a qualified Medicare beneficiary, but only with respect to services covered under title eleven of article five of the social services law; provided however that amounts payable with respect to items and services covered under such title and provided to eligible persons who are also beneficiaries under part B or to qualified medicare beneficiaries by an ambulance service under the authority of an operating certificate issued pursuant to article thirty of the public health law, a psychologist licensed under article one hundred fifty-three of the education law, or a facility under the authority of an operating certificate issued pursuant to article sixteen, thirty-one or thirty-two of the mental hygiene law, and with respect to outpatient hospital and clinic items and services covered under such title and provided by a facility under the authority of an operating certificate issued pursuant to article twenty-eight of the public health law, shall not be less than the amount of any co-insurance liability of such eligible persons or such qualified medicare beneficiaries, or for which such eligible persons or such qualified medicare beneficiaries would be liable under federal law were they not eligible for medical assistance or were they not qualified medicare beneficiaries with respect to such benefits under part B.

Provided, however, if this chapter appropriates sufficient additional funds to provide medical assistance payments under subparagraph (iii) of paragraph (d) of subdivision one of section three hundred sixty-seven-a of the social services law with respect to services

not covered under title eleven of article five of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, amounts payable under section three hundred sixty-seven-a of the social services law with respect to hospital outpatient services or diagnostic and treatment center services pursuant to article twenty-eight of the public health law provided to Medicaid eligible persons who are also beneficiaries under part B of title XVIII of the federal social security act OR PROVIDED TO QUALIFIED MEDICARE BENEFICIARIES UNDER PART B OF TITLE XVIII OF SUCH ACT shall not exceed the approved medical assistance payment level less the amount payable under part B. Provided, however, if this chapter appropriates sufficient additional funds to provide medical assistance payments under section three hundred sixty-seven-a of the social services law with respect to hospital outpatient services or diagnostic and treatment center services provided to Medicaid eligible persons who are also beneficiaries under part B without such limitation, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. (a) The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health, the impacted local governmental units, and with the approval of the division of budget, shall have responsibility for jointly designating regional entities to provide administrative and management services for the purposes of prior approving and coordinating the provision of behavioral health services, facilitating the continuity of post-hospitalization behavioral health services, and the integration of behavioral health services with other services available under the medical assistance program, for recipients of medical assistance who are not enrolled in managed care, and for approval, coordination, facilitating continuity and integration of behavioral health services that are not provided through managed care programs under the medical assistance program for individuals regardless of whether or not such individuals are enrolled in managed care programs. Such regional entities shall also be responsible for promoting appropriate care and service utilization while safeguarding against unnecessary utilization of such care and services and assuring that payments are consistent with the efficient and economical delivery of quality care. In exercising this responsibility, the commissioners of the office of mental health and the office of alcoholism and substance abuse services are authorized to contract, after consultation with the commissioner of health and the impacted local governmental units, with regional behavioral health organizations or other entities. Such contracts may include responsibility for: receipt, review, and determination of prior authorization requests for behavioral health care and services, consistent with criteria established or approved by the

commissioners of mental health and alcoholism and substance abuse services, and authorization of appropriate care and services based on documented patient medical need.

(b) Notwithstanding any inconsistent provision of sections one hundred twelve and one hundred sixty-three of the state finance law, or section one hundred forty-two of the economic development law, or any other law to the contrary, the commissioners of the office of mental health and the office of alcoholism and substance abuse services are authorized to enter into a contract or contracts under subdivision 1 without a competitive bid or request for proposal process, provided, however, that the office of mental health and the office of alcoholism and substance abuse services shall post on their websites, for a period of no less than thirty days: (i) a description of the proposed services to be provided pursuant to the contractor contracts; (ii) the criteria for selection of a contractor or contractors; (iii) the period of time during which a prospective contractor may seek selection, which shall be no less than thirty days after such information is first posted on the website; and (iv) the manner by which a prospective contractor may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective contractors in timely fashion shall be reviewed by the commissioners.

(c) The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health and the impacted local governmental units, shall select such contractor or contractors that, in their discretion, have demonstrated the ability to effectively, efficiently, and economically integrate behavioral health and health services; have the requisite expertise and financial resources; have demonstrated that their directors, sponsors, members, managers, partners or operators have the requisite character, competence and standing in the community, and are best suited to serve the purposes described in this subdivision.

2. (a) The commissioners of the office of mental health, the office of alcoholism and substance abuse services and the department of health, shall have the responsibility for jointly designating on a regional basis, after consultation with the local social services district and local governmental unit, as such term is defined in the mental hygiene law, of a city with a population of over one million and after consultation of other affected counties, a limited number of specialized managed care plans under section 364-j of this article, special need managed care plans under section 364-j or this article, and/or integrated physical and behavioral health provider systems certified under article 44-a of the public health law capable of managing the behavioral and physical health needs of medical assistance enrollees with significant behavioral health needs. Initial designations of such plan or provider systems should be made no later than April first, two thousand thirteen, provided, however, such designations shall be contingent upon a determination by such state commissioners that the entities to be designated have the capacity and financial ability to provide services in such plans or

provider systems, and that the region has a sufficient population and service base to support such plans and systems. Once designated, the commissioner of health shall make arrangements to enroll such enrollees in such plans or integrated provider systems and to pay such plans or provider systems on a capitated or other basis to manage, coordinate, and pay for behavioral and physical health medical assistance services for such enrollees.

(b) Notwithstanding any inconsistent provision of section one hundred twelve and one hundred sixty-three of the state finance law, and section one hundred forty-two of the economic development law, or any other law to the contrary, the designations of such plans and provider systems, and any resulting contracts with such plans, providers or provider systems are authorized to be entered into by such state commissioners without a competitive bid or request for proposal process, provided, however, that the department of health, the office of mental health and the office of alcoholism and substance abuse services shall post on their websites, for a period of no less than thirty days: (i) a description of the proposed services to be provided by the plans or systems; (ii) the criteria for selection of a plan or system; (iii) the period of time during which a prospective plan or system may seek selection, which shall be no less than thirty days after such information is first posted on the website; and (iv) the manner by which a prospective plan or system may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective plans or systems in timely fashion shall be reviewed by the commissioners.

(c) The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health and the impacted local governmental units, and for contracts affecting a city with a population of over one million, also with such city's local social services district and local governmental unit, as such term is defined in the mental hygiene law, shall select such plans or systems that, in their discretion, have demonstrated the ability to effectively, efficiently, and economically manage the behavioral and physical health needs of medical assistance enrollees with significant behavioral health needs; have the requisite expertise and financial resources; have demonstrated that their directors, sponsors, members, managers, partners or operators have the requisite character, competence and standing in the community, and are best suited to serve the purposes described in this subdivision. Oversight of such contracts with such plans, providers or provider systems shall be the joint responsibility of such state commissioners, and for contracts affecting a city with a population of over one million, also with such city's local social services district and local governmental unit, as such term is defined in the mental hygiene law.

3. The commissioner of health, jointly with the commissioner of mental health and the commissioner of alcoholism and substance abuse services shall be authorized to establish special needs managed care and specialized managed care plans, under the medical assistance program and certified under section forty-four hundred three-d of

the public health law, in accordance with applicable federal law and regulations. The commissioner of health, in cooperation with such commissioners, is authorized, subject to the approval of the director of the state division of the budget, to apply for federal waivers when such action would be necessary to assist in promoting the objectives of subdivisions 1 and 2. "Special needs managed care plan" or "specialized managed care plan" shall mean a combination of persons natural or corporate, or any groups of such persons, or a county or counties, who enter into an arrangement, agreement or plan, or combination of arrangements, agreements or plans, to provide health and behavioral health services to enrollees with significant behavioral health needs. Provided, however, if this chapter appropriates sufficient additional funds to provide coverage for behavioral health care and services under the program of medical assistance for needy persons without the savings to be achieved by contracting for the prior authorization and coordination of the provision of such services, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

For services and expenses of the medical assistance program including hospital inpatient services.

Notwithstanding any contrary provision of law, in determining rates of payments for general hospital inpatient services by state governmental agencies effective for services provided for the period April 1, 2011 through March 31, 2013, the commissioner of health shall make such adjustments to such rates as are necessary and not inconsistent with otherwise directly applicable regulations, to reduce reimbursement with regard to services provided to hospital inpatients as a result, as determined by the commissioner of health, of potentially preventable negative outcomes, hospital acquired conditions, injuries sustained while a hospital inpatient and the inappropriate use of certain medical procedures, including cesarean deliveries, coronary artery grafts and percutaneous coronary interventions ... 1,923,837,000 ..... (re. $1,923,837,000)

For services and expenses of the medical assistance program including hospital outpatient and emergency room services ..... 773,050,000 ..... (re. $773,050,000)

For services and expenses of the medical assistance program including clinic services ... 672,427,000 ..... (re. $672,427,000)

For services and expenses of the medical assistance program including nursing home services.

Notwithstanding any contrary provision of law, for the period April 1, 2011 through March 31, 2013, with regard to adjustments to inpatient rates of payment made pursuant to section 2808 of the public health law for inpatient services provided by residential health care facilities for the period April 1, 2010 through March 31, 2012, the commissioner of health and the director of the budget shall, upon a determination by such commissioner and such director that such rate adjustments shall, prior to the application of any applicable adjustment for inflation, result in an aggregate increase in total medicaid rates of payment for such services for either such state fiscal year, including payments made pursuant to subparagraph (i) of

paragraph (d) of subdivision 2-c of section 2808 of the public health law, make such proportional adjustments to such rates as are necessary to reduce such total aggregate rate adjustments within each such year such that the aggregate total for each such year reflects no such increase or decrease, and provided further, however, that adjustments made pursuant to this paragraph shall not be subject to subsequent correction or reconciliation, and provided further, however, that if this chapter provides sufficient additional funding to cover the cost of such rate adjustments to the rates enumerated in this paragraph, then provisions of this paragraph shall be deemed null and void as of March 31, 2011.

Notwithstanding any contrary provision of law, rule or regulation, for the period April 1, 2011 through March 31, 2013, the capital cost component of medicaid rates of payment for services provided by residential health care facilities may not include any payment factor for return on or return of equity, and provided further, however, that for that period no adjustment to rates of payment may be made pursuant to paragraph (d) of subdivision 20 of section 2808 of the public health law as in effect on March 31, 2011, provided, however, that if this chapter provides sufficient additional funding to cover the cost of the adjustments to the rates enumerated in this section, then provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health shall not be required to revise certified rates of payment established pursuant to the public health law prior to April 1, 2013, based on consideration of rate appeals filed by residential health care facilities pursuant to section 2808 of the public health law or based upon adjustments to capital cost reimbursement as a result of approval by the commissioner of health of an application for construction under section 2802 of the public health law, in excess of aggregate amount of $50,000,000 for the state fiscal year beginning April 1, 2011, and $80,000,000 for the state fiscal year beginning April 1, 2012, provided, however, that in revising such rates within such fiscal limits the commissioner of health may prioritize rate appeals for facilities which the commissioner of health determines are facing significant financial hardship and, further, the commissioner of health is authorized to enter into agreements with such facilities to resolve multiple pending rate appeals based upon a negotiated aggregate amount and may offset such negotiated aggregate amounts against any amounts owed by the facility to the department of health, including, but not limited to, amounts owed pursuant to section 2807-d of the public health law, provided further, however, that such rate adjustment made pursuant to this section remain fully subject to approval by the director of the budget in accordance with the provisions of subdivision 2 of section 2807 of the public health law.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, payments under the medicaid program to reserve a bed in a residential health care facility while a medicaid recipient is

temporarily hospitalized or on leave of absence from the facility shall be made as follows: payments for reserved bed days shall be made at 95 percent of the medicaid rate otherwise payable to the facility for services provided on behalf of such recipient; payment for reserved bed days during temporary hospitalizations may not exceed fourteen days in any twelve month period; payment for reserved bed days for non-hospitalization leaves of absence may not exceed ten days in any twelve month period[; and payments for reserved bed days for temporary hospitalizations shall only be made to a residential health care facility if at least 50 percent of the facility's residents eligible to participate in a medicare managed care plan are enrolled in such a plan]. Provided, however, if this chapter appropriates sufficient additional funds to allow medicaid payments for reserved bed days [without regard to the percentage of a residential health care facility's residents that are enrolled in a medicare managed care plan] PURSUANT TO SUBDIVISION 25 OF SECTION 2808 OF THE PUBLIC HEALTH LAW, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ... 2,502,549,000 ..... (re. $2,502,549,000)

For services and expenses of the medical assistance program including other long term care services.

Notwithstanding any inconsistent provision of law or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, for participating providers, meaning certified home health agencies, long term home health agencies and personal care providers with total medicaid reimbursements exceeding $15,000,000 per calendar year, every service or item within a claim submitted by a participating provider shall be reviewed and verified by a verification organization prior to submission of a claim to the department of health provided that the verification organization shall declare each service or item to be verified or unverified and provided that each participating provider shall receive and maintain reports for the verification organization which shall contain data on verified items or services including whether a service appeared on a conflict or exception report before verification and how that conflict or exception was resolved and items or services that were not verified, including conflict and exception report data for these services and provided that every service or item within a claim submitted by a participating provider shall be reviewed and verified by a verification organization prior to submission of a claim to the department of health provided that the verification organization shall declare each service or item to be verified or unverified. Provided, however, if this chapter appropriates sufficient additional funds to support participating providers of medical assistance program items subject to preclaim review otherwise provided for in the public health law, than the provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The amount of personal care services covered by the medicaid program shall not exceed eight hours per week for individuals whose

needs are limited to nutritional and environmental support functions.

2. The commissioner of health is authorized to adopt standards for the provision and management of personal care services covered by the medicaid program for individuals whose need for such services exceeds a specified level to be determined by the commissioner of health.

3. The commissioner of health is authorized to provide assistance to persons receiving personal care services covered by the medicaid program who are transitioning to receiving care from a managed long term care plan certified pursuant to section 4403-f of the public health law.

4. Provided, however, if this chapter appropriates sufficient additional funds to allow for the payment of personal care services at the level provided for in paragraph (e) of subdivision 2 of section 365-a of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law or regulation and subject to the availability of federal financial participation, (a) for the period April 1, 2011 through March 31, 2013, rates of payment by government agencies for services provided by certified home health agencies, except for such services provided to children under eighteen years of age and other discrete groups as may be determined by the commissioner, shall reflect ceiling limitations determined in accordance with this section, provided, however, that at the discretion of the commissioner such ceilings may, as an alternative, be applied to payments for services provided for the period April 1, 2011 through March 31, 2012, except for such services provided to children and other discrete groups as may be determined by the commissioner. In determining such payments or rates of payment, agency ceilings shall be established. Such ceilings shall be applied to payments or rates of payment for certified home health agency services as established pursuant to this section and applicable regulations. Ceilings shall be based on a blend of: (i) an agency's 2009 average per patient medicaid claims, weighted at a percentage as determined by the commissioner; and (ii) the 2009 statewide average per patient medicaid claims adjusted by a regional wage index factor and an agency patient case mix index, weighted at a percentage as determined by the commissioner. Such ceilings will be effective April 1, 2011 through March 31, 2012. An interim payment or rate of payment adjustment effective April 1, 2011, shall be applied to agencies with projected average per patient medicaid claims, as determined by the commissioner, to be over their ceilings. Such agencies shall have their payments or rates of payment reduced to reflect the amount by which such claims exceed their ceilings.

(b) Ceiling limitations determined pursuant to subdivision (a) of this section shall be subject to reconciliation. In determining payment or rate of payment adjustments based on such reconciliation, adjusted agency ceilings shall be established. Such adjusted ceilings shall be based on a blend of: (i) an agency's 2009 average per

patient medicaid claims adjusted by the percentage of increase or decrease in such agency's patient case mix from the 2009 calendar year to the annual period April 1, 2011 through March 31, 2012, weighted at a percentage as determined by the commissioner; and (ii) the 2009 statewide average per patient medicaid claims adjusted by a regional wage index factor and the agency's patient case mix index for the annual period April 1, 2011 through March 31, 2012, weighted at a percentage as determined by the commissioner. Such adjusted agency ceiling shall be compared to actual medicaid paid claims for the period April 1, 2011 through March 31, 2012. In those instances when an agency's actual per patient medicaid claims are determined to exceed the agency's adjusted ceiling, the amount of such excess shall be due from each such agency to the state and may be recouped by the department in a lump sum amount or through reductions in the medicaid payments due to the agency. In those instances where an interim payment or rate of payment adjustment was applied to an agency in accordance with paragraph (a), and such agency's actual per patient medicaid claims are determined to be less than the agency's adjusted ceiling, the amount by which such medicaid claims are less than the agency's adjusted ceiling shall be remitted to each such agency by the department in a lump sum amount or through an increase in the medicaid payments due to the agency.

(c) Interim payment or rate of payment adjustments pursuant to this section shall be based on medicaid paid claims, as determined by the commissioner, for services provided by agencies in the base year 2009. Amounts due from reconciling rate adjustments shall be based on medicaid paid claims, as determined by the commissioner, for services provided by agencies in the base year 2009 and medicaid paid claims, as determined by the commissioner, for services provided by agencies in the reconciliation period April 1, 2011 through March 31, 2012. In determining case mix, each patient shall be classified using a system based on measures which may include, but not be limited to, clinical and functional measures, as reported on the federal Outcome and Assessment Information Set (OASIS), as may be amended.

(d) The commissioner may require agencies to collect and submit any data required to implement the provisions of this section.

(e) Payments or rate of payment adjustments determined pursuant to this section shall, for the period April 1, 2011 through March 31, 2012, be retroactively reconciled utilizing the methodology in paragraph (b) of this section and utilizing actual paid claims from such period.

(f) Notwithstanding any inconsistent provision of this section, payments or rate of payment adjustments made pursuant to this section shall not result in an aggregate annual decrease in medicaid payments to providers subject to this section that is in excess of $200,000,000, as determined by the commissioner and not subject to subsequent adjustment, and the commissioner shall make such adjustments to such payments or rates of payment as are necessary to ensure that such aggregate limits on payment decreases are not exceeded.

Notwithstanding any inconsistent provision of law or regulation and subject to the availability of federal financial participation, for the period April 1, 2012 through March 31, 2013, payments by government agencies for services provided by certified home health agencies, except for such services provided to children under eighteen years of age and other discreet groups as may be determined by the commissioner, shall be based on episodic payments. In establishing such payments, a statewide base price shall be established for each sixty day episode of care and adjusted by a regional wage index factor and an individual patient case mix index. Such episodic payments may be further adjusted for low utilization cases and to reflect a percentage limitation of the cost for high-utilization cases that exceed outlier thresholds of such payments. Episodic payments shall be based on medicaid paid claims, as determined and adjusted by the commissioner to achieve savings comparable to the prior state fiscal year, for services provided by all certified home health agencies in the base year 2009. The commissioner may require agencies to collect and submit any data required to implement this subdivision.

Notwithstanding any contrary law, rule or regulation, for the period April 1, 2011 through March 31, 2013 medicaid rates of payments for services provided by certified home health agencies, by long term home health care programs or by an AIDS home care program, to patients diagnosed with Acquired Immune Deficiency Syndrome (AIDS) shall reflect no separate payment for home care nursing services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The commissioner of health is authorized to submit the appropriate waivers, including but not limited to those authorized pursuant to sections eleven hundred fifteen and nineteen hundred fifteen of the federal social security act or successor provisions, and any other waivers necessary to require, on or after April first, two thousand twelve, medical assistance recipients who are twenty-one years of age or older and who require community-based long term care services, as specified by the commissioner, for more than one hundred and twenty days, to receive such services through a managed long term care plan certified pursuant to section forty-four hundred three-f of the public health law or other program model that meets guidelines specified by the commissioner that support coordination and integration of services. Such other program models may include long term home health care programs that comply with such guidelines. Copies of such original waiver applications and amendments thereto shall be provided to the chairs of the senate finance committee, the assembly ways and means committee, and the senate and assembly health committees simultaneously with their submission to the federal government.

2. With respect to persons in receipt of long term care services prior to enrollment, the guidelines shall require the managed long term care plan to contract with agencies currently providing such services, in order to promote continuity of care. In addition, the guidelines shall require managed long term care plans to offer and

cover consumer directed personal assistance services for eligible individuals who elect such services pursuant to section three hundred sixty-five-f of the social services law. The commissioner shall seek input from representatives of home and community based long term care services providers, recipients, and the Medicaid managed care advisory review panel, among others, to further evaluate and promote the transition of persons in receipt of home and community-based long term care services in to managed long term care plans and other care coordination models and to develop guidelines for such care coordination models. The guidelines shall be finalized and posted on the department's website no later than November fifteen, two thousand eleven.

3. With respect to persons required to enroll in managed long term care or other care coordination model pursuant to a waiver described in paragraph 1:

(a) Medical assistance recipients who are Native Americans shall not be required to enroll in a managed long term care plan or other care coordination model.

(b) The following medical assistance recipients shall not be eligible to participate in a managed long term care program or other care coordination model:

(i) a person who is expected to be eligible for medical assistance for less than six months, for a reason other than that the person is eligible for medical assistance only through the application of excess income toward the cost of medical care and services;

(ii) a person who is eligible for medical assistance benefits only with respect to tuberculosis-related services;

(iii) a person receiving hospice services at time of enrollment;

(iv) a person who has primary medical or health care coverage available from or under a third-party payor which may be maintained by payment, or part payment, of the premium or cost sharing amounts, when payment of such premium or cost sharing amounts would be cost-effective, as determined by the social services district;

(v) a person receiving family planning services pursuant to subparagraph eleven of paragraph (a) of subdivision one of section three hundred sixty-six of the social services law;

(vi) a person who is eligible for medical assistance pursuant to paragraph (v) of subdivision four of section three hundred sixty-six of the social services law.

(c) The following medical assistance recipients shall not be eligible to participate in a managed long term care program or other care coordination model until program features and reimbursement rates are approved by the commissioner of health and, where appropriate, the commissioner of the office for persons with developmental disabilities:

(i) a person enrolled in a managed care plan pursuant to section three hundred sixty-four-j of the social services law;

(ii) a participant in the traumatic brain injury waiver program;

(iii) a participant in the nursing home transition and diversion waiver program;

(iv) a person enrolled in the assisted living program;

(v) a person enrolled in home and community based waiver programs administered by the office for persons with developmental disabilities.

(d) Persons required to enroll in the managed long term care program or other care coordination model shall have no less than thirty days to select a managed long term care provider, and shall be provided with information to make an informed choice. Where a participant has not selected such a provider, the commissioner of health shall assign such participant to a managed long term care provider, taking into account quality, capacity and geographic accessibility.

(vii) Managed long term care provided and plans certified or other care coordination model established pursuant to this paragraph shall comply with the provisions of paragraphs (d), (i), and (t) and subparagraphs (a)(iii) and (e)(iv) of subdivision four of section three hundred sixty-four-j of the social services law.

4. An entity shall not need a designation by the majority leader of the senate, the speaker of the assembly, or the commissioner of health in order to apply for a certificate of authority as a managed long term care plan.

5. Managed long term care plans may be authorized by the department of health to cover primary care and acute care services. If a managed long term care plan does not cover primary, specialty, and acute care services, it must demonstrate a readiness and capability to coordinate such services.

6. Managed long term care enrollment applications will be processed by the department of health or its designee, and not by local departments of social services.

7. The commissioner of health is authorized to issue certificates of authority to up to seventy-five managed long term care plans. Provided, however, if this chapter appropriates sufficient additional funds to allow Medicaid payment for services on a fee-for-service basis without the savings to be achieved by requiring enrollment of Medicaid recipients in managed long term care plans or other care coordination models, and by streamlining the process for enrolling participants in managed long term care plans, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, FOR THE PERIOD APRIL 1, 2011 THROUGH MARCH 31, 2013, BENEFITS UNDER THE MEDICAL ASSISTANCE PROGRAM SHALL BE FURNISHED TO APPLICANTS IN CASES WHERE, ALTHOUGH SUCH APPLICANT HAS A RESPONSIBLE RELATIVE WITH SUFFICIENT INCOME AND RESOURCES TO PROVIDE MEDICAL ASSISTANCE, THE INCOME AND RESOURCES OF THE RESPONSIBLE RELATIVE ARE NOT AVAILABLE TO SUCH APPLICANT BECAUSE OF THE ABSENCE OF SUCH RELATIVE AND THE REFUSAL OR FAILURE OF SUCH ABSENT RELATIVE TO PROVIDE THE NECESSARY CARE AND ASSISTANCE. IN SUCH CASES, HOWEVER, THE FURNISHING OF SUCH ASSISTANCE SHALL CREATE AN IMPLIED CONTRACT WITH SUCH RELATIVE, AND THE COST THEREOF MAY BE RECOVERED FROM SUCH RELATIVE IN ACCORDANCE WITH TITLE SIX OF ARTICLE THREE OF THE SOCIAL SERVICES LAW AND OTHER APPLICABLE PROVISIONS OF LAW. PROVIDED, HOWEVER, IF THIS CHAPTER APPROPRIATES SUFFICIENT ADDITIONAL FUNDS TO ALLOW MEDICAL ASSISTANCE TO BE FURNISHED IN

SITUATIONS IN WHICH A RESPONSIBLE RELATIVE WHO IS NOT ABSENT FROM THE HOUSEHOLD FAILS OR REFUSES TO PROVIDE NECESSARY CARE AND ASSISTANCE, THEN THE PROVISIONS OF THIS PARAGRAPH SHALL NOT APPLY AND SHALL BE CONSIDERED NULL AND VOID AS OF MARCH 31, 2012.

NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, SUBJECT TO THE APPROVAL OF THE DIRECTOR OF THE BUDGET, UPON SUBMISSION OF AN ALLOCATION PLAN FROM THE COMMISSIONER OF HEALTH, THE AMOUNT APPROPRIATED HEREIN, TOGETHER WITH ANY AVAILABLE FEDERAL MATCHING FUNDS, MAY BE TRANSFERRED TO THE OFFICE OR MENTAL HEALTH, OFFICE OF PEOPLE WITH DEVELOPMENTAL DISABILITY, DIVISION OF HOUSING AND COMMUNITY RENEWAL, NEW YORK STATE HOUSING TRUST FUND CORPORATION, AND OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR SERVICES AND EXPENSES RELATED TO PROVIDING AFFORDABLE HOUSING .....

4,459,350,000 ..... (re. $4,459,350,000)

For services and expenses of the medical assistance program including managed care services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The following medicaid recipients shall not be required to participate in a managed care program established pursuant to section 364-j of the social services law: (i) individuals with a chronic medical condition who are being treated by a specialist physician that is not associated with a managed care provider in the individual's social services district may defer participation in the managed care program for six months or until the course of treatment is complete, whichever occurs first; and Native Americans.

2. The following medicaid recipients shall not be eligible to participate in a managed care program established pursuant to section 364-j of the social services law: (i) a person eligible for medicare participating in a capitated demonstration program for long term care; (ii) an infant living with an incarcerated mother in a state or local correctional facility as defined in section 2 of the correction law; (iii) a person who is expected to be eligible for medical assistance for less than six months; (iv) a person who is eligible for medical assistance benefits only with respect to tuberculosis-related services; (v) individuals receiving hospice services at time of enrollment; (vi) a person who has primary medical or health care coverage available from or under a third-party payor which may be maintained by payment, or part payment, of the premium or costs sharing amounts, when payment of such premium or cost sharing amounts would be cost-effective, as determined by the local social services district; (vii) a person receiving family planning services pursuant to subparagraph 11 of paragraph (a) of subdivision 1 of section 366 of the social services law; (viii) a person who is eligible for medical assistance pursuant to paragraph (v) of subdivision 4 of section 366 of the social services law; and (ix) a person who is medicare/medicaid dually eligible and who is not enrolled in a medicare managed care plan.

3. The following categories of medicaid recipients may be required to enroll with a managed care program when program features and reimbursement rates are approved by the commissioner of health and,

as appropriate, the commissioners of mental health, the office for persons with developmental disabilities, and the office of children and family services: (i) an individual dually eligible for medical assistance and benefits under the federal medicare program and enrolled in a medicare managed care plan offered by an entity that is also a managed care provider; provided that (notwithstanding paragraph (g) of subdivision 4 of this section): (ii) an individual eligible for supplemental security income; (iii) HIV positive individuals; (iv) persons with serious mental illness and children and adolescents with serious emotional disturbances, as defined in section 4401 of the public health law; (v) a person receiving services provided by a residential alcohol or substance abuse program or facility for the mentally retarded; (vi) a person receiving services provided by an intermediate care facility for the mentally retarded or who has characteristics and needs similar to such persons; (vii) a person with a developmental or physical disability who receives home and community-based services or care-at-home services through existing waivers under section 1915 (c) of the federal social security act or who has characteristics and needs similar to such persons; (viii) a person who is eligible for medical assistance pursuant to subparagraph 12 or subparagraph 13 of paragraph (a) of subdivision 1 of section 366 of the social services; (ix) a person receiving services provided by a long term home health care program, or a person receiving inpatient services in a state-operated psychiatric facility or a residential treatment facility for children and youth; (x) certified blind or disabled children living or expected to be living separate and apart from the parent for thirty days or more; (xi) residents of nursing facilities; (xii) a foster child in the placement of a voluntary agency or in the direct care of the local social services district; (xiii) a person or family that is homeless; and (xiv) individuals for whom a managed care provider is not geographically accessible so as to reasonably provide services to the person. A managed care provider is not geographically accessible if the person cannot access the provider's services in a timely fashion due to distance or travel time.

4. Applicants for medicaid and pregnant women applying for presumptive eligibility under the medicaid program shall be required to choose a managed care provider at the time of application; if the participant does not choose such a provider, the commissioner of health shall assign the applicant to a managed care provider in accordance with subparagraphs (ii) through (v) of paragraph (f) of subdivision 4 of section 364-j of the social services law. Individuals already in receipt of medicaid shall have no less than thirty days from the date selected by their social services district to enroll in the managed care program to select a managed care provider, and as appropriate, a mental health special needs plan.

5. The department of health is authorized to contract with an entity offering a comprehensive health services plan, including an entity that has received a certificate of authority pursuant to sections 4403, 4403-a or 4408-a of the public health law (as added by chapter 639 of the laws of 1996) or a health maintenance organization authorized under article 43 of the insurance law, to eligible indi-

viduals residing in the geographic area served by such entity. Cities with a population of over 2,000,000 shall not be authorized to enter into medicaid managed care contracts with comprehensive health services plans. Such contracts may provide for medicaid payments on a capitated basis for nursing facility, home care or other long term care services of a duration and scope determined by the commissioner of health.

6. Provided, however, if this chapter appropriates sufficient additional funds to allow medicaid payment for services on a fee-for-service basis without the savings to be achieved by expanding the populations allowed or required to participate in medicaid managed care, or by streamlining the process for enrolling participants in medicaid managed care plans, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ... 7,126,729,000 ..... (re. $7,126,729,000)

For services and expenses of the medical assistance program including pharmacy services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, payments for drugs which may not be dispensed without a prescription as required by section 6810 of the education law and for which payment is authorized under the medical assistance program pursuant to subdivision 2 of section 365-a of the social services law or under the family health plus program pursuant to subparagraph (v) of paragraph (e) of subdivision 1 of section 369-ee of the social services law may be included in the capitation payment for services or supplies provided to medical assistance or family health plus recipients by managed care organizations or other entities which are certified under article 44 of the public health law or licensed pursuant to article 43 of the insurance law or otherwise authorized by law to offer comprehensive health services plans to medical assistance or family health plus recipients. Provided, however, if this chapter appropriates sufficient additional funds to allow such drugs to continue to be excluded as a benefit available to medical assistance and family health plus recipients through such comprehensive health services plans, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health is authorized to designate some or all of the drugs manufactured or marketed by a pharmaceutical manufacturer as non-preferred drugs under the preferred drug program established pursuant to section 272 of the public health law if: the commissioner of health has previously designated such pharmaceutical manufacturer as one with whom the commissioner is negotiating a manufacturer agreement, and included the drugs it manufactures or markets on the preferred drug list; and the commissioner has not reached a manufacturer agreement with such manufacturer. Provided, however, if this chapter appropriates sufficient additional funds to require the commissioner of health to designate as non-preferred all of the drugs manufactured or marketed by a manufacturer with whom

the commissioner has been unable to reach a manufacturer agreement, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, for those drugs which may not be dispensed without a prescription as required by section 6810 of the education law and for which payment is authorized under the medical assistance program pursuant to subdivision 2 of section 365-a of the social services law, payments for such drugs and dispensing fees shall be as follows:

1. If the drug dispensed is a multiple source prescription drug for which an upper limit has been set by the federal centers for medicare and medicaid services, payment for the drug shall be the lower of: (a) an amount equal to the specific upper limit set by such federal agency for the multiple source prescription drug; (b) the estimated acquisition cost of such drug to pharmacies which, for purposes of this subparagraph, shall mean the average wholesale price of a prescription drug based on the package size dispensed from, as reported by the prescription drug pricing service used by the department, less twenty-five percent thereof; (c) the maximum acquisition cost, if any, established pursuant to paragraph (e) of this subdivision; (d) the dispensing pharmacy's usual and customary price charged to the general public; or (e) the average acquisition cost if available.

2. If the drug dispensed is a multiple source prescription drug or a brand-name prescription drug for which no specific upper limit has been set by such federal agency, payment for the drug shall be the lower of the estimated acquisition cost of such drug to pharmacies, the average acquisition cost if available, or the dispensing pharmacy's usual and customary price charged to the general public. For sole and multiple source brand name drugs, estimated acquisition cost means the average wholesale price of a prescription drug based upon the package size dispensed from, as reported by the prescription drug pricing service used by the department, less seventeen percent thereof, or the wholesale acquisition cost of a prescription drug based upon package size dispensed from, as reported by the prescription drug pricing service used by the department, minus zero and forty one hundredths percent thereof, and updated monthly by the department. For multiple source generic drugs, estimated acquisition cost means the lowest of the average acquisition cost if available, the average wholesale price of a prescription drug based on the packaged size dispensed from, as reported by the prescription drug pricing service used by the department, less twenty-five percent thereof, or the maximum acquisition cost, if any, established pursuant to paragraph (e) of this subdivision.

3. (a) For prescription drugs categorized as generic by the prescription drug pricing service used by the department, the dispensing fee shall be three dollars and fifty cents per prescription.

(b) For prescription drugs categorized as generic by the prescription drug pricing service used by the department, the dispensing fee shall be four dollars and fifty cents per prescription if dispensed by a privately owned licensed pharmacy that is not affiliated with a chain pharmacy, is not owned or operated by a publicly traded company, and has a single location in a county within the state having a population of 125,000 or less, based on the most recent United States census data.

(c) For prescription drugs categorized as brand-name prescription drugs by the prescription drug pricing service used by the department, three dollars and fifty cents per prescription, provided, however, that for brand name prescription drugs reimbursed pursuant to subparagraph (ii) of paragraph (a-1) of subdivision four of section three hundred sixty-five-a of this title, the dispensing fee shall be four dollars and fifty cents per prescription.

4. The commissioner of health shall have the authority to establish the amount of payments and dispensing fees for drugs covered under the medical assistance program; provided, however, the commissioner shall not change the amounts of or method for such payments or dispensing fees on or after April first, two thousand eleven unless notice is given sixty days in advance of such change to the chairpersons of the senate finance committee, assembly ways and means committee, senate health committee, and assembly health committee. Provided, however, if this chapter appropriates sufficient additional funds to allow the medical assistance program to continue to pay for drugs and dispensing fees in the amounts described in subdvision 9 of section 367-a of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health may designate therapeutic classes of drugs, including classes with only one drug, as all preferred drugs in the medicaid preferred drug program established pursuant to section 272 of the public health law prior to any review that may be conducted by the pharmacy and therapeutics committee created pursuant to section 271 of the public health law. In addition, if a non-preferred drug is prescribed and does not meet the criteria for approval of a non-preferred drug under subdivision 3 of section 273 of the public health law, after providing a reasonable opportunity for the prescriber to reasonably present his or her justification for prior authorization, prior authorization will be denied if the preferred drug program determines that the use of the non-preferred is not warranted. Provided, however, if this chapter appropriates sufficient additional funds to allow the medicaid program to pay for non-preferred drugs which have been prescribed but whose use the preferred drug program has determined to be unwarranted, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, for persons eligible for medical assistance who are also bene-

ficiaries under part D of title XVIII of the federal social security act, the following categories of drugs shall not be exempt from the definition of "covered part D drugs" and shall be subject to the medical assistance exclusion of coverage for "covered part D drugs": atypical anti-psychotics, anti-depressants, anti-retrovirals used in the treatment of HIV/AIDS, and anti-rejection drugs used for the treatment of organ and tissue transplants. Provided, however, that if this chapter appropriates sufficient additional funds to continue to exempt such drugs from the definition of "covered part D drugs", then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the following drugs shall not be exempt from inclusion in the preferred drug program established pursuant to section 272 of the public health law: atypical anti-psychotics; anti-depressants; anti-retrovirals used in the treatment of HIV/AIDS; and anti-rejection drugs used for the treatment of organ and tissue transplants. Provided, however, if this chapter appropriates sufficient additional funds to allow such drugs to continue to be exempt from the prior authorization requirements of the preferred drug program, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ..... 141,839,000 ..... (re. $141,839,000)

For services and expenses of the medical assistance program including transportation services ... 137,733,000 ..... (re. $137,733,000)

For services and expenses of the medical assistance program including dental services ... 98,731,000 ..... (re. $98,731,000)

For services and expenses of the medical assistance program including non-institutional and other spending.

Notwithstanding any inconsistent provision of law, the money hereby appropriated may be available for payments to [school districts, and to any city with a population of over 2,000,000 associated with additional claims for school supportive health services] ANY COUNTY OR PUBLIC SCHOOL DISTRICT OR STATE OPERATED OR STATE SUPPORTED SCHOOLS FOR BLIND AND DEAF STUDENTS ASSOCIATED WITH ADDITIONAL CLAIMS FOR SCHOOL SUPPORTIVE HEALTH SERVICES.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The commissioner of health is authorized to contract with one or more entities to conduct a study to determine actual direct and indirect costs incurred by public school districts and state operated/state supported schools FOR THE BLIND AND THE DEAF which operate pursuant to article 85, 87 or 88 of the education law for medical care, services and supplies, including related special education services and special transportation, furnished to children with handicapping conditions. In addition, the commissioner of health is authorized to contract with one or more entities to conduct a study to determine actual direct and indirect costs incurred by counties for medical care, services and supplies,

including related special education services and special transportation, furnished to pre-school children with handicapping conditions.

2. Notwithstanding any inconsistent provision of sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law, the commissioner of health is authorized to enter into a contract or contracts referenced in paragraph one without a competitive bid or request for proposal process; provided, however, that the department of health shall post on its website, for a period of no less than thirty days: a description of the proposed services to be provided pursuant to the contract or contracts; the criteria for selection of a contractor or contractors; the period of time during which a prospective contractor may seek selection, which shall be no less than thirty days after such information is first posted on the website; and the manner by which a prospective contractor may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective contractors in timely fashion shall be reviewed by the commissioner of health. The commissioner of health shall select such contractor or contractors that, in his or her discretion, are best suited to serve the purposes of this section.

3. The commissioner of health shall evaluate the results of the study or studies referenced in paragraph one to determine, after identification of actual direct and indirect costs incurred by public school districts, state operated/state supported schools FOR THE BLIND AND THE DEAF, and counties, whether it is advisable to claim federal reimbursement for expenditures under sections 368-d and 368-e of the social services law as certified public expenditures. In the event such claims are submitted, if federal reimbursement received for certified public expenditures on behalf of medical assistance recipients whose assistance and care are the responsibility of a social services district in a city with a population of over 2,000,000, results in a decrease in the state share of annual expenditures pursuant to sections 368-d and 368-e of the social services law for such recipients, then to the extent that the amount of any such decrease exceeds $50,000,000 IN STATE FISCAL YEAR 2011-2012, OR EXCEEDS $100,000,000 IN STATE FISCAL YEAR 2012-2013, the excess amount shall be transferred to such [city] PUBLIC SCHOOL DISTRICTS AND STATE OPERATED/STATE SUPPORTED SCHOOLS FOR BLIND AND DEAF STUDENTS IN AMOUNTS PROPORTIONAL TO THEIR PERCENTAGE CONTRIBUTION TO THE STATEWIDE SAVINGS. Any such excess amount transferred shall not be considered a revenue received by such social services district in determining the district's actual medical assistance expenditures for purposes of paragraph (b) of section 1 of part C of chapter 58 of the laws of 2005.

4. Provided, however, if this chapter appropriates sufficient additional funds to pay for costs incurred by public school districts, state operated/state supported schools, and counties without claiming the actual direct and indirect costs incurred by such entities as certified public expenditures, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the medical assistance program shall provide coverage for medically necessary speech therapy, and when provided at the direction of a physician or nurse practitioner, physical therapy and related rehabilitative services, and occupational therapy. Provided, however, that speech therapy, physical therapy, and occupational therapy each shall be limited to coverage of twenty visits per year, with such limitation not applying to persons with developmental disabilities. Provided, however, if this chapter appropriates sufficient additional funds to allow the medical assistance program to cover such medically necessary services without a limitation on the number of visits paid for, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the estate of a medical assistance recipient, for purposes of making any recoveries of the cost of such assistance otherwise authorized by law, shall include any real and personal property in which the medical assistance recipient had any legal title or interest at the time of death, including jointly held property, retained life estates, and interests in trusts, to the extent of such interests, provided, however, that a claim against a recipient of such property by distribution or survival shall be limited to the value of the property received or the amount of medical assistance benefits otherwise recoverable, whichever is less. Provided, however, if this chapter appropriates sufficient additional funds to permit limiting recoveries to real and personal property and other assets passing under the terms of a valid will or by intestacy, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, SUBJECT TO THE APPROVAL OF THE DIRECTOR OF THE BUDGET, THE AMOUNT APPROPRIATED HEREIN, TOGETHER WITH ANY AVAILABLE FEDERAL MATCHING FUNDS, MAY BE TRANSFERRED TO THE GENERAL FUND - STATE PURPOSES ACCOUNT FOR SERVICES AND EXPENSES OF THE MEDICAL ASSISTANCE PROGRAM INCLUDING SERVICES AND EXPENSES RELATED TO DECREASING THE INCIDENCE OF PRESSURE ULCERS, DEVELOPING AN AUTOMATED ELIGIBILITY SYSTEM, CARE MANAGEMENT AND BENEFIT EXPANSION, DATA COLLECTION TO MEASURE DISPARITIES, FAIR HEARINGS, ENROLLMENT ASSISTORS, PRIMARY CARE SERVICE CORPS, MEDICAID ANALYSIS AND EXCHANGE ACTIVITIES, AND THE CERTIFICATE OF PUBLIC ADVANTAGE PROGRAM .....
1,621,710,000 ..... (re. $1,621,710,000)

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to pharmacy best practices initiatives including prior authorizations and prior approvals .....
13,600,000 ..... (re. $13,600,000)

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to utilization review activities including but not limited to utilization management for radiology and transportation management services ..... 21,000,000 ..... (re. $21,000,000)

Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to education of medicaid eligibles and recipients regarding the medicare part D program and recipient and provider notification and other program information as determined necessary by the commissioner of health. Subject to the approval of the director of the budget, a portion of this appropriation may be suballocated to other state agencies ..... 5,000,000 ..... (re. $5,000,000)

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to making improvements in the long-term care system including long-term care restructuring, the nursing home transition and diversion waiver, and point-of-entry initiatives for the purpose of expanding and promoting a more coordinated level of care for the delivery of quality services in the community 3,500,000 ..... (re. $3,500,000)

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the general fund - state purposes account for services and expenses related to required criminal background checks for non-licensed long-term care employees including employees of nursing homes, certified home health agencies, long term home health care providers, AIDS home care providers, and licensed home care service agencies ... 23,410,000 ..... (re. $23,410,000)

Notwithstanding any inconsistent provision of section 112 or 163 of the state finance law or any other contrary provision of the state finance law or any other contrary provision of law, the commissioner of health may, without a competitive bid or request for proposal process, enter into contracts with one or more certified public accounting firms for the purpose of conducting audits of disproportionate share hospital payments made by the state of New York to general hospitals and for the purpose of conducting audits of hospital cost reports as submitted to the state of New York in accordance with article 28 of the public health law. Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, may be transferred to the

general fund - state purposes account ..... 4,600,000 ..... (re. $4,600,000)

Notwithstanding any inconsistent provision of law, subject to a plan developed by the commissioner of health and approved by the director of the budget, up to the amount appropriated herein, together with any available federal matching funds, will be available for demonstrations that develop and evaluate interventions targeted at medicaid beneficiaries who are otherwise exempt or excluded from mandatory Medicaid managed care and who have multiple comorbidities.

Notwithstanding section 112 and section 163 of the state finance law, for chronic illness demonstration projects authorized by section 364-l of the social services law, the commissioner of health may allocate up to $2,500,000 of the amount appropriated for contracts without a request for proposal process or any other competitive process ... 12,000,000 ..... (re. $12,000,000)

Notwithstanding any other provision of law, the money herein appropriated, together with any available federal matching funds, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the pharmacy and therapeutic committee, and other activities related to utilization management and for health information technology support for the medicaid program ... 12,000,000 ..... (re. $12,000,000)

For grants to the civil service employees association, Local 1000, AFSCME, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus ..... 12,100,000 ..... (re. $12,100,000)

For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus ... 18,000,000 ..... (re. $18,000,000)

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, moneys appropriated herein may be transferred to the general fund, state purposes account for services and expenses related to the independent audit of the internal controls of the school and preschool supportive health services programs as required by the New York state school supportive health services program compliance agreement with the centers for medicare and medicaid services.

Notwithstanding any inconsistent provision of law, subject to the approval of the director of the budget, the amount appropriated herein may be increased or decreased by interchange with any appropriation of the department of health ..... 800,000 ..... (re. $800,000)

For services and expenses of the medical assistance program including medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services ... 8,500,000,000 ..... (re. $8,500,000,000)

By chapter 54, section 1, of the laws of 2010:

Notwithstanding any inconsistent provision of law, subject to the approval of a plan by the director of the budget, up to the amount appropriated herein may be transferred to the general fund-state purposes account or suballocated to the state office for the aging or the office of temporary and disability assistance for services and expenses related to making improvements in the long-term care system for the point-of-entry initiatives, for the purposes of expanding and promoting a more coordinated level of care for the delivery of quality services in the community ..... 5,180,000 ..... (re. $2,785,000)

For grants to the civil service employees association, Local 1000, AFSCME, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus ..... 2,765,000 ..... (re. $2,765,000)

For grants to the United Federation of Teachers, Local 2, AFT, AFL-CIO to contribute to the union's cost of purchasing health insurance coverage under the family health plus (FHPlus) buy-in for child care providers represented by the union who do not otherwise qualify for coverage under FHPlus ... 5,000,000 ..... (re. $5,000,000)

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Medicaid Direct Account

By chapter 53, section 1, of the laws of 2011:

For services and expenses for the medical assistance program, including administrative expenses for local social services districts, pursuant to title XIX of the federal social security act or its successor program.

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: NOT MORE THAN 50.90 percent for the period April 1, 2011 to March 31, 2012; [49.10 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, shall be available to the department net of disallowances, refunds, reimbursements, and credits.

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, office for people with developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance, office of children and family services, the department of financial services, which shall mean prior to October 3, 2011, the department of insurance and THE state office for the aging with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding any other provision of law, rule or regulation, to the contrary, for the period April 1, 2011 through March 31, 2013, all medicaid payments made for services provided on and after April 1, 2011, shall, except as hereinafter provided, be subject to a uniform 2 percent reduction and such reduction shall be applied, to the extent practicable, in equal amounts during the fiscal year, provided, however, that an alternative method may be considered at the discretion of the commissioner of health and the director of the budget based upon consultation with the health care industry including but not limited to, a uniform reduction in medicaid rates of payment or other reductions provided that any method selected achieves no more than $702,000,000 in medicaid state share savings, except as hereinafter provided, for services provided on and after April 1, 2011 through March 31, 2013. Any alternative methods to achieve the reduction must be provided in writing and shall be filed with the senate finance committee and the assembly ways and means committee not less than 30 days before the date of which implementation is expected to begin. Nothing in this section shall be deemed to prevent all or part of such alternative reduction plan from taking effect retroactively, to the extent permitted by the federal centers for medicare and medicaid services.

The following shall be exempt from reductions pursuant to this section:

(i) any reductions that would violate federal law including, but not limited to, payments required pursuant to the federal medicare program;

(ii) any reductions related to payments pursuant to article 32, article 31 and article 16 of the mental hygiene law;

(iii) payments the state is obligated to make pursuant to court orders or judgments;

(iv) payments for which the non-federal share does not reflect any state funding; and

(v) at the discretion of the commissioner of health and the director of the budget, payments with regard to which it is determined by the commissioner of health and the director of the budget that application of reductions pursuant to this section would result, by operation of federal law, in a lower federal medical assistance percentage applicable to such payments.

(VI) PAYMENTS MADE WITH REGARD TO THE EARLY INTERVENTION PROGRAM PURSUANT TO PUBLIC HEALTH LAW SECTION 2540.

Reductions to medicaid payments or medicaid rates of payments made pursuant to this section shall be subject to the receipt of all necessary federal approvals.

Not less than 30 days prior to the conclusion of each state fiscal year in which the provisions of this section apply, the department of health shall prepare and submit a report to the legislature that details the actions taken to implement the medicaid state share reduction established pursuant to this section. Such report shall be provided to the chair of the senate finance committee and the assembly ways and means committee. Provided, however, if this chapter appropriates sufficient additional funds to support medicaid payments or medicaid rates of payments, the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, section 21 of chapter 1 of the laws of 1999, or any other contrary provision of law, in determining rates of payments by state governmental agencies effective for services provided for the period April 1, 2011 through March 31, 2013, for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities or units of such facilities that provide services primarily to children under twenty-one years of age, for home health care services provided pursuant to article 36 of the public health law by certified home health agencies, long term home health care programs and AIDS home care programs, for personal care services provided pursuant to section 365-a of the social services law, hospice services provided pursuant to article 40 of the public health law, foster care services provided pursuant to article 6 of the social services law, the commissioner of health shall apply no greater than zero trend factors attributable to the 2011 and 2012 calendar years

in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such no greater than zero trend factors for such calendar years shall also be applied to rates of payment for personal care services for such period provided in those local social service districts, including New York city, whose rates of payment for such services are established by such local social service districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social service districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided for the period April 1, 2011 through March 31, 2013, trend factors attributable to such 2011 and 2012 calendar years shall be established at no greater than zero percent, provided, however, that if this chapter provides sufficient additional funding to cover the cost of trend factor adjustments to the rates enumerated in this section, then provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, section 21 of chapter 1 of the laws of 1999, or any other contrary provision of law, in determining rates of payments by state governmental agencies effective for services provided for the period January 1, 2013 through March 31, 2013, for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities or units of such facilities that provide services primarily to children under twenty-one years of age for home health care services provided pursuant to article 36 of the public health law by certified home health agencies, long term home health care programs and AIDS home care programs, for personal care services provided pursuant to section 365-a of the social services law, hospice services provided pursuant to article 40 of the public health law, foster care services provided pursuant to article 6 of the social services law, the commissioner of health shall apply no greater than zero trend factors attributable to the 2013 calendar year in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such no greater than zero trend factors for such calendar years shall also be applied to rates of payment for personal care services for such period provided in those local social service districts, including New York city, whose rates of payment for such services are established by such local social service districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social service districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided for the period January 1, 2013 through March 31, 2013, trend factors attributable to such 2013 calendar year shall be established at no greater than zero percent, provided, however, that if this chapter provides sufficient additional funding to cover the cost of trend factor adjustments to the rates enumerated in this

section, then provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any provision of law to the contrary and subject to the availability of federal financial participation, for the period April 1, 2011 through March 31, 2013, clinics certified pursuant to articles 16, 31 or 32 of the mental hygiene law shall be subject to targeted medicaid reimbursement rate reductions in accordance with the provisions of this section. Such reductions shall be based on utilization thresholds which may be established either as provider-specific or patient-specific thresholds. Provider specific thresholds shall be based on average patient utilization for a given provider in comparison to a peer based standard to be determined for each service.

The commissioners of the office of mental health, the office for persons with developmental disabilities, and the office of alcoholism and substance abuse services, in consultation with the commissioner of health, are authorized to waive utilization thresholds for patients of clinics certified pursuant to article 16, 31, or 32 of the mental hygiene law who are enrolled in specific treatment programs or otherwise meet criteria as may be specified by such commissioners. When applying a provider specific threshold, rates will be reduced on a prospective basis based on the amount any provider is over the determined threshold level. Patient-specific thresholds will be based on annual thresholds determined for each service over which the per visit payment for each visit in excess of the standard during a twelve month period may be reduced by a predetermined amount. The thresholds, peer based standards and the payment reductions shall be determined by the department of health, with the approval of the division of the budget, and in consultation with the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services, and any such resulting rates shall be subject to certification by the appropriate commissioners pursuant to subdivision (a) of section 43.02 of the mental hygiene law. The base period used to establish the thresholds shall be the 2009 calendar year. The total annualized reduction in payments shall be no less than $10,900,000 for Article 31 clinics, no less than $2,400,000 for Article 16 clinics, and no less than $13,250,000 for Article 32 clinics. Provided, however if this chapter provides sufficient additional funding to cover the cost of targeted medical reimbursement rate reductions enumerated in this section, then the provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health is authorized, in consultation with the commissioners of the office of mental health, office of alcoholism and substance abuse services, and office for people with developmental disabilities to: establish, in accordance with applicable federal law and regulations, standards for the provision of health home services to enrollees with chronic conditions in the program of medical assistance for needy persons; establish payment methodologies for health home services based on factors including but not

limited to the complexity of the conditions providers will be managing, the anticipated amount of patient contact needed to manage such conditions, and the health care cost savings realized by provision of health home services; establish the criteria under which such an enrollee will be designated as being eligible to receive health home services; and assign any enrollee designated as an eligible individual to a provider of health home services. Until such time as the commissioner of health obtains necessary waivers and/or approvals under the federal social security act, enrollees assigned to providers of health home services will be allowed to opt out of such services. In addition, upon enrollment an enrollee shall be offered an option of at least two providers of health home services to the extent practicable. In addition to such payments made for health home services, the commissioner of health is authorized to pay additional amounts to providers of health home services that meet process or outcome standards specified by the commissioner. Payment for such health home services and such additional payments will be made with state funds only, to the extent that such funds are appropriated therefore, until such time as federal financial participation in the costs of such services is available. The commissioner of health is authorized to submit amendments to the state plan for medical assistance and/or submit one or more applications for waivers of the federal social security act, to obtain federal financial participation in the costs of health home services. Notwithstanding any limitations imposed by section 364 - l of the social services law, the commissioner is authorized to allow entities participating in demonstration projects established pursuant to such section to provide health home services. Notwithstanding any law, rule, or regulation to the contrary, the commissioners of the department of health, the office of mental health, and the office of alcoholism and substance abuse services are authorized to jointly establish a single set of operating and reporting requirements and a single set of construction and survey requirements for entities that can demonstrate experience in the delivery of health, and mental health and/or alcohol and substance abuse services and the capacity to offer integrated delivery in each location approved by the commissioner, and meet the standards for providing and receiving payment for health home services. In establishing a single set of operating and reporting requirements and a single set of construction and survey requirements for entities described in this subdivision, the commissioners of the department of health, the office of mental health, and the office of alcoholism and substance abuse services are authorized to waive any regulatory requirements as are necessary to avoid duplication of requirements and to allow the integrated delivery of services in a rational and efficient manner. Provided, however, if this chapter appropriates sufficient additional funds to provide coverage for persons with chronic conditions under the program of medical assistance for needy persons without the savings to be achieved through the provision of health home services, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013: coverage under the Medicaid program for enteral formula therapy and nutritional supplements are limited to coverage only for nasogastric, jejunostomy, or gastrostomy tube feeding or for treatment of an inborn metabolic disorder or to address growth and developmental problems in children, OR, SUBJECT TO STANDARDS ESTABLISHED BY THE COMMISSIONER OF HEALTH, FOR PERSONS WITH A DIAGNOSIS OF HIV INFECTION, AIDS OR HIV-RELATED ILLNESS; coverage under the medicaid program for prescription footwear and inserts is limited to coverage only when used as an integral part of a lower limb orthotic appliance, as part of a diabetic treatment plan, or to address growth and development problems in children; coverage under the medicaid program for compression and support stockings is limited to coverage only for pregnancy or treatment of venous stasis ulcers; and the commissioner of health is authorized to require prior authorization for prescriptions of opioid analgesics in excess of four prescriptions in a thirty-day period. Provided, however, if this chapter appropriates sufficient additional funds to allow medicaid coverage of such services without imposing such limitations, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through march 31, 2013, when Medicaid eligible persons are also beneficiaries under part B of title XVIII of the federal social security act and payment under part B would exceed the amount that would be paid by Medicaid if the person were not eligible under part B or a qualified Medicare beneficiary, the amount payable under the Medicaid program shall be twenty percent of the amount of any coinsurance liability of such eligible person pursuant to federal law if they were not eligible for Medicaid or were not a qualified Medicare beneficiary, but only with respect to services covered under title eleven of article five of the social services law; provided however that amounts payable with respect to items and services covered under such title and provided to eligible persons who are also beneficiaries under part B or to qualified medicare beneficiaries by an ambulance service under the authority of an operating certificate issued pursuant to article thirty of the public health law, a psychologist licensed under article one hundred fifty-three of the education law, or a facility under the authority of an operating certificate issued pursuant to article sixteen, thirty-one or thirty-two of the mental hygiene law, and with respect to outpatient hospital and clinic items and services covered under such title and provided by a facility under the authority of an operating certificate issued pursuant to article twenty-eight of the public health law, shall not be less than the amount of any co-insurance liability of such eligible persons or such qualified medicare beneficiaries, or for which such eligible persons or such qualified medicare beneficiaries would be liable under federal law were they not eligible for medical assistance or were they not qualified medicare beneficiaries with respect to such benefits under part B.

Provided, however, if this chapter appropriates sufficient additional funds to provide medical assistance payments under subparagraph (iii) of paragraph (d) of subdivision one of section three hundred sixty-seven-a of the social services law with respect to services not covered under title eleven of article five of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, amounts payable under section three hundred sixty-seven-a of the social services law with respect to hospital outpatient services or diagnostic and treatment center services pursuant to article twenty-eight of the public health law provided to Medicaid eligible persons who are also beneficiaries under part B of title XVIII of the federal social security act OR PROVIDED TO QUALIFIED MEDICARE BENEFICIARIES UNDER PART B OF TITLE XVIII OF SUCH ACT shall not exceed the approved medical assistance payment level less the amount payable under part B. Provided, however, if this chapter appropriates sufficient additional funds to provide medical assistance payments under section three hundred sixty-seven-a of the social services law with respect to hospital outpatient services or diagnostic and treatment center services provided to Medicaid eligible persons who are also beneficiaries under part B without such limitation, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. (a) The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health, the impacted local governmental units, and with the approval of the division of budget, shall have responsibility for jointly designating regional entities to provide administrative and management services for the purposes of prior approving and coordinating the provision of behavioral health services, facilitating the continuity of post-hospitalization behavioral health services, and the integration of behavioral health services with other services available under the medical assistance program, for recipients of medical assistance who are not enrolled in managed care, and for approval, coordination, facilitating continuity and integration of behavioral health services that are not provided through managed care programs under the medical assistance program for individuals regardless of whether or not such individuals are enrolled in managed care programs. Such regional entities shall also be responsible for promoting appropriate care and service utilization while safeguarding against unnecessary utilization of such care and services and assuring that payments are consistent with the efficient and economical delivery of quality care. In exercising this responsibility, the commissioners of the office of mental health and the office of alcoholism and substance abuse services are authorized to contract, after consultation with the commissioner of health and the impacted local governmental units, with regional

behavioral health organizations or other entities. Such contracts may include responsibility for: receipt, review, and determination of prior authorization requests for behavioral health care and services, consistent with criteria established or approved by the commissioners of mental health and alcoholism and substance abuse services, and authorization of appropriate care and services based on documented patient medical need.

(b) Notwithstanding any inconsistent provision of sections one hundred twelve and one hundred sixty-three of the state finance law, or section one hundred forty-two of the economic development law, or any other law to the contrary, the commissioners of the office of mental health and the office of alcoholism and substance abuse services are authorized to enter into a contract or contracts under subdivision 1 without a competitive bid or request for proposal process, provided, however, that the office of mental health and the office of alcoholism and substance abuse services shall post on their websites, for a period of no less than thirty days: (i) a description of the proposed services to be provided pursuant to the contractor contracts; (ii) the criteria for selection of a contractor or contractors; (iii) the period of time during which a prospective contractor may seek selection, which shall be no less than thirty days after such information is first posted on the website; and (iv) the manner by which a prospective contractor may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective contractors in timely fashion shall be reviewed by the commissioners.

(c) The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health and the impacted local governmental units, shall select such contractor or contractors that, in their discretion, have demonstrated the ability to effectively, efficiently, and economically integrate behavioral health and health services; have the requisite expertise and financial resources; have demonstrated that their directors, sponsors, members, managers, partners or operators have the requisite character, competence and standing in the community, and are best suited to serve the purposes described in this subdivision.

2. (a) The commissioners of the office of mental health, the office of alcoholism and substance abuse services and the department of health, shall have the responsibility for jointly designating on a regional basis, after consultation with the local social services district and local governmental unit, as such term is defined in the mental hygiene law, of a city with a population of over one million and after consultation of other affected counties, a limited number of specialized managed care plans under section 364-j of this article, special need managed care plans under section 364-j or this article, and/or integrated physical and behavioral health provider systems certified under article 44-a of the public health law capable of managing the behavioral and physical health needs of medical assistance enrollees with significant behavioral health needs. Initial designations of such plan or provider systems should be made

no later than April first, two thousand thirteen, provided, however, such designations shall be contingent upon a determination by such state commissioners that the entities to be designated have the capacity and financial ability to provide services in such plans or provider systems, and that the region has a sufficient population and service base to support such plans and systems. Once designated, the commissioner of health shall make arrangements to enroll such enrollees in such plans or integrated provider systems and to pay such plans or provider systems on a capitated or other basis to manage, coordinate, and pay for behavioral and physical health medical assistance services for such enrollees.

(b) Notwithstanding any inconsistent provision of section one hundred twelve and one hundred sixty-three of the state finance law, and section one hundred forty-two of the economic development law, or any other law to the contrary, the designations of such plans and provider systems, and any resulting contracts with such plans, providers or provider systems are authorized to be entered into by such state commissioners without a competitive bid or request for proposal process, provided, however, that the department of health, the office of mental health and the office of alcoholism and substance abuse services shall post on their websites, for a period of no less than thirty days: (i) a description of the proposed services to be provided by the plans or systems; (ii) the criteria for selection of a plan or system; (iii) the period of time during which a prospective plan or system may seek selection, which shall be no less than thirty days after such information is first posted on the website; and (iv) the manner by which a prospective plan or system may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective plans or systems in timely fashion shall be reviewed by the commissioners.

(c) The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health and the impacted local governmental units, and for contracts affecting a city with a population of over one million, also with such city's local social services district and local governmental unit, as such term is defined in the mental hygiene law, shall select such plans or systems that, in their discretion, have demonstrated the ability to effectively, efficiently, and economically manage the behavioral and physical health needs of medical assistance enrollees with significant behavioral health needs; have the requisite expertise and financial resources; have demonstrated that their directors, sponsors, members, managers, partners or operators have the requisite character, competence and standing in the community, and are best suited to serve the purposes described in this subdivision. Oversight of such contracts with such plans, providers or provider systems shall be the joint responsibility of such state commissioners, and for contracts affecting a city with a population of over one million, also with such city's local social services district and local governmental unit, as such term is defined in the mental hygiene law.

3. The commissioner of health, jointly with the commissioner of mental health and the commissioner of alcoholism and substance abuse services shall be authorized to establish special needs managed care and specialized managed care plans, under the medical assistance program and certified under section forty-four hundred three-d of the public health law, in accordance with applicable federal law and regulations. The commissioner of health, in cooperation with such commissioners, is authorized, subject to the approval of the director of the state division of the budget, to apply for federal waivers when such action would be necessary to assist in promoting the objectives of subdivisions 1 and 2. "Special needs managed care plan" or "specialized managed care plan" shall mean a combination of persons natural or corporate, or any groups of such persons, or a county or counties, who enter into an arrangement, agreement or plan, or combination of arrangements, agreements or plans, to provide health and behavioral health services to enrollees with significant behavioral health needs. Provided, however, if this chapter appropriates sufficient additional funds to provide coverage for behavioral health care and services under the program of medical assistance for needy persons without the savings to be achieved by contracting for the prior authorization and coordination of the provision of such services, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

For services and expenses of the medical assistance program including hospital inpatient services.

Notwithstanding any contrary provision of law, in determining rates of payments for general hospital inpatient services by state governmental agencies effective for services provided for the period April 1, 2011 through March 31, 2013, the commissioner of health shall make such adjustments to such rates as are necessary and not inconsistent with otherwise directly applicable regulations, to reduce reimbursement with regard to services provided to hospital inpatients as a result, as determined by the commissioner of health, of potentially preventable negative outcomes, hospital acquired conditions, injuries sustained while a hospital inpatient and the inappropriate use of certain medical procedures, including cesarean deliveries, coronary artery grafts and percutaneous coronary interventions ... 9,091,740,000 ..... (re. $9,091,740,000)

For services and expenses of the medical assistance program including hospital outpatient and emergency room services ..... 2,232,942,000 ..... (re. $2,232,942,000)

For services and expenses of the medical assistance program including clinic services ... 1,571,277,000 ..... (re. $1,571,277,000)

For services and expenses of the medical assistance program including nursing home services.

Notwithstanding any contrary provision of law, for the period April 1, 2011 through March 31, 2013, with regard to adjustments to inpatient rates of payment made pursuant to section 2808 of the public health law for inpatient services provided by residential health care facilities for the period April 1, 2010 through March 31, 2012 and the period April 1, 2012 through March 31, 2013, the commissioner of

health and the director of the budget shall, upon a determination by such commissioner and such director that such rate adjustments shall, prior to the application of any applicable adjustment for inflation, result in an aggregate increase in total medicaid rates of payment for such services for either such state fiscal year, including payments made pursuant to subparagraph (i) of paragraph (d) of subdivision 2-c of section 2808 of the public health law, make such proportional adjustments to such rates as are necessary to reduce such total aggregate rate adjustments within each such year such that the aggregate total for each such year reflects no such increase or decrease, and provided further, however, that adjustments made pursuant to this paragraph shall not be subject to subsequent correction or reconciliation, and provided further, however, that if this chapter provides sufficient additional funding to cover the cost of such rate adjustments to the rates enumerated in this paragraph, then provisions of this paragraph shall be deemed null and void as of March 31, 2011.

Notwithstanding any contrary provision of law, rule or regulation, for the period April 1, 2011 through March 31, 2013, the capital cost component of medicaid rates of payment for services provided by residential health care facilities may not include any payment factor for return on or return of equity, and provided further, however, that for that period no adjustment to rates of payment may be made pursuant to paragraph (d) of subdivision 20 of section 2808 of the public health law as in effect on March 31, 2011, provided, however, that if this chapter provides sufficient additional funding to cover the cost of the adjustments to the rates enumerated in this section, then provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health shall not be required to revise certified rates of payment established pursuant to the public health law prior to April 1, 2013, based on consideration of rate appeals filed by residential health care facilities pursuant to section 2808 of the public health law or based upon adjustments to capital cost reimbursement as a result of approval by the commissioner of health of an application for construction under section 2802 of the public health law, in excess of aggregate amount of $50,000,000 for the state fiscal year beginning April 1, 2011, and $80,000,000 for the state fiscal year beginning April 1, 2012, provided, however, that in revising such rates within such fiscal limits the commissioner of health may prioritize rate appeals for facilities which the commissioner of health determines are facing significant financial hardship and, further, the commissioner of health is authorized to enter into agreements with such facilities to resolve multiple pending rate appeals based upon a negotiated aggregate amount and may offset such negotiated aggregate amounts against any amounts owed by the facility to the department of health, including, but not limited to, amounts owed pursuant to section 2807-d of the public health law, provided further, however, that such rate adjustment made pursuant to this section remain fully subject to approval by the director of

the budget in accordance with the provisions of subdivision two of section 2807 of the public health law.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, payments under the medicaid program to reserve a bed in a residential health care facility while a medicaid recipient is temporarily hospitalized or on leave of absence from the facility shall be made as follows: payments for reserved bed days shall be made at 95 percent of the medicaid rate otherwise payable to the facility for services provided on behalf of such recipient; payment for reserved bed days during temporary hospitalizations may not exceed fourteen days in any twelve month period; payment for reserved bed days for non-hospitalization leaves of absence may not exceed ten days in any twelve month period[; and payments for reserved bed days for temporary hospitalizations shall only be made to a residential health care facility if at least 50 percent of the facility's residents eligible to participate in a medicare managed care plan are enrolled in such a plan]. Provided, however, if this chapter appropriates sufficient additional funds to allow medicaid payments for reserved bed days [without regard to the percentage of a residential health care facility's residents that are enrolled in a medicare managed care plan] PURSUANT TO SUBDIVISION 25 OF SECTION 2808 OF THE PUBLIC HEALTH LAW, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ... 7,420,543,000 ..... (re. $7,420,543,000)

For services and expenses of the medical assistance program including other long term care services.

Notwithstanding any inconsistent provision of law or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, for participating providers, meaning certified home health agencies, long term home health agencies and personal care providers with total medicaid reimbursements exceeding $50,000,000 per calendar year, every service or item within a claim submitted by a participating provider shall be reviewed and verified by a verification organization prior to submission of a claim to the department of health provided that the verification organization shall declare each service or item to be verified or unverified and provided that each participating provider shall receive and maintain reports for the verification organization which shall contain data on verified items or services including whether a service appeared on a conflict or exception report before verification and how that conflict or exception was resolved and items or services that were not verified, including conflict and exception report data for these services and provided that every service or item within a claim submitted by a participating provider shall be reviewed and verified by a verification organization prior to submission of a claim to the department of health provided that the verification organization shall declare each service or item to be verified or unverified. Provided, however, if this chapter appropriates sufficient additional funds to support participating providers of medical assistance program items subject to preclaim review otherwise provided for in the public

health law, than the provisions of this section shall be deemed null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The amount of personal care services covered by the medicaid program shall not exceed eight hours per week for individuals whose needs are limited to nutritional and environmental support functions.

2. The commissioner of health is authorized to adopt standards for the provision and management of personal care services covered by the medicaid program for individuals whose need for such services exceeds a specified level to be determined by the commissioner of health.

3. The commissioner of health is authorized to provide assistance to persons receiving personal care services covered by the medicaid program who are transitioning to receiving care from a managed long term care plan certified pursuant to section 4403-f of the public health law.

4. Provided, however, if this chapter appropriates sufficient additional funds to allow for the payment of personal care services at the level provided for in paragraph (e) of subdivision 2 of section 365-a of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law or regulation and subject to the availability of federal financial participation,

(a) for the period April 1, 2011 through March 31, 2013, rates of payment by government agencies for services provided by certified home health agencies, except for such services provided to children under eighteen years of age and other discrete groups as may be determined by the commissioner, shall reflect ceiling limitations determined in accordance with this section, provided, however, that at the discretion of the commissioner such ceilings may, as an alternative, be applied to payments for services provided for the period April 1, 2011 through March 31, 2012, except for such services provided to children and other discrete groups as may be determined by the commissioner. In determining such payments or rates of payment, agency ceilings shall be established. Such ceilings shall be applied to payments or rates of payment for certified home health agency services as established pursuant to this section and applicable regulations. Ceilings shall be based on a blend of: (i) an agency's 2009 average per patient medicaid claims, weighted at a percentage as determined by the commissioner, and; (ii) the 2009 statewide average per patient medicaid claims adjusted by a regional wage index factor and an agency patient case mix index, weighted at a percentage as determined by the commissioner. Such ceilings will be effective April 1, 2011 through March 31, 2012. An interim payment or rate of payment adjustment effective April 1, 2011, shall be applied to agencies with projected average per patient medicaid claims, as determined by the commissioner, to be over their ceilings. Such agencies shall have their payments or

rates of payment reduced to reflect the amount by which such claims exceed their ceilings.

(b) Ceiling limitations determined pursuant to subdivision (a) of this section shall be subject to reconciliation. In determining payment or rate of payment adjustments based on such reconciliation, adjusted agency ceilings shall be established. Such adjusted ceilings shall be based on a blend of: (i) an agency's 2009 average per patient medicaid claims adjusted by the percentage of increase or decrease in such agency's patient case mix from the 2009 calendar year to the annual period April 1, 2011 through March 31, 2012, weighted at a percentage as determined by the commissioner; and (ii) the 2009 statewide average per patient medicaid claims adjusted by a regional wage index factor and the agency's patient case mix index for the annual period April 1, 2011 through March 31, 2012, weighted at a percentage as determined by the commissioner. Such adjusted agency ceiling shall be compared to actual medicaid paid claims for the period April 1, 2011 through March 31, 2012. In those instances when an agency's actual per patient medicaid claims are determined to exceed the agency's adjusted ceiling, the amount of such excess shall be due from each such agency to the state and may be recouped by the department in a lump sum amount or through reductions in the medicaid payments due to the agency. In those instances where an interim payment or rate of payment adjustment was applied to an agency in accordance with paragraph (a), and such agency's actual per patient medicaid claims are determined to be less than the agency's adjusted ceiling, the amount by which such medicaid claims are less than the agency's adjusted ceiling shall be remitted to each such agency by the department in a lump sum amount or through an increase in the medicaid payments due to the agency.

(c) Interim payment or rate of payment adjustments pursuant to this section shall be based on medicaid paid claims, as determined by the commissioner, for services provided by agencies in the base year 2009. Amounts due from reconciling rate adjustments shall be based on medicaid paid claims, as determined by the commissioner, for services provided by agencies in the base year 2009 and medicaid paid claims, as determined by the commissioner, for services provided by agencies in the reconciliation period April 1, 2011 through March 31, 2012. In determining case mix, each patient shall be classified using a system based on measures which may include, but not be limited to, clinical and functional measures, as reported on the federal Outcome and Assessment Information Set (OASIS), as may be amended.

(d) The commissioner may require agencies to collect and submit any data required to implement the provisions of this section.

(e) Payments or rate of payment adjustments determined pursuant to this section shall, for the period April 1, 2011 through March 31, 2012, be retroactively reconciled utilizing the methodology in paragraph (b) of this section and utilizing actual paid claims from such period.

(f) Notwithstanding any inconsistent provision of this section, payments or rate of payment adjustments made pursuant to this section shall not result in an aggregate annual decrease in medicaid

payments to providers subject to this section that is in excess of $200,000,000, as determined by the commissioner and not subject to subsequent adjustment, and the commissioner shall make such adjustments to such payments or rates of payment as are necessary to ensure that such aggregate limits on payment decreases are not exceeded.

Notwithstanding any inconsistent provision of law or regulation and subject to the availability of federal financial participation, for the period April 1, 2012 through March 31, 2013, payments by government agencies for services provided by certified home health agencies, except for such services provided to children under eighteen years of age and other discreet groups as may be determined by the commissioner, shall be based on episodic payments. In establishing such payments, a statewide base price shall be established for each sixty day episode of care and adjusted by a regional wage index factor and an individual patient case mix index. Such episodic payments may be further adjusted for low utilization cases and to reflect a percentage limitation of the cost for high-utilization cases that exceed outlier thresholds of such payments. Episodic payments shall be based on medicaid paid claims, as determined and adjusted by the commissioner to achieve savings comparable to the prior state fiscal year, for services provided by all certified home health agencies in the base year 2009. The commissioner may require agencies to collect and submit any data required to implement this subdivision.

Notwithstanding any contrary law, rule or regulation, for the period April 1, 2011 through March 31, 2013 medicaid rates of payments for services provided by certified home health agencies, by long term home health care programs or by an AIDS home care program, to patients diagnosed with Acquired Immune Deficiency Syndrome (AIDS) shall reflect no separate payment for home care nursing services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The commissioner of health is authorized to submit the appropriate waivers, including but not limited to those authorized pursuant to sections eleven hundred fifteen and nineteen hundred fifteen of the federal social security act or successor provisions, and any other waivers necessary to require, on or after April first, two thousand twelve, medical assistance recipients who are twenty-one years of age or older and who require community-based long term care services, as specified by the commissioner, for more than one hundred and twenty days, to receive such services through a managed long term care plan certified pursuant to section forty-four hundred three-f of the public health law or other program model that meets guidelines specified by the commissioner that support coordination and integration of services. Such other program models may include long term home health care programs that comply with such guidelines. Copies of such original waiver applications and amendments thereto shall be provided to the chairs of the senate finance committee, the assembly ways and means committee, and the senate and

assembly health committees simultaneously with their submission to the federal government.

2. With respect to persons in receipt of long term care services prior to enrollment, the guidelines shall require the managed long term care plan to contract with agencies currently providing such services, in order to promote continuity of care. In addition, the guidelines shall require managed long term care plans to offer and cover consumer directed personal assistance services for eligible individuals who elect such services pursuant to section three hundred sixty-five-f of the social services law. The commissioner shall seek input from representatives of home and community based long term care services providers, recipients, and the Medicaid managed care advisory review panel, among others, to further evaluate and promote the transition of persons in receipt of home and community-based long term care services in to managed long term care plans and other care coordination models and to develop guidelines for such care coordination models. The guidelines shall be finalized and posted on the department's website no later than November fifteen, two thousand eleven.

3. With respect to persons required to enroll in managed long term care or other care coordination model pursuant to a waiver described in paragraph 1:

(a) Medical assistance recipients who are Native Americans shall not be required to enroll in a managed long term care plan or other care coordination model.

(b) The following medical assistance recipients shall not be eligible to participate in a managed long term care program or other care coordination model:

(i) a person who is expected to be eligible for medical assistance for less than six months, for a reason other than that the person is eligible for medical assistance only through the application of excess income toward the cost of medical care and services;

(ii) a person who is eligible for medical assistance benefits only with respect to tuberculosis-related services;

(iii) a person receiving hospice services at time of enrollment;

(iv) a person who has primary medical or health care coverage available from or under a third-party payor which may be maintained by payment, or part payment, of the premium or cost sharing amounts, when payment of such premium or cost sharing amounts would be cost-effective, as determined by the social services district;

(v) a person receiving family planning services pursuant to subparagraph eleven of paragraph (a) of subdivision one of section three hundred sixty-six of the social services law;

(vi) a person who is eligible for medical assistance pursuant to paragraph (v) of subdivision four of section three hundred sixty-six of the social services law.

(c) The following medical assistance recipients shall not be eligible to participate in a managed long term care program or other care coordination model until program features and reimbursement rates are approved by the commissioner of health and, where appropriate, the commissioner of the office for persons with developmental disabilities:

(i) a person enrolled in a managed care plan pursuant to section three hundred sixty-four-j of the social services law;
(ii) a participant in the traumatic brain injury waiver program;
(iii) a participant in the nursing home transition and diversion waiver program;
(iv) a person enrolled in the assisted living program;
(v) a person enrolled in home and community based waiver programs administered by the office for persons with developmental disabilities.
(d) Persons required to enroll in the managed long term care program or other care coordination model shall have no less than thirty days to select a managed long term care provider, and shall be provided with information to make an informed choice. Where a participant has not selected such a provider, the commissioner of health shall assign such participant to a managed long term care provider, taking into account quality, capacity and geographic accessibility.
(vii) Managed long term care provided and plans certified or other care coordination model established pursuant to this paragraph shall comply with the provisions of paragraphs (d), (i), and (t) and subparagraphs (a)(iii) and (e)(iv) of subdivision four of section three hundred sixty-four-j of the social services law.
4. An entity shall not need a designation by the majority leader of the senate, the speaker of the assembly, or the commissioner of health in order to apply for a certificate of authority as a managed long term care plan.
5. Managed long term care plans may be authorized by the department of health to cover primary care and acute care services. If a managed long term care plan does not cover primary, specialty, and acute care services, it must demonstrate a readiness and capability to coordinate such services.
6. Managed long term care enrollment applications will be processed by the department of health or its designee, and not by local departments of social services.
7. The commissioner of health is authorized to issue certificates of authority to up to seventy-five managed long term care plans. Provided, however, if this chapter appropriates sufficient additional funds to allow Medicaid payment for services on a fee-for-service basis without the savings to be achieved by requiring enrollment of Medicaid recipients in managed long term care plans or other care coordination models, and by streamlining the process for enrolling participants in managed long term care plans, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.
NOTWITHSTANDING ANY INCONSISTENT PROVISION OF LAW, RULE OR REGULATION TO THE CONTRARY, FOR THE PERIOD APRIL 1, 2011 THROUGH MARCH 31, 2013, BENEFITS UNDER THE MEDICAL ASSISTANCE PROGRAM SHALL BE FURNISHED TO APPLICANTS IN CASES WHERE, ALTHOUGH SUCH APPLICANT HAS A RESPONSIBLE RELATIVE WITH SUFFICIENT INCOME AND RESOURCES TO PROVIDE MEDICAL ASSISTANCE, THE INCOME AND RESOURCES OF THE RESPONSIBLE RELATIVE ARE NOT AVAILABLE TO SUCH APPLICANT BECAUSE OF THE ABSENCE OF SUCH RELATIVE AND THE REFUSAL OR FAILURE OF SUCH ABSENT RELATIVE TO PROVIDE THE NECESSARY CARE AND ASSISTANCE. IN SUCH

CASES, HOWEVER, THE FURNISHING OF SUCH ASSISTANCE SHALL CREATE AN IMPLIED CONTRACT WITH SUCH RELATIVE, AND THE COST THEREOF MAY BE RECOVERED FROM SUCH RELATIVE IN ACCORDANCE WITH TITLE SIX OF ARTICLE THREE OF THE SOCIAL SERVICES LAW AND OTHER APPLICABLE PROVISIONS OF LAW. PROVIDED, HOWEVER, IF THIS CHAPTER APPROPRIATES SUFFICIENT ADDITIONAL FUNDS TO ALLOW MEDICAL ASSISTANCE TO BE FURNISHED IN SITUATIONS IN WHICH A RESPONSIBLE RELATIVE WHO IS NOT ABSENT FROM THE HOUSEHOLD FAILS OR REFUSES TO PROVIDE NECESSARY CARE AND ASSISTANCE, THEN THE PROVISIONS OF THIS PARAGRAPH SHALL NOT APPLY AND SHALL BE CONSIDERED NULL AND VOID AS OF MARCH 31, 2012 ..... 5,728,436,000 ..... (re. $5,728,436,000)

For services and expenses of the medical assistance program including managed care services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013:

1. The following medicaid recipients shall not be required to participate in a managed care program established pursuant to section 364-j of the social services law: (i) individuals with a chronic medical condition who are being treated by a specialist physician that is not associated with a managed care provider in the individual's social services district may defer participation in the managed care program for six months or until the course of treatment is complete, whichever occurs first; and Native Americans.

2. The following medicaid recipients shall not be eligible to participate in a managed care program established pursuant to section 364-j of the social services law: (i) a person eligible for medicare participating in a capitated demonstration program for long term care; (ii) an infant living with an incarcerated mother in a state or local correctional facility as defined in section 2 of the correction law; (iii) a person who is expected to be eligible for medical assistance for less than six months; (iv) a person who is eligible for medical assistance benefits only with respect to tuberculosis-related services; (v) individuals receiving hospice services at time of enrollment; (vi) a person who has primary medical or health care coverage available from or under a third-party payor which may be maintained by payment, or part payment, of the premium or costs sharing amounts, when payment of such premium or cost sharing amounts would be cost-effective, as determined by the local social services district; (vii) a person receiving family planning services pursuant to subparagraph 11 of paragraph (a) of subdivision 1 of section 366 of the social services law; (viii) a person who is eligible for medical assistance pursuant to paragraph (v) of subdivision 4 of section 366 of the social services law; and (ix) a person who is Medicare/Medicaid dually eligible and who is not enrolled in a medicare managed care plan.

3. The following categories of medicaid recipients may be required to enroll with a managed care program when program features and reimbursement rates are approved by the commissioners of health and, as appropriate, the commissioner of mental health, the office for persons with developmental disabilities, and the office of children and family services: (i) an individual dually eligible for medical

assistance and benefits under the federal medicare program and enrolled in a medicare managed care plan offered by an entity that is also a managed care provider; provided that (notwithstanding paragraph (g) of subdivision 4 of this section): (ii) an individual eligible for supplemental security income; (iii) HIV positive individuals; (iv) persons with serious mental illness and children and adolescents with serious emotional disturbances, as defined in section 4401 of the public health law; (v) a person receiving services provided by a residential alcohol or substance abuse program or facility for the mentally retarded; (vi) a person receiving services provided by an intermediate care facility for the mentally retarded or who has characteristics and needs similar to such persons; (vii) a person with a developmental or physical disability who receives home and community-based services or care-at-home services through existing waivers under section 1915 (c) of the federal social security act or who has characteristics and needs similar to such persons; (viii) a person who is eligible for medical assistance pursuant to subparagraph 12 or subparagraph 13 of paragraph (a) of subdivision 1 of section 366 of the social services law; (ix) a person receiving services provided by a long term home health care program, or a person receiving inpatient services in a state-operated psychiatric facility or a residential treatment facility for children and youth; (x) certified blind or disabled children living or expected to be living separate and apart from the parent for thirty days or more; (xi) residents of nursing facilities; (xii) a foster child in the placement of a voluntary agency or in the direct care of the local social services district; (xiii) a person or family that is homeless; and (xiv) individuals for whom a managed care provider is not geographically accessible so as to reasonably provide services to the person. A managed care provider is not geographically accessible if the person cannot access the provider's services in a timely fashion due to distance or travel time.

4. Applicants for medicaid and pregnant women applying for presumptive eligibility under the medicaid program shall be required to choose a managed care provider at the time of application; if the participant does not choose such a provider, the commissioner of health shall assign the applicant to a managed care provider in accordance with subparagraphs (ii) through (v) of paragraph (f) of subdivision 4 of section 364-j of the social services law. Individuals already in receipt of medicaid shall have no less than thirty days from the date selected by their social services district to enroll in the managed care program to select a managed care provider, and as appropriate, a mental health special needs plan.

5. The department of health is authorized to contract with an entity offering a comprehensive health services plan, including an entity that has received a certificate of authority pursuant to sections 4403, 4403-a or 4408-a of the public health law (as added by chapter 639 of the laws of 1996) or a health maintenance organization authorized under article 43 of the insurance law, to eligible individuals residing in the geographic area served by such entity. Cities with a population of over 2,000,000 shall not be authorized

to enter into medicaid managed care contracts with comprehensive health services plans. Such contracts may provide for medicaid payments on a capitated basis for nursing facility, home care or other long term care services of a duration and scope determined by the commissioner of health.

6. Provided, however, if this chapter appropriates sufficient additional funds to allow medicaid payment for services on a fee-for-service basis without the savings to be achieved by expanding the populations allowed or required to participate in medicaid managed care, or by streamlining the process for enrolling participants in medicaid managed care plans, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ... 10,023,265,000 ..... (re. $10,023,265,000)

For services and expenses of the medical assistance program including pharmacy services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, payments for drugs which may not be dispensed without a prescription as required by section 6810 of the education law and for which payment is authorized under the medical assistance program pursuant to subdivision 2 of section 365-a of the social services law or under the family health plus program pursuant to subparagraph (v) of paragraph (e) of subdivision 1 of section 369-ee of the social services law may be included in the capitation payment for services or supplies provided to medical assistance or family health plus recipients by managed care organizations or other entities which are certified under article 44 of the public health law or licensed pursuant to article 43 of the insurance law or otherwise authorized by law to offer comprehensive health services plans to medical assistance or family health plus recipients. Provided, however, if this chapter appropriates sufficient additional funds to allow such drugs to continue to be excluded as a benefit available to medical assistance and family health plus recipients through such comprehensive health services plans, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health is authorized to designate some or all of the drugs manufactured or marketed by a pharmaceutical manufacturer as non-preferred drugs under the preferred drug program established pursuant to section 272 of the public health law if: the commissioner of health has previously designated such pharmaceutical manufacturer as one with whom the commissioner is negotiating a manufacturer agreement, and included the drugs it manufactures or markets on the preferred drug list; and the commissioner has not reached a manufacturer agreement with such manufacturer. Provided, however, if this chapter appropriates sufficient additional funds to require the commissioner of health to designate as non-preferred all of the drugs manufactured or marketed by a manufacturer with whom the commissioner has been unable to reach a manufacturer agreement,

then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, for those drugs which may not be dispensed without a prescription as required by section 6810 of the education law and for which payment is authorized under the medical assistance program pursuant to subdivision 2 of section 365-a of the social services law, payments for such drugs and dispensing fees shall be as follows:

1. If the drug dispensed is a multiple source prescription drug for which an upper limit has been set by the federal centers for medicare and medicaid services, payment for the drug shall be the lower of: (a) an amount equal to the specific upper limit set by such federal agency for the multiple source prescription drug; (b) the estimated acquisition cost of such drug to pharmacies which, for purposes of this subparagraph, shall mean the average wholesale price of a prescription drug based on the package size dispensed from, as reported by the prescription drug pricing service used by the department, less twenty-five percent thereof; (c) the maximum acquisition cost, if any, established pursuant to paragraph (e) of this subdivision; (d) the dispensing pharmacy's usual and customary price charged to the general public; or (e) the average acquisition cost if available.

2. If the drug dispensed is a multiple source prescription drug or a brand-name prescription drug for which no specific upper limit has been set by such federal agency, payment for the drug shall be the lower of the estimated acquisition cost of such drug to pharmacies, the average acquisition cost if available, or the dispensing pharmacy's usual and customary price charged to the general public. For sole and multiple source brand name drugs, estimated acquisition cost means the average wholesale price of a prescription drug based upon the package size dispensed from, as reported by the prescription drug pricing service used by the department, less seventeen percent thereof, or the wholesale acquisition cost of a prescription drug based upon package size dispensed from, as reported by the prescription drug pricing service used by the department, minus zero and forty one hundredths percent thereof, and updated monthly by the department. For multiple source generic drugs, estimated acquisition cost means the lowest of the average acquisition cost if available, the average wholesale price of a prescription drug based on the packaged size dispensed from, as reported by the prescription drug pricing service used by the department, less twenty-five percent thereof, or the maximum acquisition cost, if any, established pursuant to paragraph (e) of this subdivision.

3. (a) For prescription drugs categorized as generic by the prescription drug pricing service used by the department, the dispensing fee shall be three dollars and fifty cents per prescription.

(b) For prescription drugs categorized as generic by the prescription drug pricing service used by the department, the dispensing fee

shall be four dollars and fifty cents per prescription if dispensed by a privately owned licensed pharmacy that is not affiliated with a chain pharmacy, is not owned or operated by a publicly traded company, and has a single location in a county within the state having a population of 125,000 or less, based on the most recent United States census data.

(c) For prescription drugs categorized as brand-name prescription drugs by the prescription drug pricing service used by the department, three dollars and fifty cents per prescription, provided, however, that for brand name prescription drugs reimbursed pursuant to subparagraph (ii) of paragraph (a-1) of subdivision four of section three hundred sixty-five-a of this title, the dispensing fee shall be four dollars and fifty cents per prescription.

4. The commissioner of health shall have the authority to establish the amount of payments and dispensing fees for drugs covered under the medical assistance program; provided, however, the commissioner shall not change the amounts of or method for such payments or dispensing fees on or after April first, two thousand eleven unless notice is given sixty days in advance of such change to the chairpersons of the senate finance committee, assembly ways and means committee, senate health committee, and assembly health committee. Provided, however, if this chapter appropriates sufficient additional funds to allow the medical assistance program to continue to pay for drugs and dispensing fees in the amounts described in subdivision 9 of section 367-a of the social services law, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the commissioner of health may designate therapeutic classes of drugs, including classes with only one drug, as all preferred drugs in the medicaid preferred drug program established pursuant to section 272 of the public health law prior to any review that may be conducted by the pharmacy and therapeutics committee created pursuant to section 271 of the public health law. In addition, if a non-preferred drug is prescribed and does not meet the criteria for approval of a non-preferred drug under subdivision 3 of section 273 of the public health law, after providing a reasonable opportunity for the prescriber to reasonably present his or her justification for prior authorization, prior authorization will be denied if the preferred drug program determines that the use of the non-preferred is not warranted. Provided, however, if this chapter appropriates sufficient additional funds to allow the medicaid program to pay for non-preferred drugs which have been prescribed but whose use the preferred drug program has determined to be unwarranted, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the following drugs shall not be exempt from inclusion in the preferred drug program established pursuant to section 272 of the public health law: atypical anti-psychotics; anti-depressants; anti-

retrovirals used in the treatment of HIV/AIDS; and anti-rejection drugs used for the treatment of organ and tissue transplants. Provided, however, if this chapter appropriates sufficient additional funds to allow such drugs to continue to be exempt from the prior authorization requirements of the preferred drug program, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ..... 4,028,430,000 ..... (re. $4,028,430,000)

For services and expenses of the medical assistance program including transportation services ... 349,464,000 ..... (re. $349,464,000)

For services and expenses of the medical assistance program including dental services ... 280,432,000 ..... (re. $280,432,000)

For services and expenses of the medical assistance program including noninstitutional and other spending.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the medical assistance program shall provide coverage for medically necessary speech therapy, and when provided at the direction of a physician or nurse practitioner, physical therapy and related rehabilitative services, and occupational therapy. Provided, however, that speech therapy, physical therapy, and occupational therapy each shall be limited to coverage of twenty visits per year, with such limitation not applying to persons with developmental disabilities. Provided, however, if this chapter appropriates sufficient additional funds to allow the medical assistance program to cover such medically necessary services without a limitation on the number of visits paid for, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2011 through March 31, 2013, the estate of a medical assistance recipient, for purposes of making any recoveries of the cost of such assistance otherwise authorized by law, shall include any real and personal property in which the medical assistance recipient had any legal title or interest at the time of death, including jointly held property, retained life estates, and interests in trusts, to the extent of such interests, provided, however, that a claim against a recipient of such property by distribution or survival shall be limited to the value of the property received or the amount of medical assistance benefits otherwise recoverable, whichever is less. Provided, however, if this chapter appropriates sufficient additional funds to permit limiting recoveries to real and personal property and other assets passing under the terms of a valid will or by intestacy, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2011 ..... 8,543,489,000 ..... (re. $8,543,489,000)

For services and expenses of the medical assistance program including a series of targeted chronic illness demonstration projects.

Notwithstanding section 112 and section 163 of the state finance law, for chronic illness demonstration projects authorized by section 364-l of the social services law, the commissioner of health may

allocate up to $2,500,000 of the amount appropriated for contracts without a request for proposal process or any other competitive process ... 12,000,000 ..... (re. $12,000,000)

Notwithstanding any other provision of law, the money herein appropriated, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the pharmacy and therapeutic committee, and other activities related to utilization management and for health information technology support for the medicaid program ..... 12,000,000 ..... (re. $12,000,000)

Notwithstanding any inconsistent provision of section 112 or 163 of the state finance law or any other contrary provision of the state finance law or any other contrary provision of law, the commissioner of health may, without a competitive bid or request for proposal process, enter into contracts with one or more certified public accounting firms for the purpose of conducting audits of disproportionate share hospital payments made by the state of New York to general hospitals and for the purpose of conducting audits of hospital cost reports as submitted to the state of New York in accordance with article 28 of the public health law. Notwithstanding any inconsistent provisions of law, subject to the approval of the director of the budget, up to the amount appropriated herein ..... 4,600,000 ..... (re. $4,600,000)

For services and expenses of the medical assistance program including medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services ... 8,500,000,000 ..... (re. $8,500,000,000)

For services and expenses of the medical assistance program including hospital inpatient, hospital outpatient and emergency room, clinic, nursing home, other long term care, managed care, pharmacy, transportation, dental, non-institutional and other spending, medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and for any other medical assistance services resulting from an increase in the federal medical assistance percentage pursuant to the American Recovery and Reinvestment Act. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act ..... 1,204,000,000 ..... (re. $1,204,000,000)

By chapter 108, section 11, of the laws of 2010:

For services and expenses for the medical assistance program, including administrative expenses for local social services districts,

pursuant to title XIX of the federal social security act or its successor program.

The moneys hereby appropriated are to be available for payment of aid heretofore accrued or hereafter to accrue to municipalities, and to providers of medical services pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and to providers of family care where payment systems through the fiscal intermediaries are not operational, shall be available to the department net of disallowances, refunds, reimbursements, and credits.

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the department of health and the office of medicaid inspector general and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, office of mental retardation and developmental disabilities, the office of alcoholism and substance abuse services, the department of family assistance office of temporary and disability assistance, office of children and family services, and state office for the aging with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, in lieu of payments authorized by the social services law, or payments of federal funds otherwise due to the local social services districts for programs provided under the federal social security act or the federal food stamp act, funds herein appropriated, in amounts certified by the state commissioner of temporary and disability assistance or the state commissioner of health as due from local social services districts each month as their share of payments made pursuant to section 367-b of the social services law may be set aside by the state comptroller in an interest-bearing account in order to ensure the orderly and prompt payment of providers under section 367-b of the social services law pursuant to an estimate provided by the commissioner of health of each local social services district's share of payments made pursuant to section 367-b of the social services law.

Notwithstanding paragraph (c) of subdivision 10 of section 2807-c of the public health law, subdivision 2-b of section 2808 of the public health law, section 21 of chapter 1 of the laws of 1999, and any other contrary provision of law, in determining rates of payments by state governmental agencies effective for services provided on and after April 1, 2010 through March 31, 2011, for inpatient and outpatient services provided by general hospitals, for inpatient services and adult day health care outpatient services provided by residential health care facilities pursuant to article 28 of the public health law, except for residential health care facilities that provide extensive nursing, medical, psychological and counseling support services to children, for home health care services provided pursuant to article 36 of the public health law by certified home

health agencies, long term home health care programs and AIDS home care programs, and for personal care services provided pursuant to section 365-a of the social services law, the commissioner of health shall apply zero trend factor projections attributable to the 2010 calendar year in accordance with paragraph (c) of subdivision 10 of section 2807-c of the public health law, provided, however, that such zero trend factor projections for such 2010 calendar year shall also be applied to rates of payment for personal care services provided in those local social services districts, including New York city, whose rates of payment for such services are established by such local social services districts pursuant to a rate-setting exemption issued by the commissioner of health to such local social services districts in accordance with applicable regulations, and provided further, however, that for rates of payment for assisted living program services provided on and after April 1, 2010 through March 31, 2011, trend factor projections attributable to the 2010 calendar year shall be established at zero percent.

For services and expenses of the medical assistance program including hospital inpatient services.

Notwithstanding any inconsistent provision of law, rule or regulation and subject to the availability of federal financial participation, for the period July 1, 2010 through March 31, 2011, hospital inpatient rate adjustments shall be made in accordance with regulations which the commissioner of health shall promulgate in accordance with the provisions of subparagraph (v) of paragraph (b) of subdivision 35 of section 2807-c of the public health law and which shall be effective on and after July 1, 2010 that incorporate quality related measures pertaining to potentially preventable readmissions. Such regulations shall incorporate a risk adjusted comparison of the actual and expected number of potentially preventable readmissions in a given hospital with benchmarks established by the commissioner of health, provided, however, that the application of such regulations shall result in an aggregate reduction in medicaid payments of no less than $35,000,000 for the period July 1, 2010 through March 31, 2011, provided, however, that for the period July 1, 2010 through March 31, 2011 such rate adjustments shall not reflect the application of this section to behavioral health readmissions.

Notwithstanding any inconsistent provision of law, rule or regulation, hospital inpatient rate adjustments made in accordance with the methodology specified in subdivision 6 of section 2500-d of the public health law shall be reduced by up to $1,000,000 for the period April 1, 2010 through March 31, 2011; provided, however, if this act provides sufficient additional funding to support such rate adjustments without the aggregate reductions, then the provisions of this section shall be deemed null and void as of March 31, 2010 ... 4,435,794,000 ..... (re. $229,000,000)

For services and expenses of the medical assistance program including hospital outpatient and emergency room services ..... 982,403,000 ..... (re. $158,000,000)

For services and expenses of the medical assistance program including clinic services ... 928,570,000 ..... (re. $222,381,000)

For services and expenses of the medical assistance program including other long term care services.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, for purposes of operating the long term care assessment center demonstration program pursuant to section 367-w of the social services law, the department of health shall designate one or more long-term care assessment centers to be established in and together serve an entire county within the city of New York and shall designate a long term care assessment center to be established in another region consisting of one or more contiguous counties elsewhere in the state. Provided, however, if this act appropriates sufficient additional funds to support operation of the long term care assessment center demonstration program through one assessment center in a county within the city of New York, then the provisions of this appropriation shall be deemed null and void.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, continued provision of long term home health care program, AIDS home care program or certified home health agency services paid for by government funds shall be based upon a comprehensive assessment of the medical, social and environmental needs of the recipient of the services which shall be performed at least every 180 days by the provider of a long term home health care program, AIDS home care program or the certified home health agency providing services for the patient and the local department of social services; provided, however, if this act appropriates sufficient additional funds to require that such assessments be performed no less frequently than once every 120 days, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010 ... 3,248,511,000 ..... (re. $334,100,000)

For services and expenses of the medical assistance program including pharmacy services.

Notwithstanding any law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, the commissioner of health shall provide five days public notice on the department's website of any recommendations developed by the pharmacy and therapeutics committee regarding the preferred drug program; provided however that, if this act appropriates sufficient additional funds to permit the commissioner to provide thirty days public notice on the department's website of any such recommendations, the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010 ..... 2,525,100,000 ..... (re. $193,303,000)

For services and expenses of the medical assistance program including noninstitutional and other spending.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011: (i) any utilization controls on occupational therapy or physical therapy services under the Medicaid program, including, but not limited to, prior approval of services, utilization thresholds or other limitations imposed on such therapy services in relation to a

chronic condition in clinics certified under article 28 of the public health law or article 16 of the mental hygiene law shall be developed by the department of health in concurrence with the office of mental retardation and developmental disabilities; (ii) such utilization controls shall be in accord with nationally recognized professional standards and, in the event that nationally recognized standards do not exist, such thresholds shall be based upon reasonably recognized professional standards of those with a specific expertise in treating individuals served by clinics certified under article 28 of the public health law or article 16 of the mental hygiene law; and (iii) prior approval by the department of health of a physical therapy evaluation or an occupational therapy evaluation by a qualified practitioner practicing within the scope of such practitioner's licensure shall not be required; provided that the department of health may require prior approval for treatment as recommended by such an evaluation and, in the event that prior approval is required, and the department of health fails to make a determination within eight days of presentation of a treatment request for physical or occupational therapy services, the department of health shall automatically approve four therapy visits; and provided, further, that if, upon completion of such four therapy visits, the department has not yet rendered a determination on the request for physical or occupational therapy services, the department shall automatically approve an additional four therapy visits and that such subsequent automatic approval shall be issued in the same manner until such time as the department issues a determination, but in no event shall such approvals exceed the number of services or the period of time recommended by the evaluation; and provided further that, in the case of any denial of a prior approval request for physical therapy or occupational therapy, the department of health shall provide a reasonable opportunity for the qualified practitioner to provide his or her assessment of the beneficiary's physical and functional status as documented in a treatment plan with reasonable and obtainable goals; and provided further that, if the qualified practitioner provides documentation that is in accord with reasonably recognized professional standards, the recommended treatment plan shall be final, and the prior approval request shall be approved. Provided, however, if this act appropriates sufficient additional funds to permit payment under the Medicaid program for occupational therapy and physical therapy without the utilization control and prior approval features described in this appropriation, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2010 through March 31, 2011, moneys paid by an applicant or recipient of supplemental security income benefits under section 209 of the social services law or of medical assistance under section 366 of such law, to a funeral firm, funeral director, undertaker, cemetery, or any other person, firm or corporation, under or in connection with an agreement, or any option to enter into an agreement, for the sale of merchandise to be used in connection with a funeral or burial, or for the

furnishing of personal services of a funeral director or undertaker, wherein the merchandise is not to be actually physically delivered or the personal services are not to be rendered until the occurrence of the death of the person for whose funeral or burial such merchandise or services are to be furnished, shall be placed into an irrevocable trust if the person for whose funeral or burial such merchandise or services are to be furnished is a family member of such applicant and recipient. Under the terms of such an irrevocable trust, such applicant or recipient (and after the death of such applicant or recipient, the family member) shall have the right to select any funeral firm, funeral director, undertaker, cemetery or any other person, firm or corporation to whom such payment is made and to change such selection any time to any type of funeral or any funeral firm, funeral director, cemetery or any other person, firm or corporation to whom such payment is made, located in the state of New York or any other state. Any funds remaining in such an irrevocable trust after the payment of all funeral expenses must be paid over to the social services official responsible for arranging for burials under section 141 of the social services law in the local government subdivision where the decedent resided. Any such agreement, and any promotional literature prepared by a funeral firm, funeral director, undertaker, cemetery, or any other person, firm or corporation for prearranged funeral and burial services must contain language disclosing the irrevocable nature of burial trusts established for a family member by an applicant or recipient of supplemental security income benefits or medical assistance. Provided, however, if this act appropriates sufficient additional funds to permit such agreements purchased for family members by applicants or recipients of supplemental security income benefits or medical assistance to be revocable, then the provisions of this paragraph shall not apply and shall be considered null and void as of March 31, 2010 ... 4,300,376,000 ..... (re. $680,481,000)

By chapter 54, section 1, of the laws of 2009:

For services and expenses of the medical assistance program including noninstitutional and other spending ..... 4,002,369,000 ..... (re. $400,000,000)

Notwithstanding any other provision of law, the money herein appropriated, together with any available federal matching funds, is available for transfer or suballocation to the state university of New York and its subsidiaries, or to contract without competition for services with the state university of New York research foundation, to provide support for the administration of the medical assistance program including activities such as dental prior approval, retrospective and prospective drug utilization review, development of evidence based utilization thresholds, data analysis, clinical consultation and peer review, clinical support for the pharmacy and therapeutic committee, and other activities related to utilization management for the medicaid program ..... 6,000,000 ..... (re. $6,000,000)

Special Revenue Funds - Other

HCRA Resources Fund
Indigent Care Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: NOT MORE THAN 50 percent for the period April 1, 2011 to March 31, 2012; [50 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2011 through March 31, 2012, shall not exceed $15,326,576,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed [$15,939,663,000] $15,916,663,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2011 through March 31, 2013 exceed [$31,266,239,000] $31,243,239,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of

2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

For the purpose of making payments to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities where payment systems through fiscal intermediaries are not operational, to reimburse such providers for costs attributable to the provision of care to patients eligible for medical assistance. Payments from this appropriation to general hospitals related to indigent care pursuant to article 28 of the public health law respectively, when combined with federal funds for services and expenses for the medical assistance program pursuant to title XIX of the federal social security act or its successor program, shall equal the amount of the funds received related to health care reform act allowances and surcharges pursuant to article 28 of the public health law and deposited to this account less any such amounts withheld pursuant to subdivision 21 of section 2807-c of the public health law.

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with any appropriation of the department of health with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee .....
1,583,000,000 ..... (re. $1,583,000,000)

Special Revenue Funds - Other
HCRA Resources Fund
Medical Assistance Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: NOT MORE THAN 46.6 percent for the period April 1, 2011 to March 31, 2012; [53.4 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.
Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2011 through March 31, 2012, shall not exceed $15,326,576,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed [$15,939,663,000] $15,916,663,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2011 through March 31, 2013 exceed [$31,266,239,000] $31,243,239,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on a monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid

director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation

but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

For the purpose of making payments, the money hereby appropriated is available for payment of aid heretofore accrued or hereafter accrued, to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and the federal government where payment systems through

fiscal intermediaries are not operational, to reimburse such providers for costs attributable to the provision of care to patients eligible for medical assistance. Notwithstanding any inconsistent provision of law, the moneys hereby appropriated may be increased or decreased by interchange or transfer with any appropriation of the department of health with the approval of the director of the budget, who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For services and expenses related to the medical assistance program
292,800,000 ..... (re. $292,800,000)

For services and expenses of the medical assistance program related to the treatment of breast and cervical cancer .....
4,200,000 ..... (re. $4,200,000)

For services and expenses of the medical assistance program related to primary care case management. All or a portion of this appropriation may be transferred to state operations appropriations .....
4,000,000 ..... (re. $4,000,000)

For services and expenses of the medical assistance program related to disabled persons ... 47,000,000 ..... (re. $47,000,000)

For services and expenses of the medical assistance program related to physician services ... 170,400,000 ..... (re. $170,400,000)

For services and expenses of the medical assistance program related, but not limited to, pharmacy, inpatient, and nursing home services
5,080,809,000 ..... (re. $5,080,809,000)

For services and expenses of the medical assistance program related to the city of New York ... 249,400,000 ..... (re. $249,400,000)

For services and expenses of the medical assistance program related to providing distributions for supplemental medical insurance for medicare part B premiums, physician services, outpatient services, medical equipment, supplies and other health services .....
136,000,000 ..... (re. $136,000,000)

For services and expenses of the medical assistance program related to the family health plus program .....
1,278,800,000 ..... (re. $1,278,800,000)

For services and expenses of the medical assistance program related to providing financial assistance to residential health care facilities
30,000,000 ..... (re. $30,000,000)

For services and expenses of the medical assistance program related to supporting workforce recruitment and retention of personal care services or any worker with direct patient care responsibility for local social service districts which include a city with a population of over one million persons .....
272,000,000 ..... (re. $272,000,000)

For services and expenses of the medical assistance program related to supporting workforce recruitment and retention of personal care services for local social service districts that do not include a city with a population of over one million persons .....
22,400,000 ..... (re. $22,400,000)

For services and expenses of the medical assistance program related to supporting rate increases for certified home health agencies, long term home health care programs, AIDS home care programs, hospice

programs, managed long term care plans and approved managed long term care operating demonstrations for recruitment and retention of health care workers ... 100,000,000 ..... (re. $100,000,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Medical Assistance Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

Notwithstanding section 40 of state finance law or any other law to the contrary, all medical assistance appropriations made from this account shall remain in full force and effect in accordance, IN THE AGGREGATE, with the following schedule: NOT MORE THAN 51.1 percent for the period April 1, 2011 to March 31, 2012; [48.9 percent] AND THE REMAINING AMOUNT for the period April 1, 2012 to [March 31] SEPTEMBER 15, 2013.

Notwithstanding section 40 of the state finance law or any provision of law to the contrary, subject to federal approval, department of health state funds medicaid spending, excluding payments for medical services provided at state facilities operated by the office of mental health, the office for people with developmental disabilities and the office of alcoholism and substance abuse services and further excluding any payments which are not appropriated within the department of health, in the aggregate, for the period April 1, 2011 through March 31, 2012, shall not exceed $15,326,576,000 except as provided below and state share medicaid spending, in the aggregate, for the period April 1, 2012 through March 31, 2013, shall not exceed [$15,939,663,000] $15,916,663,000, but in no event shall department of health state funds medicaid spending for the period April 1, 2011 through March 31, 2013 exceed [$31,266,239,000] $31,243,239,000 provided, however, such aggregate limits may be adjusted by the director of the budget to account for any changes in the New York state federal medical assistance percentage amount established pursuant to the federal social security act, increases in provider revenues, REDUCTIONS IN LOCAL SOCIAL SERVICES DISTRICT PAYMENTS FOR MEDICAL ASSISTANCE ADMINISTRATION and beginning April 1, 2012 the operational costs of the New York state medical indemnity fund, pursuant to a chapter establishing such fund. The director of the budget, in consultation with the commissioner of health, shall assess on monthly basis known and projected medicaid expenditures by category of service and by geographic region, as determined by the commissioner of health, incurred both prior to and subsequent to such assessment for each such period, and if the director of the budget determines that such expenditures are expected to cause medicaid spending for such period to exceed the aggregate limit specified herein for such period, the state medicaid director, in consultation with the director of the budget and the commissioner of health, shall develop a medicaid savings allocation plan to limit such spending to the aggregate limit specified herein for such period.

Such medicaid savings allocation plan shall be designed, to reduce the expenditures authorized by the appropriations herein in compliance with the following guidelines: (1) reductions shall be made in compliance with applicable federal law, including the provisions of the Patient Protection and Affordable Care Act, Public Law No. 111-148, and the Health Care and Education Reconciliation Act of 2010, Public Law No. 111-152 (collectively "Affordable Care Act") and any subsequent amendments thereto or regulations promulgated thereunder; (2) reductions shall be made in a manner that complies with the state medicaid plan approved by the federal centers for medicare and medicaid services, provided, however, that the commissioner of health is authorized to submit any state plan amendment or seek other federal approval, including waiver authority, to implement the provisions of the medicaid savings allocation plan that meets the other criteria set forth herein; (3) reductions shall be made in a manner that maximizes federal financial participation, to the extent practicable, including any federal financial participation that is available or is reasonably expected to become available, in the discretion of the commissioner, under the Affordable Care Act; (4) reductions shall be made uniformly among categories of services and geographic regions of the state, to the extent practicable, and shall be made uniformly within a category of service, to the extent practicable, except where the commissioner determines that there are sufficient grounds for non-uniformity, including but not limited to: the extent to which specific categories of services contributed to department of health medicaid state funds spending in excess of the limits specified herein; the need to maintain safety net services in underserved communities; or the potential benefits of pursuing innovative payment models contemplated by the Affordable Care Act, in which case such grounds shall be set forth in the medicaid savings allocation plan; and (5) reductions shall be made in a manner that does not unnecessarily create administrative burdens to medicaid applicants and recipients or providers.

The commissioner shall seek the input of the legislature, as well as organizations representing health care providers, consumers, businesses, workers, health insurers, and others with relevant expertise, in developing such medicaid savings allocation plan, to the extent that all or part of such plan, in the discretion of the commissioner, is likely to have a material impact on the overall medicaid program, particular categories of service or particular geographic regions of the states.

The commissioner shall post the medicaid savings allocation plan on the department of health's website and shall provide written copies of such plan to the chairs of the senate finance and the assembly ways and means committees at least 30 days before the date on which implementation is expected to begin.

The commissioner may revise the medicaid savings allocation plan subsequent to the provisions of notice and prior to implementation but need provide a new notice pursuant to subparagraph (i) of this paragraph only if the commissioner determines, in his or her discretion, that such revisions materially alter the plan.

Notwithstanding the provisions of paragraphs (a) and (b) of this subdivision, the commissioner need not seek the input described in paragraph (a) of this subdivision or provide notice pursuant to paragraph (b) of this paragraph if, in the discretion of the commissioner, expedited development and implementation of a medicaid savings allocation plan is necessary due to a public health emergency.

For purposes of this section, a public health emergency is defined as: (i) a disaster, natural or otherwise, that significantly increases the immediate need for health care personnel in an area of the state; (ii) an event or condition that creates a widespread risk of exposure to a serious communicable disease, or the potential for such widespread risk of exposure; or (iii) any other event or condition determined by the commissioner to constitute an imminent threat to public health.

Nothing in this paragraph shall be deemed to prevent all or part of such medicaid savings allocation plan from taking effect retroactively to the extent permitted by the federal centers for medicare and medicaid services.

In accordance with the medicaid savings allocation plan, the commissioner of the department of health shall reduce department of health state funds medicaid spending by the amount of the projected overspending through, actions including, but not limited to modifying or suspending reimbursement methods, including but not limited to all fees, premium levels and rates of payment, notwithstanding any provision of law that sets a specific amount or methodology for any such payments or rates of payment; modifying medicaid program benefits; seeking all necessary federal approvals, including, but not limited to waivers, waiver amendments; and suspending time frames for notice, approval or certification of rate requirements, notwithstanding any provision of law, rule or regulation to the contrary, including but not limited to sections 2807 and 3614 of the public health law, section 18 of chapter 2 of the laws of 1988, and 18 NYCRR 505.14(h).

The department of health shall prepare a monthly report that sets forth: (a) known and projected department of health medicaid expenditures as described in subdivision 1 of this section; and (b) the actions taken to implement any medicaid savings allocation plan implemented pursuant to subdivision 4 of this section, including information concerning the impact of such actions on each category of service and each geographic region of the state. Each such monthly report shall be provided to the chairs of the senate finance and the assembly ways and means committees and shall be posted on the department of health's website in a timely manner.

For the purpose of making payments to providers of medical care pursuant to section 367-b of the social services law, and for payment of state aid to municipalities and the federal government where payment systems through fiscal intermediaries are not operational, to reimburse the provision of care to patients eligible for medical assistance.

For services and expenses of the medical assistance program including nursing home, personal care, certified home health agency, long term

home health care program and hospital services .....
1,700,500,000 ..... (re. $1,700,500,000)

OFFICE OF HEALTH INSURANCE PROGRAMS

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Medical Assistance and Survey Account

The appropriation made by chapter 50, section 1, of the laws of 2011, to state operations is amended by a transferring amounts totaling $75,000,000 to aid to localities and is amended and reappropriated to read:

For services and expenses for the medical assistance program and administration of the medical assistance program and survey and certification program, provided pursuant to title XIX of the federal social security act.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program.

[Personal service 406,279,000
Nonpersonal service 216,681,000
Fringe benefits 195,014,000
Indirect costs ..... 28,440,000]
75,000,000 ..... (re. $75,000,000)

By chapter 54, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:

For services and expenses for the medical assistance program and administration of the medical assistance program and survey and certification program, provided pursuant to title XIX of the federal social security act.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health. Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program .....
75,000,000 ..... (re. $75,000,000)

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 54, section 1, of the laws of 2009, as amended by chapter 54, section 1, of the laws of 2010:

For services and expenses for the medical assistance program and administration of the medical assistance program and survey and certification program, provided pursuant to title XIX of the federal social security act.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of other state agencies and appropriations of the department of health.

Notwithstanding any inconsistent provision of law and subject to approval of the director of the budget, moneys hereby appropriated may be transferred or suballocated to other state agencies for reimbursement to local government entities for services and expenses related to administration of the medical assistance program ..... 75,000,000 ..... (re. $23,000,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Federal State Health Reform Partnership Account

By chapter 50, section 1, of the laws of 2011:

Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies ..... 300,000,000 ..... (re. $300,000,000)

By chapter 54, section 1, of the laws of 2010:

Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state

office for the aging and other state agencies .....
300,000,000 ..... (re. $300,000,000)

By chapter 54, section 1, of the laws of 2009:
Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies .....
300,000,000 ..... (re. $230,000,000)

By chapter 54, section 1, of the laws of 2008:
Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies .....
300,000,000 ..... (re. $170,000,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter 54, section 1, of the laws of 2009:
Notwithstanding any inconsistent provision of the law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled the federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies .....
300,000,000 ..... (re. $60,000,000)

DEPARTMENT OF HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 54, section 1, of the laws of 2006, as transferred by chapter 54, section 1, of the laws of 2009:
Notwithstanding any inconsistent provision of law, the money appropriated herein shall be available for services and expenses including grants related to the federal-state health reform partnership program and/or its successor program, provided, however, that the section 1115 waiver demonstration which is entitled federal-state health reform partnership, is in effect in accordance with the terms and conditions approved by the secretary of the federal department of health and human services and accepted by the state, and further provided that funds appropriated for the federal-state health reform partnership program are disbursed only in accordance with those terms and conditions. Subject to the approval of the director of the budget, moneys appropriated herein may be transferred or suballocated to the state office for the aging and other state agencies ... 500,000,000 ..... (re. $200,000,000)

OFFICE OF HEALTH SYSTEMS MANAGEMENT

Special Revenue Funds - Federal
Federal Operating Grants Fund
United States Department of Justice Account

By chapter 53, section 1, of the laws of 2011:
For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances ... 400,000 ..... (re. $400,000)

By chapter 54, section 1, of the laws of 2010:
For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances ... 400,000 ..... (re. $400,000)

By chapter 54, section 1, of the laws of 2007, as transferred by chapter 54, section 1, of the laws of 2009:
For expenses incurred in the administration of the prescription drug monitoring program relating to the prescribing and dispensing of controlled substances.
For grants beginning on or after November 1, 2007 .....
400,000 ..... (re. $262,000)

OFFICE OF LONG TERM CARE

Special Revenue Funds
HCRA Resources Fund
Health Services Account

By chapter 54, section 1, of the laws of 2009:
For services and expenses related to adult home initiatives including but not limited to, social and recreational services; programs to support wellness including smoking cessation; falls prevention;

maintaining or improving physical mobility, cognitive functioning or overall health; and advocacy and legal support.

Notwithstanding any inconsistent provision of law and subject to the approval of the director of the budget, moneys hereby appropriated may be transferred to the office of mental health, the office for the aging, and the commission on quality of care and advocacy for persons with disabilities. Moneys herein appropriated may be used for the purpose of awarding grants to operators of adult homes, enriched housing programs and residences through the enhancing abilities and life experience (EnAbLE) program to improve the quality of life and independence for residents. Use of program funds may include, but shall not be limited to, independent living skills training, vocational or educational programs; peer specialists; employment specialist; or services and supports to allow residents to maintain independence in their activities of daily living. Such grants shall be made pursuant to criteria established by the department of health. A preference in funding shall be granted to applicants for use of program funds which would serve residents receiving supplemental security income and/or safety net. No grants shall be made unless the department of health receives satisfactory documentation that the resident council of any facility for which funds are requested has endorsed the proposed use of funds as set forth in the grant application ... 2,477,800 ..... (re. $2,349,000)

WADSWORTH CENTER FOR LABORATORIES AND RESEARCH PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Block Grant Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the various health prevention, diagnostic, detection and treatment services .....
3,682,000 ..... (re. $3,682,000)

By chapter 54, section 1, of the laws of 2010:
For services and expenses of the various health prevention, diagnostic, detection and treatment services .....
3,682,000 ..... (re. $3,682,000)

By chapter 54, section 1, of the laws of 2009:
For services and expenses of the various health prevention, diagnostic, detection and treatment services .....
3,682,000 ..... (re. $1,939,000)

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	993,757,000	0
Special Revenue Funds - Other	32,000,000	0
All Funds	1,025,757,000	0

SCHEDULE

STUDENT GRANT AND AWARD PROGRAMS 1,025,757,000

General Fund
Local Assistance Account

For tuition assistance awards, including part-time TAP, provided to eligible students as defined in section 667 of the education law and as further defined in rules and regulations adopted by the regents upon the recommendation of the commissioner of education and distributed in accordance with rules and regulations adopted by the trustees of the higher education services corporation upon the recommendation of the president and approval of the director of the budget.

The moneys hereby appropriated shall be available for expenses already accrued or to accrue and shall include refunds, reimbursements, credits and moneys received by the higher education services corporation as repayments of past tuition assistance program disbursements in accordance with audit allowances, upon approval of the director of the budget, for transfer to the federal department of education fund appropriation of the state grant programs in order to reduce state cost should additional federal assistance become available in the 2012-2013 state fiscal year.

Notwithstanding any other provision of law, during the fiscal year commencing April 1, 2012, additional awards due and payable to eligible students for accelerated study shall be deferred until October 1, 2013. Such additional awards shall be adjusted on a pro rata basis pursuant to section

667 of the education law. However, nothing contained herein shall prevent the payment of such awards prior to October 1, 2013 should additional funds be provided therefor 930,614,000

For the payment of tuition awards to part-time students pursuant to section 666 of education law, as amended by chapter 947 of the laws of 1990 14,357,000

For the payment of scholarship awards including New York state math and science teaching initiative scholarship pursuant to section 669-d of the education law, veteran's tuition assistance program pursuant to section 669-a of the education law, military enhanced recognition, incentive and tribute (MERIT) scholarships pursuant to section 668-e of the education law, world trade center memorial scholarships pursuant to section 668-d of the education law, memorial scholarships for children and spouses of deceased firefighters, volunteer firefighters and police officers, peace officers and emergency medical service workers pursuant to section 668-b of the education law, American airlines flight 587 memorial scholarships and program grants pursuant to section 668-f of the education law, scholarships for academic excellence pursuant to section 670-b of the education law, regents health care opportunity scholarships pursuant to section 678 of the education law, regents professional opportunity scholarships pursuant to section 679 of the education law, regents awards for children of deceased and disabled veterans pursuant to section 668 of the education law, regents physician loan forgiveness awards pursuant to section 677 of the education law, and Continental Airline flight 3407 memorial scholarships pursuant to section 668-g of the education law.

A portion of the moneys hereby appropriated shall be available for expenses already accrued for payment of awards approved, but not fully disbursed, prior to the 2012-13 academic year for the regents physician loan forgiveness program pursuant to section 677 of the education law.

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

Notwithstanding any other provision of law, no portion of this appropriation is available for payment of regents college scholarships, regents professional education in nursing scholarships, empire state challenger scholarships for teachers, empire state challenger fellowships for teachers, or empire state scholarships of excellence. Notwithstanding any other provision of law, no portion of this appropriation is available for the payment of interest on federal loans on behalf of students ineligible to have such payment paid by the federal government 43,875,000

For payment of scholarship and loan forgiveness awards of the senator Patricia K. McGee nursing faculty scholarship program and the nursing faculty loan forgiveness incentive program awarded pursuant to chapter 63 of the laws of 2005 as amended by chapters 161 and 746 of the laws of 2005.

A portion of the moneys hereby appropriated shall be available for expenses already accrued for payment of awards approved, but not fully disbursed, prior to the 2012-13 academic year for the senator Patricia K. McGee nursing facility scholarship program pursuant to chapter 63 of the laws of 2005 as amended by chapters 161 and 746 of the laws of 2005 3,933,000

For payment of loan forgiveness awards of the regents licensed social worker loan forgiveness program awarded pursuant to chapter 57 of the laws of 2005 as amended by chapter 161 of the laws of 2005 978,000

Program account subtotal 993,757,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
HESC-Insurance Premium Payments Account

For additional tuition assistance awards, including part-time TAP, provided to eligible students as defined in section 667 of the education law and as further defined in rules and regulations adopted by the regents upon the recommendation of the commissioner of education and distributed in accordance with rules and regu-

HIGHER EDUCATION SERVICES CORPORATION

AID TO LOCALITIES 2012-13

	lations adopted by the trustees of the	
	higher education services corporation upon	
	the recommendation of the president and	
	approval of the director of the budget	32,000,000

	Program account subtotal	32,000,000

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	153,300,000	123,611,000
Special Revenue Funds - Federal	1,218,363,000	2,839,563,000
Special Revenue Funds - Other	91,388,000	121,966,400
All Funds	1,463,051,000	3,085,140,400

SCHEDULE

DISASTER ASSISTANCE PROGRAM 750,000,000

General Fund
Local Assistance Account

For payment of the state's share of costs resulting from natural or man-made disasters including aid requested by and provided to member states of the emergency management assistance compact, and including liabilities incurred prior to April 1, 2012. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department or agency, including transfers to the general fund - state purposes account or the capital projects fund, to accomplish the purpose of this appropriation. Notwithstanding any law to the contrary, funds appropriated herein that are transferred or interchanged shall lapse on the same date as funds not transferred or interchanged from this appropriation 150,000,000

Program account subtotal 150,000,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Grants for Disaster Assistance Account

For payment of the federal government's share of costs resulting from natural or man-made disasters, including liabilities incurred prior to April 1, 2012. The director of the budget is hereby authorized to transfer and/or interchange such amounts as are necessary to any eligible

state department or agency, including transfers to other federal funds, to accomplish the purpose of this appropriation. Notwithstanding any law to the contrary, funds appropriated herein that are transferred or interchanged shall lapse on the same date as funds not transferred or interchanged from this appropriation 600,000,000

Program account subtotal 600,000,000

COUNTER-TERRORISM PROGRAM 600,000,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Domestic Incident Preparedness Account

For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction. Funds appropriated herein may be transferred and/or interchanged to other state agencies federal fund - state operations and aid to localities appropriations to support state agency and local expenditures associated with the implementation of a comprehensive statewide antiterrorism program. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan developed by the director of the office of homeland security and approved by the director of the budget. Notwithstanding any law to the contrary, funds appropriated herein that are transferred or interchanged shall lapse on the same date as funds not transferred or interchanged from this appropriation 600,000,000

EMERGENCY MANAGEMENT PROGRAM 24,663,000

General Fund
Local Assistance Account

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES 2012-13

For services and expenses associated with red cross emergency response preparedness, including support for capital projects and ensuring an adequate blood supply. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner of the division of homeland security and emergency services and approved by the director of the budget 3,300,000

Program account subtotal 3,300,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Grants for Emergency Management Performance Account

For costs associated with emergency management 18,363,000

Program account subtotal 18,363,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Radiological Emergency Preparedness Account

For services and expenses of counties and municipalities participating in radiological preparedness activities related to section 29-c of the executive law 3,000,000

Program account subtotal 3,000,000

FIRE PREVENTION AND CONTROL PROGRAM 4,088,000

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
Emergency Services Revolving Loan Account

For services and expenses, including prior year liabilities, of the emergency services revolving loan account pursuant to section 97-pp of the state finance law 3,788,000

Program account subtotal 3,788,000

Special Revenue Funds - Other

Miscellaneous Special Revenue Fund
Volunteer Firefighting Recruitment and Retention Account

For services and expenses associated with the volunteer firefighting and emergency services recruitment and retention fund pursuant to section 99-q of the state finance law 300,000

Program account subtotal 300,000

INTEROPERABLE COMMUNICATIONS PROGRAM 84,300,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Statewide Public Safety Communications Account

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs, including but not limited to financing and acquisition costs. Funds appropriated herein shall be allocated in a manner consistent with section 332 of the county law 9,300,000

Program account subtotal 9,300,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Statewide Public Safety Communications Account

For the provision of grants or reimbursement to counties for the development, consolidation or operation of public safety communications systems or networks designed to support statewide interoperable communications for first responders or to support the effective operation of public safety answering points 75,000,000

Program account subtotal 75,000,000

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

COUNTER-TERRORISM PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Domestic Incident Preparedness Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction.
Funds appropriated herein may be transferred AND/OR INTERCHANGED to [state operations appropriations and] other state agencies federal fund - state operations and aid to localities APPROPRIATIONS to support state agency and local expenditures associated with the implementation of a comprehensive statewide antiterrorism program. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan developed by the director of the office of homeland security and approved by the director of the budget .....
600,000,000 ..... (re. $600,000,000)

DISASTER ASSISTANCE PROGRAM

General Fund
Local Assistance Account

The appropriation made by chapter 50, section 1, of the laws of 2009, as transferred by chapter 50, section 1, of the laws of 2010, is hereby amended and reappropriated to read:
For payment of the state's share of costs resulting from natural or man-made disasters, including aid requested by and provided to member states of the emergency management assistance compact. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department or agency, including transfers to the general fund - state purposes account or the capital projects fund, to accomplish the purpose of this appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ... 90,000,000 ..... (re. $81,000,000)

The appropriation made by chapter 50, section 1, of the laws of 2007, as transferred by chapter 50, section 1, of the laws of 2010, is hereby amended and reappropriated to read:
For payment of the state's share of costs resulting from natural or man-made disasters [prior to April 1, 2009], including aid requested by and provided to member states of the emergency management assistance compact, and including liabilities incurred prior to April 1,

2007. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department or agency, including transfers to the general fund - state purposes account or the capital projects fund, to accomplish the purpose of this appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ... 90,000,000 ..... (re. $13,311,,000)

The appropriation made by chapter 50, section 1, of the laws of 2005, as transferred by chapter 50, section 1, of the laws of 2010 is hereby amended and reappropriated to read:

[For expenses related to the provision of disaster assistance in response to Hurricane Katrina] FOR PAYMENT OF THE STATE'S SHARE OF COSTS RESULTING FROM NATURAL OR MAN-MADE DISASTERS, including aid requested by and provided to member states of the emergency management assistance compact. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department, agency or public authority, including transfers to the general fund - state purposes and to other funds and accounts, to accomplish the purpose of this appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ..... 45,000,000 ..... (re. $26,000,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Grants for Disaster Assistance Account

The appropriation made by chapter 50, section 1, of the laws of 2009, as transferred by chapter 50, section 1, of the laws of 2010, is hereby amended and reappropriated to read:

For payment of the federal government's share of costs resulting from natural or man-made disasters, including liabilities incurred prior to April 1, 2009. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department of agency, including transfers to other federal funds, to accomplish the purpose of this appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ..... 300,000,000 ..... (re. $260,000,000)

The appropriation made by chapter 50, section 1, of the laws of 2007, as transferred by chapter 50, section 1, of the laws of 2010, is hereby amended and reappropriated to read:

For payment of the federal government's share of costs resulting from natural or man-made disasters, including liabilities incurred prior to April 1, 2007. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department or agency, including transfers to other federal funds and

accounts, to accomplish the purpose of this appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ..... 300,000,000 ..... (re. $53,016,000)

The appropriation made by chapter 50, section 1, of the laws of 2006, as transferred by chapter 50, section 1, of the laws of 2010, is hereby amended and reappropriated to read:

For payment of the federal government's share of costs resulting from natural or man-made disasters, including liabilities incurred prior to April 1, 2006. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department or agency, including transfers to other federal funds and accounts, to accomplish the purpose of this appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ..... 255,000,000 ..... (re. $11,042,000)

The appropriation made by chapter 296, section 1, of the laws of 2001, as transferred by chapter 50, section 1, of the laws of 2010, is hereby amended and reappropriated to read:

For payment of the federal government's share of costs resulting from the September 11, 2001 attack on the New York City World Trade Center. The director of the budget is hereby authorized to transfer such amounts as are necessary to any eligible state department, agency or public authority, including transfer to other federal funds and accounts to accomplish the purpose of the appropriation. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION ..... 5,000,000,000 ..... (re. $88,756,000)

EMERGENCY MANAGEMENT PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:

For services and expenses associated with red cross emergency response preparedness, including support for capital projects and ensuring an adequate blood supply. Funds shall be allocated from this appropriation pursuant to a plan prepared by the commissioner of the division of homeland security and emergency services and approved by the director of the budget ... 3,300,000 ..... (re. $3,300,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Grants for Emergency Management Performance Account

By chapter 53, section 1, of the laws of 2011:

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For costs associated with emergency management .....
18,363,000 ..... (re. $18,363,000)

By chapter 50, section 1, of the laws of 2010:
For costs associated with emergency management .....
18,363,000 ..... (re. $18,204,000)

By chapter 50, section 1, of the laws of 2009, as transferred by chapter 50, section 1, of the laws of 2010:
For costs associated with emergency management .....
18,930,000 ..... (re. $15,117,000)

FIRE PREVENTION AND CONTROL PROGRAM

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund
Emergency Services Revolving Loan Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses, including prior year liabilities, of the emergency services revolving loan account pursuant to section 97-pp of the state finance law ... 3,787,700 ..... (re. $3,787,700)

By chapter 50, section 1, of the laws of 2010:
For services and expenses, including prior year liabilities, of the emergency services revolving loan account pursuant to section 97-pp of the state finance law ... 3,787,700 ..... (re. $3,787,700)

By chapter 55, section 1, of the laws of 2009, as transferred by chapter 50, section 1, of the laws of 2010:
For services and expenses, including prior year liabilities, of the emergency services revolving loan account pursuant to section 97-pp of the state finance law ... 3,787,700 ..... (re. $465,000)

By chapter 55, section 1, of the laws of 2008:
For services and expenses, including prior year liabilities, of the emergency services revolving loan account pursuant to section 97-pp of the state finance law ... 3,787,700 ..... (re. $700,000)

By chapter 55, section 1, of the laws of 2007, as transferred by chapter 50, section 1, of the laws of 2010:
For services and expenses, including prior year liabilities, of the emergency services revolving loan account pursuant to section 97-pp of the state finance law. Up to 5 percent of this appropriation may be transferred to state operations for administration of the loan fund ... 4,100,000 ..... (re. $26,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Statewide Public Safety Communications Account

By chapter 50, section 1, of the laws of 2010:

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs. Notwithstanding any other provision of law to the contrary, for state fiscal year 2010-2011 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 186-f of the tax law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount ..... 4,650,000 ..... (re. $4,650,000)

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs, including but not limited to financing and acquisition costs. Notwithstanding any other provision of law to the contrary, for state fiscal year 2010-2011 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 186-f of the tax law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount ..... 4,650,000 ..... (re. $4,650,000)

By chapter 55, section 1, of the laws of 2009, as transferred by chapter 50, section 1, of the laws of 2010:

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs. Notwithstanding any other provision of law to the contrary, for state fiscal year 2009-2010 the liability of the state and the amount to be distributed or otherwise expended by the state on or after November 1, 2009 shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount, and that the amount of this appropriation available for disbursement on or after November 1, 2009 shall be reduced by 12.5 percent of the amount that is undisbursed as of such date ... 4,900,000 ..... (re. $4,900,000)

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs, including but not limited to financing and acquisition costs. Notwithstanding any other provision of law to the contrary, for state fiscal year 2009-2010 the liability of the state and the amount to be distributed or otherwise expended by the state on or after November 1, 2009 shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by 12.5 percent of such amount, and that the amount of this appropriation available for disbursement on or after November 1, 2009 shall be reduced by 12.5 percent of the amount that is undisbursed as of such date ... 4,900,000 ..... (re. $4,900,000)

By chapter 55, section 1, of the laws of 2008, as transferred and amended by chapter 50, section 1, of the laws of 2010:

Notwithstanding the provisions of any other law to the contrary, for state fiscal year 2008-2009 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 186-f of the tax law shall be determined by first calcu-

lating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by two percent of such amount.

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs ..... 4,900,000 ..... (re. $4,900,000)

Notwithstanding the provisions of any other law to the contrary, for state fiscal year 2008-2009 the liability of the state and the amount to be distributed or otherwise expended by the state pursuant to section 186-f of the tax law shall be determined by first calculating the amount of the expenditure or other liability pursuant to such law, and then reducing the amount so calculated by two percent of such amount.

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs, including but not limited to financing and acquisition costs ..... 4,900,000 ..... (re. $4,900,000)

By chapter 55, section 1, of the laws of 2007, as transferred by chapter 50, section 1, of the laws of 2010:

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs ..... 5,000,000 ..... (re. $5,000,000)

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs, including but not limited to financing and acquisition costs ..... 5,000,000 ..... (re. $5,000,000)

HOMELAND SECURITY PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Domestic Incident Preparedness Account

The appropriation made by chapter 50, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction.

Funds appropriated herein may be transferred and/or interchanged to state operations appropriations and other state agencies federal fund - state operations and aid to localities to support state agency and local expenditures associated with the implementation of a comprehensive statewide antiterrorism program. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan developed by the director of the office of homeland security and approved by the

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

director of the budget .....
600,000,000 ..... (re. $600,000,000)

The appropriation made by chapter 50, section 1, of the laws of 2009, is hereby amended and reappropriated to read:

For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction.

Funds appropriated herein may be transferred AND/OR INTERCHANGED to state operations appropriations and other state agencies federal fund - state operations and aid to localities to support state agency and local expenditures associated with the implementation of a comprehensive statewide antiterrorism program. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGEDSHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan developed by the director of the office of homeland security and approved by the director of the budget ... 500,000,000 ..... (re. $475,738,000)

The appropriation made by chapter 50, section 1, of the laws of 2008, is hereby amended and reappropriated to read:

For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction.

Funds appropriated herein may be transferred AND/OR INTERCHANGED to state operations appropriations and other state agencies federal fund - state operations and aid to localities to support state agency and local expenditures associated with the implementation of a comprehensive statewide antiterrorism program. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan developed by the director of the office of homeland security and approved by the director of the budget .....
350,000,000 ..... (re. $306,000,000)

The appropriation made by chapter 50, section 1, of the laws of 2007, as amended by chapter 50, section 1, of the laws of 2008, is hereby amended and reappropriated to read:

For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction. Funds appropriated herein may be transferred AND/OR INTERCHANGED to state operations and other state agencies federal fund - state operations and aid to localities to support state agency and local expenditures associated with the implementation of a comprehensive statewide anti-terrorism program. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan developed by the director of the office of homeland security and approved by the director of the budget.

For the grant period October 1, 2007 to September 30, 2008 ..... 350,000,000 ..... (re. $250,327,000)

The appropriation made by chapter 50, section 1, of the laws of 2006, as amended by chapter 50, section 1, of the laws of 2008, is hereby amended and reappropriated to read:

For services and expenses related to homeland security grant programs to support emergency preparedness and to combat terrorism and weapons of mass destruction. Funds appropriated herein may be transferred AND/OR INTERCHANGED to state operations and other state agencies federal fund - state operations and aid to localities to support state agency and local expenditures associated with the implementation of a comprehensive statewide anti-terrorism program. NOTWITHSTANDING ANY LAW TO THE CONTRARY, FUNDS APPROPRIATED HEREIN THAT ARE TRANSFERRED OR INTERCHANGED SHALL LAPSE ON THE SAME DATE AS FUNDS NOT TRANSFERRED OR INTERCHANGED FROM THIS APPROPRIATION. Funds appropriated herein may be transferred or suballocated to state agencies or distributed to localities in accordance with a plan development by the director of the office of homeland security and approved by the director of the budget.

For the grant period October 1, 2006 to September 30, 2007 ..... 350,000,000 ..... (re. $143,000,000)

INTEROPERABLE COMMUNICATIONS PROGRAM

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Statewide Public Safety Communications Account

By chapter 53, section 1, of the laws of 2011:

For expenses of local wireless public safety answering points associated with eligible wireless 911 service costs, including but not limited to financing and acquisition costs. Funds appropriated herein shall be allocated in a manner consistent with section 332 of the county law ... 9,300,000 ..... (re. $9,300,000)

For the provision of grants or reimbursement to counties for the development, consolidation or operation of public safety communications systems or networks designed to support statewide interoperable communications for first responders or to support the effective operation of public safety answering points ..... 45,000,000 ..... (re. $45,000,000)

By chapter 50, section 1, of the laws of 2010:

For the provision of grants or reimbursement to counties for the development, consolidation or operation of public safety communications systems or networks designed to support statewide interoper-

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

able communications for first responders ..... 20,000,000 ..... (re. $20,000,000)

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	29,100,000	17,686,200
Special Revenue Funds - Federal	82,500,000	94,732,000
Special Revenue Funds - Other	8,227,000	16,127,000
All Funds	119,827,000	128,545,200

SCHEDULE

OFFICE OF COMMUNITY RENEWAL (OCR)

OCR-SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM .. 40,000,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
HUD Small Cities Community Development Account

For apportionment as follows: For direct deposit of federal funds into the housing trust fund account created pursuant to section 59-a of the private housing finance law for services and expenses of a small cities community development block grant program transferred to the state pursuant to public law 106.74 to be administered in accordance with federal laws and regulations by the housing trust fund corporation created by section 45-a of the private housing finance law 40,000,000

OFFICE OF HOUSING PRESERVATION (OHP)

OHP-LOW INCOME WEATHERIZATION PROGRAM 42,500,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Department of Energy Weatherization Account

For low income weatherization grants to be apportioned in accordance with federal rules and regulations. Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and

are subject to the approval of the director of the budget 42,500,000

OHP-PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM 9,500,000

General Fund
Local Assistance Account

For payment of periodic subsidies to cities, towns, villages and housing authorities in accordance with the public housing law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require. Notwithstanding any law, rule, regulation or agreement between the division of housing and community renewal and any public housing authority to the contrary, funds shall be expended solely for payment of debt service or debt service reimbursement and may not be used for any other purpose 9,500,000

OHP-RURAL RENTAL ASSISTANCE PROGRAM 19,600,000

General Fund
Local Assistance Account

For carrying out the provisions of article XVII-A of the private housing finance law in relation to providing assistance to sponsors of housing for persons of low income.
Notwithstanding any other provision of law, such funds may be used by the commissioner of housing and community renewal in support of contracts scheduled to expire in 2012-13 for as many as 10 additional years; in support of contracts for new eligible projects for a period not to exceed 5 years; and in support of contracts which reach their 25 year maximum in and/or prior to 2012-13 for an additional one year period.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to

be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget 19,600,000

OFFICE OF FINANCE AND DEVELOPMENT (F&D)

F&D-HOUSING DEVELOPMENT FUND PROGRAM..... 8,227,000

Special Revenue Funds - Other
Housing Development Fund
Housing Development Account

For carrying out the provisions of article XI of the private housing finance law, in relation to providing assistance to not-for-profit housing companies. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require 8,227,000

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

OCR-NEIGHBORHOOD PRESERVATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For additional funds for carrying out the provisions of article XVI of the private housing finance law. Funds expended from this appropriation shall be for the purpose of increasing annual contract amounts for neighborhood preservation companies, and each neighborhood preservation company that receives a contract amount may spend such money on its operational expenses as it determines most useful to its program based on allowable expenses authorized pursuant to article XVI of the private housing finance law. The commissioner of the division of housing and community renewal shall enter into a contract, in an amount not less than $150,000, with the neighborhood preservation coalition to provide technical assistance and services to companies funded pursuant to article XVI of the private housing finance law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal ... 4,239,000 ..... (re. $4,200,000)

[NEIGHBORHOOD PRESERVATION PROGRAM

General Fund
Local Assistance Account]

By chapter 53, section 1, of the laws of 2009:
For carrying out the provisions of article XVI of the private housing finance law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require. Funds appropriated herein are supported by savings resulting from the increased Federal Medical Assistance Percentage (FMAP) provided pursuant to the American Recovery and Reinvestment Act of 2009 ..... 1,492,000 ..... (re. $94,000)

OCR-RURAL PRESERVATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For additional funds for carrying out the provisions of article XVII of the private housing finance law. Funds expended from this appropriation shall be for the purpose of increasing annual contract amounts for not-for-profit corporations, and each not-for-profit corporation that receives a contract amount may spend such money on its operational expenses as it determines most useful to its program based on allowable expenses authorized pursuant to article XVII of

the private housing finance law. The commissioner of the division of housing and community renewal shall enter into a contract, in an amount not less than $150,000, with the rural housing coalition to provide technical assistance, training and other services to corporations pursuant to article XVII of the private housing finance law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal ..... 1,769,000 ..... (re. $1,694,000)

[RURAL PRESERVATION PROGRAM

General Fund
Local Assistance Account]

By chapter 55, section 1, of the laws of 2008, as amended by chapter 496, section 6, of the laws of 2008:
For carrying out the provisions of article XVII of the private housing finance law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 4,504,000 ..... (re. $411,000)

OHP-LOW INCOME WEATHERIZATION PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Department of Energy Weatherization Account

By chapter 53, section 1, of the laws of 2011:
For low income weatherization grants to be apportioned in accordance with federal rules and regulations. Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget ... 42,500,000 ..... (re. $7,241,000)
For low income weatherization grants to be apportioned in accordance with federal rules and regulations of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5), including administrative costs for purposes consistent with this act. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated may be transferred to state operations as needed and are to be available for payment for contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget ... 1,872,000 ..... (re. $291,000)

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

[LOW INCOME WEATHERIZATION PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Department of Energy Weatherization Account]

By chapter 20, section 8, of the laws of 2010:
For low income weatherization grants to be apportioned in accordance with federal rules and regulations of the American Recovery and Reinvestment Act of 2009. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act.
The sum of one hundred thirty-one million dollars ($131,000,000), or so much thereof as shall be sufficient to accomplish the purpose designated, is hereby appropriated to the division of housing and community renewal out of any moneys in the federal operating grants fund-290 department of energy weatherization account for payments to eligible grantees ... 131,000,000 ..... (re. $39,000,000)

By chapter 53, section 1, of the laws of 2010:
For low income weatherization grants to be apportioned in accordance with federal rules and regulations. Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget ... 42,500,000 ..... (re. $28,200,000)

By chapter 53, section 1, of the laws of 2009:
For low income weatherization grants to be apportioned in accordance with federal rules and regulations of the American Recovery and Reinvestment Act of 2009 (Public Law 111-5), including administrative costs for purposes consistent with this act. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in such act.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated may be transferred to state operations as needed and are to be available for payment for contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget ... 263,125,000 ..... (re. $20,000,000)

OHP- PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM

General Fund
Local Assistance Account

By chapter 55, section 1, of the laws of 2011:
For payment of periodic subsidies to cities, towns, villages and housing authorities in accordance with the public housing law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require. Notwithstanding any law, rule, regulation or

agreement between the division of housing and community renewal and any public housing authority to the contrary, funds shall be expended solely for payment of debt service or debt service reimbursement and may not be used for any other purpose ..... 10,219,000 ..... (re. $2,700,000)

[PERIODIC SUBSIDIES - LOCAL AREAS PROGRAM

General Fund
Local Assistance Account]

By chapter 53, section 1, of the laws of 2010:
For payment of periodic subsidies to cities, towns, villages and housing authorities in accordance with the public housing law. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require. Notwithstanding any law, rule, regulation or agreement between the division of housing and community renewal and any public housing authority to the contrary, funds shall be expended solely for payment of debt service or debt service reimbursement and may not be used for any other purpose ..... 11,591,000 ..... (re. $1,690,000)

OHP-RURAL RENTAL ASSISTANCE PROGRAM

General Fund
Local Assistance Account

By chapter 55, section 1, of the laws of 2011:
For carrying out the provisions of article XVII-A of the private housing finance law in relation to providing assistance to sponsors of housing for persons of low income.
Notwithstanding any other provision of law, such funds may be used by the commissioner of housing and community renewal in support of contracts scheduled to expire in 2011-12 for as many as 10 additional years; in support of contracts for new eligible projects for a period not to exceed 5 years; and in support of contracts which reach their 25 year maximum in and/or prior to 2011-12 for an additional one year period.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget ..... 14,802,000 ..... (re. $2,700,000)

[RURAL RENTAL ASSISTANCE PROGRAM

General Fund
Local Assistance Account]

By chapter 53, section 1, of the laws of 2010:

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For carrying out the provisions of article XVII-A of the private housing finance law in relation to providing assistance to sponsors of housing for persons of low income.
Notwithstanding any other provision of law, such funds may be used by the commissioner of housing and community renewal in support of contracts scheduled to expire in 2010-11 for as many as 10 additional years; in support of contracts for new eligible projects for a period not to exceed 5 years; and in support of contracts which reach their 25 year maximum in and/or prior to 2010-11 for an additional one year period.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget .....
14,802,000 ..... (re. $1,072,000)

By chapter 55, section 1, of the laws of 2008:
For carrying out the provisions of article XVII-A of the private housing finance law in relation to providing assistance to sponsors of housing for persons of low income.
Notwithstanding any other provision of law, such funds may be used by the commissioner of housing and community renewal in support of contracts scheduled to expire in 2008-09 for as many as 10 additional years; in support of contracts for new eligible projects for a period not to exceed 5 years; and in support of contracts that will reach the 25 year maximum in 2008-09 for an additional one year period.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget .....
392,000 ..... (re. $392,000)

By chapter 55, section 1, of the laws of 2008, as amended by chapter 496, section 6, of the laws of 2008:
For carrying out the provisions of article XVII-A of the private housing finance law in relation to providing assistance to sponsors of housing for persons of low income.
Notwithstanding any other provision of law, such funds may be used by the commissioner of housing and community renewal in support of contracts scheduled to expire in 2008-09 for as many as 10 additional years; in support of contracts for new eligible projects for a period not to exceed 5 years; and in support of contracts that will reach the 25 year maximum in 2008-09 for an additional one year period.
Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

of the amount that was undisbursed as of August 15, 2008 .....
19,212,000 ..... (re. $339,000)

By chapter 55, section 1, of the laws of 2007:
For carrying out the provisions of article XVII-A of the private housing finance law in relation to providing assistance to sponsors of housing for persons of low income.
Notwithstanding any other provision of law, such funds may be used by the commissioner of housing and community renewal in support of contracts scheduled to expire in 2007-08 for as many as 10 additional years and in support of contracts for new eligible projects for a period not to exceed 15 years. Notwithstanding any other rule, regulation or law, moneys hereby appropriated are to be available for payment of contract obligations heretofore accrued or hereafter to accrue and are subject to the approval of the director of the budget ... 19,604,000 ..... (re. $1,200,000)

F&D-HOUSING DEVELOPMENT FUND PROGRAM

Special Revenue Funds - Other
Housing Development Fund
Housing Development Account

By chapter 53, section 1, of the laws of 2011:
For carrying out the provisions of article XI of the private housing finance law, in relation to providing assistance to not-for-profit housing companies. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require .....
8,227,000 ..... (re. $7,900,000)

[HOUSING DEVELOPMENT FUND PROGRAM

Special Revenue Funds - Other
Housing Development Fund
Housing Development Account]

By chapter 53, section 1, of the laws of 2010:
For carrying out the provisions of article XI of the private housing finance law, in relation to providing assistance to not-for-profit housing companies. No funds shall be expended from this appropriation until the director of the budget has approved a spending plan submitted by the division of housing and community renewal in such detail as the director of the budget may require .....
8,227,000 ..... (re. $8,227,000)

FORECLOSURE PREVENTION PROGRAM

General Fund
Local Assistance Account

DIVISION OF HOUSING AND COMMUNITY RENEWAL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 1, of the laws of 2011:
For services and expenses of the subprime foreclosure prevention services program set forth in section 2 of part NN of chapter 57 of the laws of 2008 ... 1,000,000 ..... (re. $1,000,000)

NEW YORK CITY HOUSING AUTHORITY TENANT PILOT PROGRAM

General Fund
Local Assistance Account

By chapter 55, section 1, of the laws of 2008, as amended by chapter 1, section 4, of the laws of 2009:
For payment to the New York city housing authority for a tenant pilot program consistent with the public housing law .....
742,000 ..... (re. $74,200)

By chapter 55, section 1, of the laws of 2007:
For payment to the New York city housing authority for a tenant pilot program consistent with the public housing law .....
1,200,000 ..... (re. $120,000)

STATE OF NEW YORK MORTGAGE AGENCY

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	91,665,000	0
All Funds	91,665,000	0

SCHEDULE

MORTGAGE INSURANCE FUND REIMBURSEMENT PROGRAM 91,665,000

General Fund
Local Assistance Account

For payment subject to the provisions of chapters 13 and 59 of the laws of 1987. No expenditures shall be made from this appropriation until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comptroller and with the chairmen of the senate finance and assembly ways and means committees. Notwithstanding section 40 of the state finance law, this appropriation shall remain in effect until a subsequent appropriation is made available 91,665,000

OFFICE OF INDIGENT LEGAL SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	77,000,000	87,420,000
All Funds	77,000,000	87,420,000

SCHEDULE

INDIGENT LEGAL SERVICES PROGRAM 77,000,000

Special Revenue Funds - Other
Indigent Legal Services Fund
Indigent Legal Services Account

For payments to counties and the city of New York related to indigent legal services pursuant to section 98-b of the state finance law and sections 832 and 833 of the executive law 77,000,000

OFFICE OF INDIGENT LEGAL SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

INDIGENT LEGAL SERVICES PROGRAM

Special Revenue Funds - Other
Indigent Legal Services Fund
Indigent Legal Services Fund Account

By chapter 53, section 1, of the laws of 2011:
For payments to counties and the city of New York related to indigent legal services pursuant to section 98-b of the state finance law and sections 832 and 833 of the executive law .....
77,000,000 ..... (re. $77,000,000)

By chapter 50, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For payments to counties and the city of New York related to indigent legal services pursuant to section 98-b of the state finance law and sections 832 and 833 of the executive law .....
77,000,000 ..... (re. $10,420,000)

INTEREST ON LAWYER ACCOUNT

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	45,000,0000	0
All Funds	45,000,000	0

SCHEDULE

NEW YORK INTEREST ON LAWYER ACCOUNT 45,000,000

Special Revenue Funds - Other
New York Interest on Lawyer Fund
IOLA Private Contributions Account

For payment of grants pursuant to the provisions of section 97-v of the state finance law 45,000,000

DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	0	34,761,947
Special Revenue Funds - Federal	224,207,000	171,747,000
Special Revenue Funds - Other	419,000	0
Enterprise Funds	4,250,000,000	3,400,000,000
All Funds	4,474,626,000	3,606,508,947

SCHEDULE

ADMINISTRATION PROGRAM 20,000,000

Special Revenue Funds - Federal
Unemployment Insurance Administration Fund
Unemployment Insurance Administration Account

For services and expenses of administering unemployment insurance programs, job service programs, workforce investment act programs, employability development programs, other miscellaneous programs, and a reserve for unanticipated funding, pursuant to federal grants and contracts. A portion of this appropriation may be transferred to state operations 15,000,000

For payment of unemployment insurance benefits as authorized by the federal government through the disaster unemployment assistance program 5,000,000

EMPLOYMENT AND TRAINING PROGRAM 182,707,000

Special Revenue Funds - Federal
Federal Workforce Investment Act Fund
Federal Emergency Employment Act Account

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, suballocations to state departments and agencies and a

portion may be transferred to state operations, according to the following:

For services and expenses of statewide activities, including but not limited to state administration and technical assistance to local workforce investment areas, pursuant to an expenditure plan approved by the director of the budget. Of the moneys appropriated herein for statewide activities, the state workforce investment board shall assist the governor in developing programs and identifying activities to be funded through the statewide reserve pursuant to section 134 of the federal workforce investment act, PL 105-220, and the commissioner of labor shall periodically report to the state workforce investment board on such programs and activities which shall be developed giving consideration to the strategic training alliance program and other existing programs.

Of the amount appropriated herein, subject to the approval of the director of the budget, up to $1,500,000 may be made available through transfer or suballocation to the office of children and family services, in accordance with a memorandum of understanding with the office of children and family services, to award to selected county youth bureaus for eligible workforce development programs including activities for at-risk youth.

Statewide employment and training activities may include one-to-one business advisement and training for qualified enrollees of the self-employment assistance program which may be operated by the state's small business development centers or the entrepreneurial assistance program 200,000

For services and expenses of adult, youth and dislocated worker employment and training local workforce investment area programs and statewide rapid response activities 162,507,000

For services and expenses of miscellaneous workforce investment act, public law 105-220 national reserve grants and other federal employment and training grants and federally administered programs 20,000,000

DEPARTMENT OF LABOR

AID TO LOCALITIES 2012-13

OCCUPATIONAL SAFETY AND HEALTH PROGRAM 419,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Hazard Abatement Account

For payment of state aid to local governments pursuant to the provisions of chapter 729 of the laws of 1980 for the purposes of hazard abatement 419,000

UNEMPLOYMENT INSURANCE BENEFIT PROGRAM 4,271,500,000

Special Revenue Funds - Federal
Unemployment Insurance Occupational Training Fund
Unemployment Insurance Occupational Training Account

For the payment of expenses and allowances to authorized enrollees under approved employment and training programs 21,500,000

Program account subtotal 21,500,000

Enterprise Funds
Unemployment Insurance Benefit Fund
Unemployment Insurance Benefit Account

For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program, the emergency unemployment compensation program, the extended benefit program, the federal additional compensation program or any other federally funded unemployment benefit program 4,250,000,000

Program account subtotal 4,250,000,000

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ADMINISTRATION PROGRAM

Special Revenue Funds - Federal
Unemployment Insurance Administration Fund
Unemployment Insurance Administration Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of administering unemployment insurance programs, job service programs, workforce investment act programs, employability development programs, other miscellaneous programs, and a reserve for unanticipated funding, pursuant to federal grants and contracts. A portion of this appropriation may be transferred to state operations ... 15,000,000 ..... (re. $15,000,000)

By chapter 53, section 1, of the laws of 2010:
For services and expenses of administering unemployment insurance programs, job service programs, workforce investment act programs, employability development programs, other miscellaneous programs, and a reserve for unanticipated funding, pursuant to federal grants and contracts. A portion of this appropriation may be transferred to state operations ... 9,660,000 ..... (re. $7,900,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2010:
For services and expenses of administering unemployment insurance programs, job service programs, workforce investment act programs, employability development programs, other miscellaneous programs, and a reserve for unanticipated funding, pursuant to federal grants and contracts. A portion of this appropriation may be used to provide information and advice regarding unemployment insurance benefit appeals and hearing assistance. A portion of this appropriation may be transferred to state operations ..... 9,660,000 ..... (re. $6,096,000)

EMPLOYMENT AND TRAINING PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the Work Force Development Institute .... 1,800,000 ..... (re. $1,800,000)
For services and expenses of the Summer of Opportunity Youth Employment Program - Rochester ... 250,000 ..... (re. $250,000)
For services and expenses of Hillside Works ..... 100,000 ..... (re. $100,000)

The appropriation made by chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 2, of the laws of 2011 is hereby amended and reappropriated to read:
For allocation to local social services districts, notwithstanding any inconsistent provision of law, and without [state or] local finan-

cial participation, for costs of operating the summer youth programs providing full wage subsidy paid summer employment and associated supportive services TO YOUTHS LIVING IN HOUSEHOLDS WHOSE INCOMES DO NOT EXCEED 200 PERCENT OF THE FEDERAL POVERTY LEVEL. Notwithstanding any other inconsistent provision of law to the contrary, the commissioner of any local department of social services may assign all or a portion of moneys appropriated herein on behalf of such local department of social services to the workforce investment board designated by such commissioner and upon receipt of such monies, any such workforce investment board shall be obligated to utilize such funds consistent with the purposes of this appropriation. Funds appropriated herein shall be allocated to local social services districts in accordance with a methodology that shall be based on allocations for the prior state fiscal year and on a district's relative share of persons aged fourteen to twenty living in households whose incomes do not exceed 200 percent of the federal poverty level. ANY PORTION OF THE AMOUNT APPROPRIATED HEREIN, SUBJECT TO THE APPROVAL OF THE DIRECTOR OF THE BUDGET, MAY BE MADE AVAILABLE THROUGH TRANSFER OR SUBALLOCATION TO THE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR COSTS OF OPERATING SUMMER YOUTH PROGRAMS CONSISTENT WITH THE PROVISIONS CONTAINED HEREIN ..... 25,000,000 ..... (re. $25,000,000)

By chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 2, of the laws of 2011 :

For services and expenses related to the continuation of displaced homemaker services. Funds made available herein may be used for state agency contractors, or aid to local social services districts, provided, further that no more than ten percent of such funds may be used for program administration at each individual displaced homemaker center. Each program administrator shall prepare and submit an annual report to the department of labor, the chairs of the senate committee on social services, and the senate committee on children and families and the assembly chair of the committee on social services, on the summary of activities, including but not limited to the number of eligible recipients, and the outcome for each recipient together with a summary of revenues and expenses including all salaries ... 2,500,000 ..... (re. $2,500,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2010:

For services and expenses of the displaced homemaker program to continue the operation of existing displaced homemaker centers. Of the amount appropriated herein, up to $105,000 may be allocated to support annual program administration costs ..... 2,200,000 ..... (re. $347,000)

For services and expenses of Jobs for Youth according to the following sub-schedule ... 1,088,000 ..... (re. $111,000)

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

sub-schedule

Henry Street Settlement 155,747
Laguardia Community College 141,061
Research Foundation of SUNY 208,700
Southeast Bronx Neighborhood Centers, Inc 208,700
Syracuse Model Neighborhood Facility, Inc. 186,896
YWCA of Western New York 186,896

For services and expenses of the Workforce Development Institute AFL-CIO for workforce Training, education and program development Initiatives; provided, however, that the amount of this appropriation available for expenditure and disbursement on and after November 1, 2009 shall be reduced by 12.5 percent of the amount that was undisbursed as of November 1, 2009 ... 4,823,000 ..... (re. $519,000)

By chapter 53, section 1, of the laws of 2008, as amended by chapter 1, section 2, of the laws of 2009:
For services and expenses of the On-the-Job Chamber training program to assist employers in providing occupational, hands-on training for their current employees ... 216,000 ..... (re. $59,000)

Project Schedule

PROJECT	AMOUNT
Greater Olean Chamber of Commerce - Cattaraugus County	27,000
Hornell Chamber of Commerce - Steuben County	27,000
Plattsburgh North Country Chamber of Commerce	27,000
Tompkins County Chamber of Commerce	27,000
Jamaica Chamber of Commerce - Queens County	27,000
Greater Binghamton Chamber of Commerce - Broome County	27,000
Amherst Chamber of Commerce - Niagara County	27,000
Brooklyn Chamber of Commerce - Kings County	27,000
Total	216,000

For the services and expenses of the NYS AFL-CIO Workforce Development Institute including Upstate, Erie Canal Corridor and Long Island for workforce training, education, and program development ..... 1,354,000 ..... (re. $1,020,000)
For services and expenses of NYS AFL-ClO Workforce Development Institute in conjunction with ATU training and education at Albany, Syra-

DEPARTMENT OF LABOR

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cuse, Rochester and Buffalo locations ..... 307,000 ..... (re. $209,000)
For services and expenses of the NYS AFL-CIO Workforce Development Institution in conjunction with the New York State Building and Construction Trades Council/ Syracuse and Rochester Building Trades Councils for education, training, and program development ..... 325,000 ..... (re. $24,000)

By chapter 53, section 1, of the laws of 2007, as amended by chapter 53, section 1, of the laws of 2008:
For services and expenses of the jobs for non-TANF recipients program ... 198,216 ..... (re. $198,216)
NYS AFL CIO Cornell Leadership Institute ... 123,391 .. (re. $123,300)
Domestic Violence Program of the Cornell University Labor Extension School in partnership with NYS AFL CIO ... 123,391 .. (re. $123,300)
IBEW Training ... 98,713 ..... (re. $98,700)
Westchester Putnam Counties Consortium for Worker Education and Training ... 123,391 ..... (re. $123,300)

By chapter 53, section 1, of the laws of 2007, as amended by chapter 496, section 3, of the laws of 2008:
For the services and expenses of the United Auto Worker (UAW) American Axle and United Auto Worker (UAW) Perrys Ice Cream workforce training, education and program development, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 987,131 ..... (re. $987,131)
For services and expenses of the On-the-Job training program to assist employers in providing occupational, hands-on training for their current employees, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 789,705 ... (re. $190,000)

Project Schedule

PROJECT	AMOUNT
Greater Olean Chamber of Commerce - Cattaraugus County	98,713
Hornell Chamber of Commerce - Steuben County	98,713
Plattsburgh North Country Chamber of Commerce	98,713
Tompkins County Chamber of Commerce	98,713
Jamaica Chamber of Commerce - Queens County	98,713
Greater Binghamton Chamber of Commerce - Broome County	98,713
Amherst Chamber of Commerce -	

Niagara County 98,713
Brooklyn Chamber of Commerce -
Kings County 98,713
Total 789,705

By chapter 53, section 1, of the laws of 2006, as amended by chapter 53, section 1, of the laws of 2011:
For Senate Majority Labor Initiatives ... 1,800,000 ... (re. $150,000)

By chapter 53, section 1, of the laws of 2006, as amended by chapter 496, section 3, of the laws of 2008:
For the services and expenses of the United Auto Worker (UAW) American Axle and United Auto Worker (UAW) Perry's Ice Cream workforce training, education and program development, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ..... 1,000,000 ..... (re. 104,000)

By chapter 53, section 1, of the laws of 1999:
For services and expenses of the strategic training alliance program. The amount appropriated herein may be suballocated to the Urban Development Corporation according to the following sub-schedule ..... 34,000,000 ..... (re. $725,000)

sub-schedule

For the Delphi Harrison thermal systems project 4,000,000
For the American axle project 1,000,000
For the Delphi Automotive, Rochester New York operations 725,000
For additional projects relating to the strategic training alliance program 28,275,000
Total of sub-schedule 34,000,000

Special Revenue Funds - Federal
Federal Workforce Investment Act Fund
Federal Emergency Employment Act Account

By chapter 53, section 1, of the laws of 2011:
For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, suballocations to state departments and agencies and a

portion may be transferred to state operations, according to the following:

For services and expenses of statewide activities, including but not limited to state administration and technical assistance to local workforce investment areas, pursuant to an expenditure plan approved by the director of the budget. Of the moneys appropriated herein for statewide activities, the state workforce investment board shall assist the governor in developing programs and identifying activities to be funded through the statewide reserve pursuant to section 134 of the federal workforce investment act, PL 105-220, and the commissioner of labor shall periodically report to the state workforce investment board on such programs and activities which shall be developed giving consideration to the strategic training alliance program and other existing programs.

Of the amount appropriated herein, subject to the approval of the director of the budget, up to $1,500,000 may be made available through transfer or suballocation to the office of children and family services, in accordance with a memorandum of understanding with the office of children and family services, to award to selected county youth bureaus for eligible workforce development programs including activities for at-risk youth.

Statewide employment and training activities may include one-to-one business advisement and training for qualified enrollees of the self-employment assistance program which may be operated by the state's small business development centers or the entrepreneurial assistance program ... 5,064,000 ..... (re. $3,545,000)

For services and expenses of adult, youth and dislocated worker employment and training local workforce investment area programs and statewide rapid response activities ..... 152,375,000 ..... (re. $76,188,000)

For services and expenses of miscellaneous workforce investment act, public law 105-220 national reserve grants and other federal employment and training grants and federally administered programs ... 20,000,000 ..... (re. $14,000,000)

By chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, suballocations to state departments and agencies and a portion may be transferred to state operations, according to the following:

For services and expenses of miscellaneous workforce investment act, public law 105-220 national reserve grants and other federal employment and training grants and federally administered programs ..... 39,500,000 ..... (re. $5,000,000)

The appropriation made by chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011, is amended by a transfer from state operations and is reappropriated to read:

DEPARTMENT OF LABOR

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, suballocations to state departments and agencies and a portion may be transferred to state operations, according to the following:

For services and expenses of statewide activities, including but not limited to state administration and technical assistance to local workforce investment areas, pursuant to an expenditure plan approved by the director of the budget. Of the moneys appropriated herein for statewide activities, the state workforce investment board shall assist the governor in developing programs and identifying activities to be funded through the statewide reserve pursuant to section 134 of the federal workforce investment act, PL 105-220, and the commissioner of labor shall periodically report to the state workforce investment board on such programs and activities which shall be developed giving consideration to the strategic training alliance program and other existing programs.

Of the amount appropriated herein, subject to the approval of the director of the budget, up to $1,500,000 may be made available through transfer or suballocation to the office of children and family services, in accordance with a memorandum of understanding with the office of children and family services, to award to selected county youth bureaus for eligible workforce development programs including activities for at-risk youth.

Statewide employment and training activities may include one-to-one business advisement and training for qualified enrollees of the self-employment assistance program which may be operated by the state's small business development centers or the entrepreneurial assistance program ... [2,000,000] 6,496,000 ..... (re. $6,496,000)

The appropriation made by chapter 53, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011, is hereby amended by transferring $9,797,000 to state operations:

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, suballocations to state departments and agencies and a portion may be transferred to state operations, according to the following:

For services and expenses of adult, youth and dislocated worker employment and training local workforce investment area programs and statewide rapid response activities ..... [175,027,000] 165,230,000 ..... (re. $11,229,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units,

community-based organizations, non-profit and for profit organizations, and suballocations to state departments and agencies and a portion may be transferred to state operations, according to the following:

For services and expenses of statewide activities, including but not limited to state administration and technical assistance to local workforce investment areas pursuant to an expenditure plan approved by the director of the budget. Of the moneys appropriated herein for statewide activities, the state workforce investment board shall assist the governor in developing programs and identifying activities to be funded through the statewide reserve pursuant to section 134 of the federal workforce investment act, PL 105-220, and the commissioner of labor shall periodically report to the state workforce investment board on such programs and activities which shall be developed giving consideration to the strategic training alliance program and other existing programs.

Of the amount appropriated herein, subject to the approval of the director of the budget, up to $1,500,000 may be made available through transfer or suballocation to the office of children and family services, in accordance with a memorandum of understanding with the office of children and family services, to award to selected county youth bureaus for eligible workforce development programs including activities for at-risk youth.

Statewide employment and training activities may include one-to-one business advisement and training for qualified enrollees of the self-employment assistance program which may be operated by the state's small business development centers or the entrepreneurial assistance program ... 1,400,000 ..... (re. 1,000,000)

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, suballocations to state departments and agencies and a portion may be transferred to state operations, according to the following:

For services and expenses of adult, youth and dislocated worker employment and training local workforce investment area programs and statewide rapid response activities .....
162,560,000 ..... (re. $359,000)

The appropriation made by chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011, is hereby amended by transferring $975,000 to state operations:

For the administration and operation of employment and training programs as funded by grants under the workforce investment act, public law 105-220, including grants to other governmental units, community-based organizations, non-profit and for profit organizations, and suballocations to state departments and agencies and a portion may be transferred to state operations, according to the following:

For services and expenses of miscellaneous workforce investment act, public law 105-220 national reserve grants and other federal employ-

ment and training grants and federally administered programs .....
[39,975,000] 39,000,000 ..... (re. $1,000,000)

By chapter 53, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2010:
For services and expenses of administering federal programs under the American Recovery and Reinvestment Act of 2009 including but not limited to funding for services and expenses of miscellaneous workforce investment act, public law 105-220 national reserve grants and other federal employment and training grants and federally administered programs, including WIA National Activities. A portion of this appropriation may be transferred to state operations. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in the American Recovery and Reinvestment Act of 2009 ... 40,000,000 ..... (re. $2,434,000)

UNEMPLOYMENT INSURANCE BENEFIT PROGRAM

Special Revenue Funds - Federal
Unemployment Insurance Occupational Training Fund
Unemployment Insurance Occupational Training Account

The appropriation made by chapter 50, section 1, of the laws of 2011, to state operations is hereby transferred, amended, and reappropriated to aid to localities:
For the payment of expenses and allowances to authorized enrollees under approved employment and training programs.
[Nonpersonal service] ... 21,500,000 ..... (re. $21,500,000)

Enterprise Funds
Unemployment Insurance Benefit Fund
Unemployment Insurance Benefit Account

The appropriation made by chapter 50, section 1, of the laws of 2011, to state operations is hereby transferred, amended, and reappropriated to aid to localities:
For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program.
[Contractual services] ... 5,000,000,000 ..... (re. $2,100,000,000)
For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program including any funds that are made available to this state under the American Recovery and Reinvestment Act of 2009, including but not limited to funding for the extension of the emergency unemployment compensation program, also referred to as EUC 08, and the federal additional compensation program. Funds appropriated herein shall be subject to all applicable reporting and accountability requirements contained in the American Recovery and Reinvestment Act of 2009. Up to 20% of the amount appropriated herein may be interchanged with any other American Recovery and Reinvestment Act of 2009 unemployment insur-

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ance benefit appropriation subject to the approval of the director of the budget.
[Contractual services] ... 2,500,000,000 ..... (re. $550,000,000)
For payment of unemployment insurance benefits pursuant to article 18 of the labor law or as authorized by the federal government through the disaster unemployment assistance program, the emergency unemployment compensation program, the extended benefit program, the federal additional compensation program or any other federally funded unemployment benefit program.
[Contractual services] ... 750,000,000 ..... (re. $750,000,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	36,878,000	0
Special Revenue Funds - Federal	135,000,000	176,017,000
Special Revenue Funds - Other	285,618,000	0
All Funds	457,496,000	176,017,000

SCHEDULE

COMMUNITY TREATMENT SERVICES PROGRAM 378,493,000

General Fund
Local Assistance Account

For payment, net of disallowances, of state financial assistance in accordance with the mental hygiene law related to treatment services.

Notwithstanding any other provisions of law, no payment shall be made from this appropriation until the recipient agency has demonstrated that it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit agencies for expenditures heretofore accrued or hereafter to accrue during local fiscal periods commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013.

The commissioner, pursuant to such contract and/or funding authorization letter, may pay from this appropriation all or a portion of the expenses incurred by such voluntary agencies arising out of loans obtained from the proceeds of bonds and notes issued by the dormitory authority of the state of New York or another authorized entity approved by the division of the budget. Such expenses may include, but shall not be limited to, amounts relating

to principal and interest and any other fees and charges arising from such loans.

Notwithstanding any other provision of law, subject to the approval of the director of the budget, a portion of the money appropriated herein may be made available for obligations and payments heretofore or hereafter accrued by the department of health for community alcoholism, chemical dependence, and substance abuse treatment services, including the state share of medical assistance payments.

Notwithstanding any inconsistent provision of law, a portion of the money appropriated herein may be made available for transfer to the department of health for the state share of disproportionate share payments to voluntary nonprofit general hospitals pursuant to chapter 119 of the laws of 1997, as amended.

Payment limitations set forth in paragraph 2 of subdivision 6 of section 1 of chapter 119 of the laws of 1997 as amended by section 1 of part S2 of chapter 62 of the laws of 2003 related to costs incurred by general hospitals in providing services to uninsured patients and patients eligible for medical assistance pursuant to title 11 of article 5 of the social services law, for state fiscal year 2012-13, shall be based initially on reported reconciled data from 2009-10, and further reconciled to actual reported data from such payment year.

Notwithstanding any inconsistent provisions of law, moneys from this appropriation may be used for expenses of localities, nonprofit and for-profit agencies that may arise from the assumption of operational responsibilities for programs when operating certificates for such programs cease to be in effect and/or programs are placed into receivership pursuant to section 19.41 of the mental hygiene law.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31,

2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

No expenditure shall be made for such program until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comptroller and chairs of the senate finance committee and the assembly ways and means committee.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

The state comptroller is hereby authorized to receive funds from the office of alcoholism and substance abuse services that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years and is authorized to refund such moneys to the credit of the local assistance account of the general fund for the purpose of reimbursing the 2012-13 appropriation.

Funds appropriated herein shall be available in accordance with the following:

For services and expenses related to the

administration of chemical dependency services by local governmental units 4,198,000

For the state share of medical assistance payments for outpatient services and the state share of disproportionate share payments 32,680,000

Program account subtotal 36,878,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
SAPT Block Grant Account

For services and expenses related to prevention, intervention, and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.

Notwithstanding any inconsistent provision of law, $5,000,000 of the funds hereby appropriated may, subject to the approval of the director of the budget, be used for services and expenses associated with federal grant awards yet to be allocated by the federal department of health and human services.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services

shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.

Funds appropriated herein shall be available in accordance with the following:

For services and expenses related to problem gambling and chemical dependence outpatient services	17,900,000
For services and expenses related to residential services	61,200,000
For services and expenses related to crisis services	7,900,000
Program account subtotal	87,000,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Shelter Plus Care Account

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services and/or any other federal fund in which federal homeless grants are actually received.

Notwithstanding any inconsistent provision of law, $5,000,000 of the funds hereby appropriated may, subject to the approval of the director of the budget, be used for federal grant awards yet to be allocated. Appropriation authority contained herein may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services.

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES 2012-13

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement 19,000,000

Program account subtotal 19,000,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Mental Hygiene Program Fund Account

For payment, net of disallowances, of state financial assistance in accordance with the mental hygiene law related to treatment services.
Notwithstanding any other provisions of law, no payment shall be made from this appropriation until the recipient agency has demonstrated that it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit agencies for expenditures heretofore accrued or hereafter to accrue during local fiscal periods commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013.
The commissioner, pursuant to such contract and/or funding authorization letter, may pay from this appropriation all or a portion of the expenses incurred by such voluntary agencies arising out of loans obtained from the proceeds of bonds and notes issued by the dormitory authority of the state of New York or another authorized entity approved by the division of the budget. Such expenses may include, but shall not be limited to, amounts relating

to principal and interest and any other fees and charges arising from such loans.

Notwithstanding any inconsistent provisions of law, moneys from this appropriation may be used for expenses of localities, nonprofit and for-profit agencies that may arise from the assumption of operational responsibilities for programs when operating certificates for such programs cease to be in effect and/or programs are placed into receivership pursuant to section 19.41 of the mental hygiene law.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

No expenditure shall be made for such program until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comptroller and chairs of the senate finance committee and the assembly ways and means committee.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services, with the approval of the director of the budget who shall file such approval with the depart-

ment of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any other provision of law, the department of motor vehicles is hereby authorized to transfer the alcohol and drug rehabilitation program established pursuant to section 1196 of the vehicle and traffic law to the office of alcoholism and substance abuse services; provided, however, that oversight and responsibility for the operation of such program shall be assumed by the office and any regulations necessary for the continued operation and oversight of the program shall be promulgated by the commissioner of the office of alcoholism and substance abuse services in consultation with the commissioner of the department of motor vehicles.

Notwithstanding any other provision of law, up to $3,375,000 of the funds hereby appropriated may, subject to the approval of the director of the budget, be available for services and expenses for supportive housing for chronically homeless families, or families at serious risk of becoming chronically homeless, in which the head of the household suffers from a substance abuse disorder, a disabling medical condition, or HIV/AIDS provided under the joint project between the state and the city of New York, known as the New York New York III supportive housing agreement.

The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

The state comptroller is hereby authorized to receive funds from the office of alcoholism and substance abuse services that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years and is authorized to refund such moneys to the credit of this

fund for the purpose of reimbursing the 2012-13 appropriation.

Funds appropriated herein shall be available in accordance with the following:

For services and expenses related to inpatient rehabilitation services 189,000

For services and expenses related to residential services 87,534,000

For services and expenses related to crisis services 14,184,000

For services and expenses related to problem gambling and chemical dependence outpatient services 104,394,000

For expenses related to debt service payments for capital projects funded by the proceeds of bonds and notes issued by the dormitory authority of the state of New York 29,314,000

Program account subtotal 235,615,000

PREVENTION AND PROGRAM SUPPORT 79,003,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
SAPT Block Grant Account

For services and expenses related to prevention, intervention and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any

appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures 29,000,000

Program account subtotal 29,000,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Mental Hygiene Program Fund Account

For payment, net of disallowances, of state financial assistance in accordance with the mental hygiene law related to problem gambling and chemical dependency school and community-based prevention, education, and recovery programs, and program support.

Notwithstanding any other provisions of law, no payment shall be made from this appropriation until the recipient agency has demonstrated it has applied for and received, or received formal notification of refusal of, all forms of third-party reimbursement, including federal aid and patient fees. The moneys hereby appropriated are available to reimburse or advance to localities and voluntary nonprofit agencies for expenditures heretofore accrued or hereafter to accrue during local fiscal periods commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013.

No expenditure shall be made for such program until a certificate of allocation has been approved by the director of the

budget and copies thereof filed with the state comptroller and chairs of the senate finance committee and the assembly ways and means committee.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services, with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee. The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

The state comptroller is hereby authorized to receive funds from the office of alcoholism and substance abuse services that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years and is authorized to refund such moneys to the credit of this fund for the purpose of reimbursing the 2012-13 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services for problem gambling and chemical dependency prevention and treatment services, without

	any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures	42,553,000
	For services and expenses of chemical dependence treatment and prevention services programs including services and expenses related to staff training, evaluation, and workforce development activities	7,413,000
	For services and expenses related to prevention efforts targeted at youth	37,000
	Program account subtotal	50,003,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

COMMUNITY TREATMENT SERVICES PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
SAPT Block Grant Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to prevention, intervention, and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant.
Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 111 of the laws of 2010, for the period commencing on April 1, 2011 and ending March 31, 2012 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.
Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.
Notwithstanding any inconsistent provision of law, $5,000,000 of the funds hereby appropriated may, subject to the approval of the director of the budget, be used for services and expenses associated with federal grant awards yet to be allocated by the federal department of health and human services.
Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2011 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures.
Funds appropriated herein shall be available in accordance with the following:
For services and expenses related to problem gambling and chemical dependence outpatient services ... 17,900,000 .... (re. $17,900,000)
For services and expenses related to residential services ..... 61,200,000 ..... (re. $61,200,000)
For services and expenses related to crisis services ..... 7,900,000 ..... (re. $7,900,000)

By chapter 110, section 17, of the laws of 2010:
For services and expenses of prevention, intervention, and treatment programs provided by the SAPT block grants.
Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2

of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2010 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 82,000,000 ..... (re. $253,000)

For services and expenses associated with federal grant awards yet to be allocated by the federal department of health and human services. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services ..... 5,000,000 ..... (re. $5,000,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Shelter Plus Care Account

By chapter 53, section 1, of the laws of 2011:

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services and/or any other federal fund in which federal homeless grants are actually received.

Notwithstanding any inconsistent provision of law, $5,000,000 of the funds hereby appropriated may, subject to the approval of the director of the budget, be used for federal grant awards yet to be allocated. Appropriation authority contained herein may be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 111 of the laws of 2010, for the period commencing on April 1, 2011 and ending March 31, 2012 the commis-

sioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement ... 19,000,000 ..... (re. $19,000,000)

By chapter 110, section 17, of the laws of 2010:

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services and/or any other federal fund in which federal homeless grants are actually received. Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2010 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement ..... 14,000,000 ..... (re. $12,053,000)

For services and expenses associated with federal grant awards yet to be allocated. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services ... 5,000,000 ..... (re. $5,000,000)

By chapter 54, section 1, of the laws of 2009:

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services and/or any other federal fund in which federal homeless grants are actually received ... 11,000,000 ..... (re. $2,946,000)

For services and expenses associated with federal grant awards yet to be allocated. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services ... 5,000,000 ..... (re. $5,000,000)

By chapter 54, section 1, of the laws of 2008:

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the

budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund in which federal homeless grants are actually received ... 11,000,000 ..... (re. $1,633,000)

For services and expenses associated with federal grant awards yet to be allocated. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to state operations and/or any appropriation of the office of alcoholism and substance abuse services ... 5,000,000 ..... (re. $2,500,000)

By chapter 54, section 1, of the laws of 2007:

For services and expenses related to homeless grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless grants. The director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund in which federal homeless grants are actually received.

For grants beginning prior to April 1, 2007 .....
11,000,000 ..... (re. $6,000,000)

PREVENTION AND PROGRAM SUPPORT

Special Revenue Funds - Federal
Federal Health and Human Services Fund
SAPT Block Grant Account

By chapter 53, section 1, of the laws of 2011:

For services and expenses related to prevention, intervention and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 111 of the laws of 2010, for the period commencing on April 1, 2011 and ending March 31, 2012 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2011 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject

to competitive bidding, a request for proposal process or other administrative procedures ... 29,000,000 ..... (re. $29,000,000)

By chapter 110, section 17, of the laws of 2010:

For services and expenses related to prevention, intervention and treatment programs provided by the substance abuse prevention and treatment (SAPT) block grant.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 2 of part I of chapter 58 of the laws of 2008 and part L of chapter 58 of the laws of 2009, for the period commencing on April 1, 2010 and ending March 31, 2011 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, a portion of the funds hereby appropriated may, subject to the approval of the director of the budget, be transferred to state operations and/or any appropriation of the office of alcoholism and substance abuse services consistent with the terms and conditions of the SAPT block grant award.

Notwithstanding any provision of law to the contrary, the commissioner of the office of alcoholism and substance abuse services shall be authorized to continue contracts which were executed on or before March 31, 2010 with entities providing services for problem gambling and chemical dependency prevention, treatment and recovery services, without any additional requirements that such contracts be subject to competitive bidding, a request for proposal process or other administrative procedures ... 29,000,000 ..... (re. $632,000)

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	420,982,000	0
Special Revenue Funds - Federal	51,414,000	39,763,000
Special Revenue Funds - Other	826,038,000	0
All Funds	1,298,434,000	39,763,000

SCHEDULE

ADULT SERVICES PROGRAM 1,047,822,000

General Fund
Local Assistance Account

For services and expenses of various adult community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for

proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the local assistance account of the general fund for the purpose of reimbursing the 2012-13 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2012 through March 31, 2013, the commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health and with the approval of the division of budget, shall have continuing responsibility to administer and manage behavioral health services in accordance with the provisions of subdivisions 1, 2 and 3 of section 365-m of the social

services law through jointly designated regional behavioral health organizations which provide administrative and management services for the purposes of concurrent review and coordinating the provision of behavioral health services, and integrating behavioral health services with other services available under the medical assistance program, for recipients of medical assistance who are not enrolled in managed care, and for approval, coordination, and integration of behavioral health services that are not provided through managed care programs under the medical assistance program for individuals regardless of whether or not such individuals are enrolled in managed care programs. Such regional behavioral health organizations shall also be responsible for safeguarding against unnecessary utilization of such care and services and assuring that payments are consistent with the efficient and economical delivery of quality care.

In exercising this responsibility, the commissioners of the office of mental health and the office of alcoholism and substance abuse services have continuing authority to contract, after consultation with the commissioner of health, with regional behavioral health organizations or other entities. Such contracts may include responsibility for: concurrent review for behavioral health care and services, consistent with criteria established or approved by the commissioners of mental health and alcoholism and substance abuse services, and authorization of appropriate care and services based on documented patient medical need.

The commissioners of the office of mental health, the office of alcoholism and substance abuse services and the department of health, shall have the responsibility for jointly designating on a regional basis, after consultation with the city of New York's local government unit, as such term is defined in the mental hygiene law, and its local social services district, and with the prior

consultation of other affected counties, a limited number of specialized managed care plans, special need managed care plans, and/or integrated physical and behavioral health provider systems capable of managing the behavioral and physical health needs of medical assistance enrollees with significant behavioral health needs. Initial designations of such plans or provider systems should be made no later than April 1, 2013, provided, however, such designations shall be contingent upon a determination by such state commissioners that the entities to be designated have the capacity and financial ability to provide services in such plans or provider systems, and that the region has a sufficient population and service base to support such plans and systems.

Notwithstanding any inconsistent provision of sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law to the contrary, the designations of such plans, providers or provider systems, and any resulting contracts with such plans, providers or provider systems are to be authorized by the state commissioners without a competitive bid or request for proposal process; provided, however, that the office of mental health and the office of alcoholism and substance abuse services shall post on their websites, for a period of no less than 30 days: a description of the proposed services to be provided pursuant to the contractor contracts; the criteria for selection of a contractor or contractors; the period of time during which a prospective contractor may seek selection, which shall be no less than 30 days after such information is first posted on the website; and the manner by which a prospective contractor may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective contractors in timely fashion shall be reviewed by the commissioners of the office of mental health and the office of alcoholism and substance

abuse services. The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with commissioner of health, shall select such contractor or contractors that, in their discretion, are best suited to provide the required services.

Once designated, the commissioner of health shall make arrangements to enroll such enrollees in such plans, providers or provider systems, and to pay such plans or provider systems on a capitated or other basis to manage, coordinate, and pay for behavioral health and physical health medical assistance services for such enrollees.

Oversight of such contracts with such plans, providers or provider systems shall be joint responsibility of the commissioners of mental health and office of alcoholism and substance abuse services, in consultation with the commissioner of health, and for contracts affecting the city of New York, also with the city's local government unit, as such term is defined in the mental hygiene law, and its local social services district.

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee:

For transfer to the department of health to reimburse the department for the state share of medical assistance payments for various mental health services. Notwithstanding any inconsistent provision of law, a portion of the money herein appropriated may be made available for transfer

to the department of health for the state share of disproportionate share payments to voluntary nonprofit general hospitals pursuant to chapter 119 of the laws of 1997 as amended. For the period April 1, 2012 through March 31, 2013, the office of mental health is authorized to recover from community residences and family-based treatment providers licensed by the office of mental health, consistent with contractual obligations of such providers and notwithstanding any other inconsistent provision of law to the contrary, for the period January 1, 2003 through December 31, 2009 and January 1, 2011 through June 30, 2013 for programs located outside of the city of New York and for the period July 1, 2003 through June 30, 2010 and July 1, 2011 through June 30, 2013 for programs located in the city of New York, in an amount equal to 50 percent of the income received by such providers which exceed the fixed amount of annual medicaid revenue limitations, as established by the commissioner of mental health 295,979,000

Program account subtotal 295,979,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

For programs to assist and transition from homelessness (PATH) grants. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the PATH grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the grant ... 5,569,000

For services and expenses related to adult mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be

transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant 17,206,000

For services and expenses associated with federal grant awards yet to be allocated by the federal department of health and human services. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund or program within the office of mental health services for aid to localities, administrative and support services, including fringe benefits, associated with the awarded grant 5,000,000

For services and expenses associated with the federal New York makes work pay grant allocated by the federal department of health and human services. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund or program within the office of mental health services for aid to localities, administrative and support services, including fringe benefits, associated with the awarded grant 9,838,000

Program account subtotal 37,613,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Operating Grants Account

For services and expenses related to homeless and shelter plus care grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless and shelter plus care grants 8,000,000

Program account subtotal 8,000,000

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Medication Reimbursement Account

For services and expenses related to adult mental health services, including assisted outpatient treatment pursuant to article 9 and other provisions of the mental hygiene law 7,580,000

Program account subtotal 7,580,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Mental Hygiene Program Fund Account

The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41, community mental health support and workforce reinvestment services pursuant to chapter 62 of the laws of 2003 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2012 and ending June 30, 2013 and shall be

available for expenditure from July 1, 2012 through September 15, 2013.

Notwithstanding chapter 62 of the laws of 2003, chapter 111 of the laws of 2010, or any provision of law to the contrary, a portion of the appropriations included within this special revenue fund shall be deemed to satisfy the full and complete obligation of the state and the office of mental health community mental health support workforce reinvestment program in fiscal year 2011-12.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures.

Notwithstanding any provision of law to the contrary, the commissioners of department of health, office of mental health, office of alcoholism and substance abuse services, and office for people with developmental disabilities shall have the regulatory flexibility to more efficiently and effectively integrate health and behavioral health services, including the authority to jointly establish operating, reporting, construction requirements, joint survey requirements and procedures, and joint operating standards at locations as may be approved by two or more of the respective commissioners. Such commissioners shall be authorized to waive any regulatory requirements, or to determine that compliance with another commissioner's regulatory requirements shall be deemed to meet the regulatory requirements of his or her agency, as may be necessary or desirable to avoid duplication and/or to permit the integrated delivery of health and behavioral health services in an efficient and effective manner.

No expenditures shall be made for such program prior to the approval of a method-

ology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the mental hygiene program fund account for the purpose of reimbursing the 2012-13 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee:

For services and expenses of various community mental health non-residential programs, pursuant to article 41 of the

mental hygiene law, including but not limited to sections 41.13, 41.18, and 41.47. Notwithstanding any other provision of law to the contrary, up to $7,000,000 of this appropriation may be made available to the Research Foundation for Mental Hygiene, Inc. pursuant to a contract with the office of mental health for two mental health demonstration programs. One program shall be a behavioral health care management program for persons with serious mental illness, and the other program shall be a mental health and health care coordination demonstration program for persons with mental illness who are discharged from impacted adult homes in the city of New York. An amount from this appropriation when combined with the appropriation for the miscellaneous special revenue fund medication reimbursement account shall provide up to $15,000,000 for grants to the counties and city of New York to provide medication, and other services necessary to prescribe and administer medication pursuant to a plan approved by the commissioner of mental health, as authorized under chapter 408 of the laws of 1999 as amended 293,188,000

For services and expenses associated with the provision of education, assessments, training, in-reach, care coordination, supported housing and the services needed by mentally ill residents of adult homes, which were identified in the 2009 federal district court case Disability Advocates, Inc. v. Paterson provided, however, no funds from this appropriation shall be used to pay for the services of a monitor appointed by such district court 16,800,000

For services and expenses associated with the provision of care coordination, supported housing and the services needed by qualified current and future mentally ill residents of nursing homes to implement settlement of 2011 federal litigation Joseph S. v. Hogan 10,000,000

For services and expenses of various community mental health emergency programs including comprehensive psychiatric emergency programs pursuant to section 41.51

of the mental hygiene law which shall be authorized until June 30, 2013 6,823,000

For services and expenses of various community mental health residential programs, including but not limited to community residences pursuant to sections 41.44 and 41.38 of the mental hygiene law. Notwithstanding the provisions of section 31.03 of the mental hygiene law and any other inconsistent provision of law, moneys appropriated for family care shall be available for, but not limited to, the purchase of substitute caretakers up to a maximum of 14 days and payments limited to $686 per year based upon financial need for the personal needs of each client residing in the family care home 371,839,000

Program account subtotal 698,650,000

CHILDREN AND YOUTH SERVICES PROGRAM 250,612,000

General Fund
Local Assistance Account

For services and expenses of various children and families community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services.

This appropriation anticipates the transfer of funds from the state education department to the office of mental health of tuition funds advanced in previous years and reimbursed by the child's school district of origin to the state of New York pursuant to chapter 810 of the laws of 1986 and applicable provisions of the education law.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available

to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the local assistance account of the general fund for the purpose of reimbursing the 2012-13 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any

cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of law, rule or regulation to the contrary, for the period April 1, 2012 through March 31, 2013, the commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with the commissioner of health and with the approval of the division of budget, shall have continuing responsibility to administer and manage behavioral health services in accordance with the provisions of subdivisions 1, 2 and 3 of section 365-m of the social services law through jointly designated regional behavioral health organizations which provide administrative and management services for the purposes of concurrent review and coordinating the provision of behavioral health services, and integrating behavioral health services with other services available under the medical assistance program, for recipients of medical assistance who are not enrolled in managed care, and for approval, coordination, and integration of behavioral health services that are not provided through managed care programs under the medical assistance program for individuals regardless of whether or not such individuals are enrolled in managed care programs. Such regional behavioral health organizations shall also be responsible for safeguarding against unnecessary utilization of such care and services and assuring that payments are consistent with the efficient and economical delivery of quality care.

In exercising this responsibility, the commissioners of the office of mental health and the office of alcoholism and substance abuse services have continuing authority to contract, after consultation with the commissioner of health, with regional behavioral health organizations or other entities. Such contracts may include responsibility for: concurrent

review for behavioral health care and services, consistent with criteria established or approved by the commissioners of mental health and alcoholism and substance abuse services, and authorization of appropriate care and services based on documented patient medical need.

The commissioners of the office of mental health, the office of alcoholism and substance abuse services, and the department of health, shall have the responsibility for jointly designating on a regional basis, after consultation with the city of New York's local government unit, as such term is defined in the mental hygiene law, and its local social services district, and with the prior consultation of other affected counties, a limited number of specialized managed care plans, special need managed care plans, and/or integrated physical and behavioral health provider systems capable of managing the behavioral and physical health needs of medical assistance enrollees with significant behavioral health needs. Initial designations of such plans or provider systems should be made no later than April 1, 2013, provided, however, such designations shall be contingent upon a determination by such state commissioners that the entities to be designated have the capacity and financial ability to provide services in such plans or provider systems, and that the region has a sufficient population and service base to support such plans and systems.

Notwithstanding any inconsistent provision of sections 112 and 163 of the state finance law, or section 142 of the economic development law, or any other law to the contrary, the designations of such plans, providers or provider systems, and any resulting contracts with such plans, providers or provider systems are to be authorized by the state commissioners without a competitive bid or request for proposal process; provided, however, that the office of mental health and the office of alcoholism and substance abuse services shall post on their websites, for a period

of no less than 30 days: a description of the proposed services to be provided pursuant to the contractor contracts; the criteria for selection of a contractor or contractors; the period of time during which a prospective contractor may seek selection, which shall be no less than 30 days after such information is first posted on the website; and the manner by which a prospective contractor may seek such selection, which may include submission by electronic means. All reasonable and responsive submissions that are received from prospective contractors in timely fashion shall be reviewed by the commissioners of the office of mental health and the office of alcoholism and substance abuse services. The commissioners of the office of mental health and the office of alcoholism and substance abuse services, in consultation with commissioner of health, shall select such contractor or contractors that, in their discretion, are best suited to provide the required services.

Once designated, the commissioner of health shall make arrangements to enroll such enrollees in such plans, providers or provider systems, and to pay such plans or provider systems on a capitated or other basis to manage, coordinate, and pay for behavioral health and physical health medical assistance services for such enrollees.

Oversight of such contracts with such plans, providers or provider systems shall be joint responsibility of the commissioners of mental health and office of alcoholism and substance abuse services, in consultation with the commissioner of health, and for contracts affecting the city of New York, also with the city's local government unit, as such term is defined in the mental hygiene law, and its local social services district.

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the

office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee:

For transfer to the department of health to reimburse the department for the state share of medical assistance payments for various mental health services. Notwithstanding any inconsistent provision of law, a portion of the money herein appropriated may be made available for transfer to the department of health for the state share of disproportionate share payments to voluntary nonprofit general hospitals pursuant to chapter 119 of the laws of 1997 as amended. Notwithstanding any provision of law to the contrary, the state comptroller is hereby authorized to refund moneys from the department of health to the office of mental health, consisting of medicaid reimbursement for expenses previously incurred by the office of mental health in prior fiscal years to fund services provided by residential treatment facilities for children and youth. Such funds shall be credited to the local assistance account of the general fund for the purpose of reimbursing the

2012-13 appropriation 125,003,000

Program account subtotal 125,003,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

For services and expenses related to children's mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be

transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant 5,801,000

Program account subtotal 5,801,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Mental Hygiene Program Fund Account

The state comptroller is hereby authorized and directed to loan money in accordance with the provisions set forth in subdivision 5 of section 4 of the state finance law to the mental hygiene program fund account.

For services and expenses of various children and families community mental health services, including transfer to the department of health to reimburse the department for the state share of medical assistance for various community mental health services. This appropriation anticipates the transfer of funds from the state education department to the office of mental health of tuition funds advanced in previous years and reimbursed by the child's school district of origin to the state of New York pursuant to chapter 810 of the laws of 1986 and applicable provisions of the education law.

For payment of state financial assistance, net of disallowances, for community mental health programs pursuant to article 41 and other provisions of the mental hygiene law. The moneys hereby appropriated for allocation to local governments and voluntary agencies for services are available to reimburse or advance funds to local governments and voluntary agencies for expenditures made or to be made during local program years commencing January 1, 2012 or July 1, 2012 and for advances for the period beginning January 1, 2013 for local governments and voluntary agencies with program years beginning January 1.

Notwithstanding any other provision of law, and except for transfers to the department of health to reimburse the department for the state share of medical assistance payments and as modified below, this appropriation shall be available for obligations for the period commencing July 1, 2012 and ending June 30, 2013 and shall be available for expenditure from July 1, 2012 through September 15, 2013.

Notwithstanding any provision of law to the contrary, the commissioner of the office of mental health shall be authorized to continue contracts which were executed on or before March 31, 2012 with entities providing services to persons with mental illness, without any additional requirements that such contracts be subject to competitive bidding, a request for proposals process or other administrative procedures.

No expenditures shall be made for such program prior to the approval of a methodology for allocation in accordance with a plan approved by the commissioner and the director of the budget with copies to be filed with the chairpersons of the senate finance committee and assembly ways and means committee. Furthermore, no expenditure shall be made until a certificate of allocation has been approved by the director of the budget with copies to be filed with the chairpersons of the senate finance committee and the assembly ways and means committee. The state comptroller is hereby authorized to receive funds from the office of mental health that were returned from providers in the current fiscal year in respect of a settlement of local assistance funds from prior fiscal years, and is authorized to refund such moneys to the credit of the mental hygiene program fund account for the purpose of reimbursing the 2012-13 appropriation.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31,

2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any provision of law to the contrary, the commissioners of department of health, office of mental health, office of alcoholism and substance abuse services, and office for people with developmental disabilities shall have the regulatory flexibility to more efficiently and effectively integrate health and behavioral health services, including the authority to jointly establish operating, reporting, construction requirements, joint survey requirements and procedures, and joint operating standards at locations as may be approved by two or more of the respective commissioners. Such commissioners shall be authorized to waive any regulatory requirements, or to determine that compliance with another commissioner's regulatory requirements shall be deemed to meet the regulatory requirements of his or her agency, as may be necessary or desirable to avoid duplication and/or to permit the integrated delivery of health and behavioral health services in an efficient and effective manner.

Notwithstanding any other provision of law to the contrary, any of the amounts appropriated herein may be increased or decreased by interchange or transfer without limit, with any appropriation of the office of mental health or by transfer or suballocation to any department, agency or public authority for expenditures incurred in the operation of such programs with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee:

For services and expenses of various community mental health non-residential programs, pursuant to article 41 of the mental hygiene law, including but not limited to sections 41.13 and 41.18 92,883,000

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES 2012-13

For services and expenses of various community mental health emergency programs	.....	24,583,000
For services and expenses of various community mental health residential programs, including but not limited to community residences pursuant to sections 41.44 and 41.38 of the mental hygiene law	.....	2,342,000
Program account subtotal	.....	119,808,000

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ADULT SERVICES PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

By chapter 53, section 1, of the laws of 2011:
For programs to assist and transition from homelessness (PATH) grants. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the PATH grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the grant ..... 5,569,000 ..... (re. $4,700,000)
For services and expenses related to adult mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant ... 17,206,000 ..... (re. $11,414,000)

By chapter 54, section 1, of the laws of 2010:
For programs to assist and transition from homelessness (PATH) grants. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the PATH grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the grant ..... 4,800,000 ..... (re. $1,398,000)
For services and expenses associated with federal grant awards yet to be allocated by the federal department of health and human services. Notwithstanding any inconsistent provision of law, the director of the budget is hereby authorized to transfer appropriation authority contained herein to any other federal fund or program within the office of mental health services for aid to localities, administrative and support services, including fringe benefits, associated with the awarded grant ... 5,000,000 ..... (re. $5,000,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Operating Grants Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to homeless and shelter plus care grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless and shelter plus care grants ... 8,000,000 ..... (re. $7,983,000)

DEPARTMENT OF MENTAL HEALTH

OFFICE OF MENTAL HEALTH

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 54, section 1, of the laws of 2010:
For services and expenses related to homeless and shelter plus care grants. Subject to a plan approved by the director of the budget, the amount appropriated herein may be made available to other state agencies for services and expenses related to federal homeless and shelter plus care grants ... 8,000,000 ..... (re. $5,640,000)

CHILDREN AND YOUTH SERVICES PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to children's mental health services funded by the community mental health services block grant. Notwithstanding any inconsistent provision of law, a portion of this appropriation, consistent with the terms and conditions of the block grant, may be transferred to other programs within the office of mental health for aid to localities, administrative and support services, including fringe benefits, associated with the federal block grant ... 5,801,000 ..... (re. $3,628,000)

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	1,662,830,000	0
Special Revenue Funds - Other	816,011,000	162,500,000
All Funds	2,478,841,000	162,500,000

SCHEDULE

COMMUNITY SERVICES PROGRAM 2,478,841,000

General Fund
Local Assistance Account

For services and expenses of the community services program, net of disallowances, for community programs for people with developmental disabilities pursuant to article 41 of the mental hygiene law, and/or chapter 620 of the laws of 1974, chapter 660 of the laws of 1977, chapter 412 of the laws of 1981, chapter 27 of the laws of 1987, chapter 729 of the laws of 1989, chapter 329 of the laws of 1993 and other provisions of the mental hygiene law. Notwithstanding any inconsistent provision of law, the following appropriation shall be net of refunds, rebates, reimbursements, and credits.

Notwithstanding any inconsistent provision of law, the director of the budget is authorized to make suballocations from this appropriation to the department of health medical assistance program.

Notwithstanding any other provision of law, advances and reimbursement made pursuant to subdivision (d) of section 41.15 and section 41.18 of the mental hygiene law shall be allocated pursuant to a plan and in a manner prescribed by the agency head and approved by the director of the budget. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comptroller, and the chairs of the senate

finance and assembly ways and means committees. The moneys hereby appropriated are available to reimburse or advance localities and voluntary non-profit agencies for expenditures made during local fiscal periods commencing January 1, 2012, April 1, 2012 or July 1, 2012, and for advances for the 3 month period beginning January 1, 2013.

Notwithstanding the provisions of article 41 of the mental hygiene law or any other inconsistent provision of law, rule or regulation, the commissioner, pursuant to such contract and in the manner provided therein, may pay all or a portion of the expenses incurred by such voluntary agencies arising out of loans which are funded from the proceeds of bonds and notes issued by the dormitory authority of the state of New York.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office for people with developmental disabilities with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of law, moneys from this appropriation may be used for state aid of up to 100 percent of the net deficit costs of day training programs and family support services.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any inconsistent provision of sections one hundred twelve and one hundred sixty-three of the state finance

law, or section one hundred forty-two of the economic development law, or any other law to the contrary, the commissioner of the office for people with developmental disabilities, pursuant to a pilot program established in accordance with an application made under section 1115 of the social security act, is authorized to enter into a contract or contracts without a competitive bid or request for proposal process with the approval of the director of the budget.

Notwithstanding any inconsistent provision of law, and pursuant to criteria established by the commissioner of the office for people with developmental disabilities and approved by the director of the budget, expenditures may be made from this appropriation for residential facilities which are pending recertification as intermediate care facilities for people with developmental disabilities.

Notwithstanding the provisions of section 41.36 of the mental hygiene law and any other inconsistent provision of law, moneys from this appropriation may be used for payment up to $250 per year per client, at such times and in such manner as determined by the commissioner on the basis of financial need for the personal needs of each client residing in voluntary-operated community residences and voluntary-operated community residential alternatives, including individualized residential alternatives under the home and community based services waiver. The commissioner shall, subject to the approval of the director of the budget, alter existing advance payment schedules for voluntary-operated community residences established pursuant to subdivision (h) of section 41.36 of the mental hygiene law.

Notwithstanding the provisions of section 16.23 of the mental hygiene law and any other inconsistent provision of law, with relation to the operation of certified family care homes, including family care homes sponsored by voluntary not-for-profit agencies, moneys from this appropri-

ation may be used for payments to purchase general services including but not limited to respite providers, up to a maximum of 14 days, at rates to be established by the commissioner and approved by the director of the budget in consideration of factors including, but not limited to, geographic area and number of clients cared for in the home and for payment at the rate of $600 per year on the basis of financial need for the personal needs of each client residing in the family care home.

Notwithstanding the provisions of subdivision 12 of section 8 of the state finance law and any other inconsistent provision of law, moneys from this appropriation may be used for expenses of family care homes including payments to operators of certified family care homes for damages caused by clients to personal and real property in accordance with standards established by the commissioner and approved by the director of the budget.

Notwithstanding any inconsistent provision of law, moneys from this appropriation may be used for appropriate day program services and residential services including, but not limited to, direct housing subsidies to individuals, start-up expenses for family care providers, environmental modifications, adaptive technologies, appraisals, property options, feasibility studies and preoperational expenses.

Notwithstanding any inconsistent provision of law, moneys from this appropriation may be used for the operation of clinics licensed pursuant to article 16 of the mental hygiene law including, but not limited to, supportive and habilitative services consistent with the home and community based services waiver.

Funds appropriated herein shall be available in accordance with the following:

For the state share of medical assistance services expenses incurred by the department of health for the provision of medical assistance services to people with developmental disabilities 1,462,830,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

For the state share of medical assistance services expenses for the provision of medical assistance services to people with developmental disabilities that may be incurred by the department of health during local fiscal periods commencing January 1, 2012, April 1, 2012 or July 1, 2012 200,000,000

Program account subtotal 1,662,830,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Mental Hygiene Program Fund Account

For services and expenses of the community services program, net of disallowances, for community programs for people with developmental disabilities pursuant to article 41 of the mental hygiene law, and/or chapter 620 of the laws of 1974, chapter 660 of the laws of 1977, chapter 412 of the laws of 1981, chapter 27 of the laws of 1987, chapter 729 of the laws of 1989, chapter 329 of the laws of 1993 and other provisions of the mental hygiene law. Notwithstanding any inconsistent provision of law, the following appropriation shall be net of refunds, rebates, reimbursements, and credits.
Notwithstanding any other provision of law, advances and reimbursement made pursuant to subdivision (d) of section 41.15 and section 41.18 of the mental hygiene law shall be allocated pursuant to a plan and in a manner prescribed by the agency head and approved by the director of the budget. No expenditure shall be made until a certificate of allocation has been approved by the director of the budget and copies thereof filed with the state comptroller, and the chairs of the senate finance and assembly ways and means committees. The moneys hereby appropriated are available to reimburse or advance localities and voluntary non-profit agencies for expenditures made during local fiscal periods commencing January 1, 2012, April 1, 2012 or July 1, 2012, and for

advances for the 3 month period beginning January 1, 2013.

Notwithstanding any inconsistent provision of sections one hundred twelve and one hundred sixty-three of the state finance law, or section one hundred forty-two of the economic development law, or any other law to the contrary, the commissioner of the office for people with developmental disabilities, pursuant to a pilot program established in accordance with an application made under section 1115 of the social security act, is authorized to enter into a contract or contracts without a competitive bid or request for proposal process with the approval of the director of the budget.

Notwithstanding the provisions of article 41 of the mental hygiene law or any other inconsistent provision of law, rule or regulation, the commissioner, pursuant to such contract and in the manner provided therein, may pay all or a portion of the expenses incurred by such voluntary agencies arising out of loans which are funded from the proceeds of bonds and notes issued by the dormitory authority of the state of New York.

Notwithstanding any inconsistent provision of law, including section 1 of part C of chapter 57 of the laws of 2006, as amended by section 1 of part F of chapter 59 of the laws of 2011, for the period commencing on April 1, 2012 and ending March 31, 2013 the commissioner shall not apply any cost of living adjustment for the purpose of establishing rates of payments, contracts or any other form of reimbursement.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office for people with developmental disabilities with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES 2012-13

Notwithstanding any inconsistent provision of law, moneys from this appropriation may be used for state aid of up to 100 percent of the net deficit costs of day training programs and family support services.

Notwithstanding the provisions of section 16.23 of the mental hygiene law and any other inconsistent provision of law, with relation to the operation of certified family care homes, including family care homes sponsored by voluntary not-for-profit agencies, moneys from this appropriation may be used for payments to purchase general services including but not limited to respite providers, up to a maximum of 14 days, at rates to be established by the commissioner and approved by the director of the budget in consideration of factors including, but not limited to, geographic area and number of clients cared for in the home and for payment at the rate of $600 per year on the basis of financial need for the personal needs of each client residing in the family care home.

Notwithstanding the provisions of subdivision 12 of section 8 of the state finance law and any other inconsistent provision of law, moneys from this appropriation may be used for expenses of family care homes including payments to operators of certified family care homes for damages caused by clients to personal and real property in accordance with standards established by the commissioner and approved by the director of the budget.

Notwithstanding any inconsistent provision of law, moneys from this appropriation may be used for appropriate day program services and residential services including, but not limited to, direct housing subsidies to individuals, start-up expenses for family care providers, environmental modifications, adaptive technologies, appraisals, property options, feasibility studies and preoperational expenses.

For services and expenses related to the provision of residential services to people with developmental disabilities 204,619,000

For services and expenses related to the

provision of day program services to people with developmental disabilities 105,680,000

For services and expenses related to the provision of family support services to people with developmental disabilities 76,705,000

For services and expenses related to the provision of workshop, day training and employment services to people with developmental disabilities. Notwithstanding any other provision of law, up to $800,000 of this appropriation may be transferred to the New York State Education Departments' Adult Career and Continuing Education Services - Vocational Rehabilitation (ACCES-VR) program to support the Long-Term Sheltered Employment program operated by FEDCAP Rehabilitation Services, Inc. 44,921,000

For other services and expenses provided to people with developmental disabilities including but not limited to hepatitis B, care at home waiver, epilepsy services, Special Olympics New York, Inc. and voluntary fingerprinting 6,178,000

For services and expenses related to the provision of day services to individuals residing in intermediate care facilities 50,000,000

Program account subtotal 488,103,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
OPWDD - Provider of Service Account

For services and expenses related to services for people with developmental disabilities associated with the New York state options for people through services initiative, in accordance with a programmatic and fiscal plan to be approved by the director of the budget.

Notwithstanding any provision of law to the contrary, the director of the budget is authorized to make suballocations from this appropriation to the department of health medical assistance program.

Notwithstanding any provision of law to the contrary, the moneys hereby appropriated, or so much thereof as may be necessary, are to be available for the purposes here-

in specified for obligations heretofore accrued or hereafter to accrue.

Notwithstanding any other provision of law, the money hereby appropriated may be transferred to state operations and/or any appropriation of the office for people with developmental disabilities with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

Notwithstanding any inconsistent provision of sections one hundred twelve and one hundred sixty-three of the state finance law, or section one hundred forty-two of the economic development law, or any other law to the contrary, the commissioner of the office for people with developmental disabilities, pursuant to a pilot program established in accordance with an application made under section 1115 of the social security act, is authorized to enter into a contract or contracts without a competitive bid or request for proposal process with the approval of the director of the budget 327,908,000

Program account subtotal 327,908,000

DEPARTMENT OF MENTAL HYGIENE

OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

COMMUNITY SERVICES PROGRAM

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
OPWDD - Provider of Service Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:

For services and expenses related to services for people with developmental disabilities associated with the New York state options for people through services initiative, in accordance with a programmatic and fiscal plan to be approved by the director of the budget.

Notwithstanding any provision of law to the contrary, the director of the budget is authorized to make suballocations from this appropriation to the department of health medical assistance program.

Notwithstanding any provision of law to the contrary, the moneys hereby appropriated, or so much thereof as may be necessary, are to be available for the purposes herein specified for obligations heretofore accrued or hereafter to accrue.

NOTWITHSTANDING ANY OTHER PROVISION OF LAW, THE MONEY HEREBY APPROPRIATED MAY BE TRANSFERRED TO STATE OPERATIONS AND/OR ANY APPROPRIATION OF THE OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES, WITH THE APPROVAL OF THE DIRECTOR OF THE BUDGET WHO SHALL FILE SUCH APPROVAL WITH THE DEPARTMENT OF AUDIT AND CONTROL AND COPIES THEREOF WITH THE CHAIRMAN OF THE SENATE FINANCE COMMITTEE AND THE CHAIRMAN OF THE ASSEMBLY WAYS AND MEANS COMMITTEE .....
327,463,000 ..... (re. $162,500,000)

METROPOLITAN TRANSPORTATION AUTHORITY

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	2,186,000,000	0
All Funds	2,186,000,000	0

SCHEDULE

DEDICATED MASS TRANSPORTATION TRUST FUND 634,000,000

Special Revenue Funds - Other
Dedicated Mass Transportation Trust Fund
Railroad Account

To the metropolitan transportation authority for deposit in the dedicated tax fund for the expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority, the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements for the period April 1, 2013 to March 31, 2014 provided, however, that such appropriation shall become available only pursuant to subdivision 3 of section 89-c of the state finance law and notwithstanding section 40 of the state finance law shall take effect on April 1, 2013 and shall lapse on March 31, 2014 95,000,000

Program account subtotal 95,000,000

Special Revenue Funds - Other
Dedicated Mass Transportation Trust Fund
Transit Authorities Account

To the metropolitan transportation authority for deposit in the dedicated tax fund for the expenses of the New York city transit authority, the Manhattan and Bronx surface

transit operating authority, and the Staten Island rapid transit operating authority, the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements for the period April 1, 2013 to March 31, 2014 provided, however, that such appropriation shall become available only pursuant to subdivision 3 of section 89-c of the state finance law and notwithstanding section 40 of the state finance law shall take effect on April 1, 2013 and shall lapse on March 31, 2014 539,000,000

Program account subtotal 539,000,000

METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM 1,552,000,000

Special Revenue Funds - Other
Metropolitan Transportation Authority Financial Assistance Fund
Mobility Tax Trust Account

To the metropolitan transportation authority for deposit in the metropolitan transportation authority finance fund pursuant to the provisions of section 92-ff of the state finance law, for the period April 1, 2013 to March 31, 2014 and notwithstanding section 40 of the state finance law shall take effect on April 1, 2013 and shall lapse on March 31, 2014 1,552,000,000

DIVISION OF MILITARY AND NAVAL AFFAIRS

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	900,000	151,000
All Funds	900,000	151,000

SCHEDULE

MILITARY READINESS PROGRAM 900,000

General Fund
Local Assistance Account

For the payment of reimbursements mandated by subdivision 9 of section 210 of the military law. A portion of these funds may be transferred to state operations for administrative expenses 900,000

DIVISION OF MILITARY AND NAVAL AFFAIRS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

MILITARY READINESS PROGRAM

General Fund
Local Assistance Account

By chapter 50, section 1, of the laws of 2010:
For the payment of reimbursements mandated by subdivision 9 of section 210 of the military law. A portion of these funds may be transferred to state operations for administrative expenses .....
650,000 ..... (re. $151,000)

DEPARTMENT OF MOTOR VEHICLES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Federal	20,800,000	49,130,000
All Funds	20,800,000	49,130,000

SCHEDULE

GOVERNOR'S TRAFFIC SAFETY COMMITTEE 20,800,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Highway Safety Section 402 Account

For services and expenses related to local governments' federal highway safety projects pursuant to an allocation plan subject to the approval of the director of the budget 20,800,000

DEPARTMENT OF MOTOR VEHICLES

AID TO LOCALITIES 2012-13

GOVERNOR'S TRAFFIC SAFETY COMMITTEE

Special Revenue Funds - Federal
Federal Operating Grants Fund
Highway Safety Section 402 Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to local governments' federal highway safety projects pursuant to an allocation plan subject to the approval of the director of the budget .....
20,620,000 ..... (re. $20,620,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses related to local governments' federal highway safety projects pursuant to an allocation plan subject to the approval of the director of the budget .....
20,410,000 ..... (re. $18,880,000)

By chapter 55, section 1, of the laws of 2009:
For services and expenses related to local governments' federal highway safety projects pursuant to an allocation plan subject to the approval of the director of the budget .....
19,540,000 ..... (re. $7,600,000)

By chapter 55, section 1, of the laws of 2008:
For services and expenses related to local governments' federal highway safety projects pursuant to an allocation plan subject to the approval of the director of the budget .....
17,264,000 ..... (re. $2,030,000)

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	2,920,000	737,000
Special Revenue Funds - Federal	3,170,000	16,489,100
Special Revenue Funds - Other	5,635,000	4,289,000
All Funds	11,725,000	21,515,100

SCHEDULE

HISTORIC PRESERVATION PROGRAM 170,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Miscellaneous Grants Account

For expenses of acquisition, development and administration of historic properties 170,000

RECREATION SERVICES PROGRAM 11,555,000

General Fund
Local Assistance Account

Notwithstanding any other provisions of law, for the administration of the programs of section 79-b of the navigation law 2,920,000

Program account subtotal 2,920,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Miscellaneous Grants Account

For services and expenses related to grants for recreation services projects including acquisition, research, development, education and rehabilitation of parklands, programs and facilities 3,000,000

Program account subtotal 3,000,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES 2012-13

Snowmobile Trail Development and Management Account

For services and expenses related to snowmobile law enforcement and trail development and maintenance 5,635,000

Program account subtotal 5,635,000

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ADMINISTRATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
Notwithstanding any other provisions of law, for the administration of the programs of section 79-b of the navigation law .....
2,920,000 ..... (re. $737,000)

HISTORIC PRESERVATION PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Miscellaneous Grants Account

By chapter 53, section 1, of the laws of 2011:
For expenses of acquisition, development and administration of historic properties ... 170,000 ..... (re. $100,000)

By chapter 55, section 1, of the laws of 2010:
For expenses of acquisition, development and administration of historic properties ... 120,000 ..... (re. $117,500)

PARK OPERATIONS PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Miscellaneous Grants Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to grants for recreation projects including acquisition, development and rehabilitation of municipal parklands and facilities ... 1,500,000 ..... (re. $1,500,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses related to grants for recreation projects including acquisition, development and rehabilitation of municipal parklands and facilities ... 2,000,000 ..... (re. $2,000,000)

By chapter 55, section 1, of the laws of 2009:
For services and expenses related to grants for recreation projects including acquisition, development and rehabilitation of municipal parklands and facilities ... 2,000,000 ..... (re. $2,000,000)

By chapter 55, section 1, of the laws of 2008:
For services and expenses related to grants for recreation projects including acquisition, development and rehabilitation of municipal parklands and facilities ... 3,000,000 ..... (re. $3,000,000)

By chapter 55, section 1, of the laws of 2007:

OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For services and expenses related to grants for recreation projects including acquisition, development and rehabilitation of municipal parklands and facilities ... 3,500,000 ..... (re. $3,500,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Snowmobile Trail Development and Management Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to snowmobile law enforcement and trail development and maintenance ... 5,635,000 ... (re. $2,254,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses related to snowmobile law enforcement and trail development and maintenance ... 5,635,000 ... (re. $2,035,000)

RECREATION SERVICES PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Miscellaneous Grants Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses related to grants for recreation services projects including acquisition, research, development, education and rehabilitation of parklands, programs and facilities ..... 1,500,000 ..... (re. $1,500,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses related to the national recreation trails act and the boating infrastructure grant program ..... 2,000,000 ..... (re. $2,000,000)

By chapter 55, section 1, of the laws of 2009:
For services and expenses related to the national recreation trails act and the boating infrastructure grant program ..... 2,000,000 ..... (re. $196,100)

By chapter 55, section 1, of the laws of 2008:
For services and expenses related to the national recreation trails act and the boating infrastructure grant program ..... 2,000,000 ..... (re. $193,100)

By chapter 55, section 1, of the laws of 2007:
For services and expenses related to the national recreation trails act and the boating infrastructure grant program ..... 2,000,000 ..... (re. $382,400)

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	685,000	389,000
Special Revenue Funds - Federal	500,000	0
All Funds	1,185,000	389,000

SCHEDULE

ADMINISTRATION PROGRAM 1,185,000

General Fund
Local Assistance Account

For services and expenses of programs that prevent domestic violence, including contracts for the operation of hotlines for victims of domestic violence 515,000

For services and expenses of programs that provide legal services to victims of domestic violence to be distributed pursuant to a competitive process 170,000

Program account subtotal 685,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Miscellaneous Discretionary Account

Funds herein appropriated may be used to disburse federal grants in support of state and local programs to support domestic violence prevention programs. A portion of these funds may be transferred to state operations and may be suballocated to other state agencies 500,000

Program account subtotal 500,000

OFFICE FOR THE PREVENTION OF DOMESTIC VIOLENCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ADMINISTRATION PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of programs that prevent domestic violence, including contracts for the operation of hotlines for victims of domestic violence ... 515,000 ..... (re. $389,000)

DEPARTMENT OF PUBLIC SERVICE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	3,500,000	4,686,000
All Funds	3,500,000	4,686,000

SCHEDULE

REGULATION OF UTILITIES PROGRAM 3,500,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Article VII Intervenor Account

For services and expenses of any municipality or other local parties pursuant to section 122 of the public service law 500,000

Program account subtotal 500,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Article X Intervenor Account

For services and expenses of any municipality or other local parties pursuant to section 164 of the public service law 3,000,000

Program account subtotal 3,000,000

DEPARTMENT OF PUBLIC SERVICE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

REGULATION OF UTILITIES PROGRAM

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Electric Generating Intervenor Account

By chapter 50, section 1, of the laws of 2000:
For services and expenses of any municipality or other local parties pursuant to section 164 of the public service law ..... 4,400,000 ..... (re. $2,186,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
ARTICLE VII Intervenor Account

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
For services and expenses of any municipality or other local parties pursuant to [sections] SECTION 122 [and 164] of the public service law ... 1,500,000 ..... (re. $1,500,000)

The appropriation made by chapter 55, section 1, of the laws of 2010, is hereby amended and reappropriated to read:
For services and expenses of any municipality or other local parties pursuant to [sections] section 122 [and 164] of the public service law ... 1,000,000 ..... (re. $1,000,000)

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	170,000	0
Special Revenue Funds - Other	478,000	0
All Funds	648,000	0

SCHEDULE

COMMUNITY SUPPORT PROGRAMS 648,000

General Fund
Local Assistance Account

Notwithstanding any other provision of law, the money hereby appropriated may be increased or decreased by interchange, with any appropriation of the commission on quality of care and advocacy for persons with disabilities, and may be increased or decreased by transfer or suballocation between these appropriated amounts and appropriations of the office of mental health, office for people with developmental disabilities, and office of alcoholism and substance abuse services with the approval of the director of the budget who shall file such approval with the department of audit and control and copies thereof with the chairman of the senate finance committee and the chairman of the assembly ways and means committee.

For services and expenses related to the adult homes advocacy program 170,000

Program account subtotal 170,000

Special Revenue Funds - Other
HCRA Resources Fund
Adult Home Resident Council Support Project Account

For services and expenses related to the adult homes resident council support project 60,000

COMMISSION ON QUALITY OF CARE AND
ADVOCACY FOR PERSONS WITH DISABILITIES

AID TO LOCALITIES 2012-13

Program account subtotal 60,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Federal Salary Sharing Account

For surrogate decision-making committee program contracts with local service providers 418,000

Program account subtotal 418,000

DEPARTMENT OF STATE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	3,338,000	0
Special Revenue Funds - Federal	61,400,000	110,023,000
Special Revenue Funds - Other	539,000	705,000
All Funds	65,277,000	110,728,000

SCHEDULE

BUSINESS AND LICENSING SERVICES PROGRAM 539,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Business and Licensing Services Account

For payments to provide for the regulation of cemetery corporations and maintenance of abandoned cemetery property and the repair of vandalized gravesites under paragraph (h) of section 1507 and paragraph (c) of section 1508 of the not-for-profit corporation law 539,000

LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM 61,400,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

For allocations from the community services block grant to community action agencies and other eligible entities, including suballocation to other state departments and agencies 59,200,000

Program account subtotal 59,200,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Coastal Zone Management Program Account

For services and expenses of the coastal zone management program 2,200,000

Program account subtotal 2,200,000

OFFICE FOR NEW AMERICANS 3,338,000

General Fund
Local Assistance Account

For services and expenses related to programs which assist non-citizens in their attainment of citizenship. Such services shall include, but not be limited to, case management, English-as-a-second-language, job training and placement assistance, post-employment services necessary to ensure job retention, and services necessary to assist the individual and family members to establish and maintain a permanent residence in New York state 3,338,000

DEPARTMENT OF STATE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

LOCAL GOVERNMENT AND COMMUNITY SERVICES PROGRAM

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal Health and Human Services Account

By chapter 53, section 1, of the laws of 2011:
For allocations from the community services block grant to community action agencies and other eligible entities, including suballocation to other state departments and agencies .....
59,200,000 ..... (re. $59,200,000)

By chapter 55, section 1, of the laws of 2010:
For allocations from the community services block grant to community action agencies and other eligible entities, including suballocation to other state departments and agencies .....
59,200,000 ..... (re. $38,079,000)

By chapter 55, section 1, of the laws of 2009:
For allocations from the community services block grant to community action agencies and other eligible entities, including suballocation to other state departments and agencies .....
59,200,000 ..... (re. $3,038,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Coastal Zone Management Program Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the coastal zone management program .....
2,200,000 ..... (re. $2,200,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses of the coastal zone management program
2,200,000 ..... (re. $2,200,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
Great Lakes Initiative Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the Great Lakes restoration initiative ..
5,306,000 ..... (re. $5,306,000)

Special Revenue Funds - Other
Miscellaneous Special Fund
Legal Services Assistance Account

By chapter 50, section 1, of the laws of 2009, as amended by chapter 55, section 1, of the laws of 2010:
Nothwithstanding any law to the contrary, for payment of grants for the provision of civil legal services. These funds shall not be

available until a plan for their administration has been approved by the director of the budget, which plan provides for the distribution of these funds through existing contracts or through a competitive process. Amounts appropriated herein may be transferred in full to any other state department or agency ... 568,000 .... (re. $235,000)

By chapter 55, section 1, of the laws of 2008:

Notwithstanding any law to the contrary, for payment of grants for the provision of civil legal services. These funds shall not be available until a plan for their administration has been approved by the director of the budget, which plan provides for the distribution of these funds through existing contracts or through a competitive process. Amounts appropriated herein may be transferred in full to any other state department or agency ... 980,000 .... (re. $470,000)

STATE UNIVERSITY OF NEW YORK

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	438,130,400	0
All Funds	438,130,400	0

SCHEDULE

GENERAL FUND

COMMUNITY COLLEGE OPERATING ASSISTANCE 434,210,400

General Fund
Local Assistance Account

Notwithstanding subdivisions 5-a and 15 of section 355 of education law, for state financial assistance, net of disallowances, for operating expenses, including funds required to reimburse base aid costs for the 2011-12 and 2012-13 academic years, pursuant to regulations developed jointly with the city university trustees and approved by the director of the budget, and subject to the availability of appropriations therefor.

Notwithstanding any other law, rule, or regulation to the contrary, full funding for aidable community college enrollment for the college fiscal years 2012-13 and thereafter as provided under this appropriation is determined by the operating aid formulas defined in rules and regulations developed jointly by the boards of trustees of the state and city universities and approved by the director of the budget provided that local sponsors may use funds contained in reserves for excess student revenue for operating support of a community college program even though said expenditures may cause expenses and student revenues to exceed one-third of the college's net operating costs for the college fiscal year 2012-13 provided that such funds do not cause the college's revenues from the local sponsor's contributions in aggregate to be less than the comparable amounts for the previous commu-

nity college fiscal year and further provided that pursuant to standards and regulations of the state university trustees and the city university trustees for the college fiscal year 2012-13, community colleges may increase tuition and fees above that allowable under current education law if such standards and regulations require that in order to exceed the tuition limit otherwise set forth in the education law, local sponsor contributions either in the aggregate or for each full-time equivalent student shall be no less than the comparable amounts for the previous community college fiscal year 417,118,400

For payment of rental aid 11,579,000

For state financial assistance for community college contract courses and workforce development 1,880,000

For state financial assistance to expand high need programs 1,692,000

For services and expenses related to the establishment, renovation, alteration, expansion, improvement or operation of child care centers for the benefit of students at the community college campuses of the state university of New York, provided that matching funds of at least 35 percent from nonstate sources be made available 1,001,000

For state operating assistance to community colleges with low enrollment 940,000

Total for community colleges - all funds 434,210,400

COUNTY COOPERATIVE EXTENSION ASSOCIATION GRANT PROGRAM ADMINISTERED BY CORNELL UNIVERSITY 3,920,000

General Fund
Local Assistance Account

For the support of county cooperative extension associations pursuant to paragraph (d) of subdivision (8) of section 224 of the county law 3,920,000

DEPARTMENT OF TAXATION AND FINANCE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	926,000	0
All Funds	926,000	0

SCHEDULE

OFFICE OF REAL PROPERTY TAX SERVICES PROGRAM 926,000

General Fund
Local Assistance Account

For state financial assistance for improvement of the real property tax administration pursuant to a plan submitted by the department of taxation and finance and approved by the division of the budget. Such financial assistance shall include up to $750,000 pursuant to sections 1537 and 1573 of the real property tax law, provided that the aid authorized by subdivisions one and two of section 1573 of the real property tax law shall only be payable to assessing units conducting a revaluation for the first time in three years or more; and up to $176,000 for reimbursement for assessor training pursuant to sections 318 and 354 of the real property tax law 926,000

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	97,550,900	0
Special Revenue Funds - Federal	53,536,000	162,532,000
Special Revenue Funds - Other	4,331,332,800	23,488,000
All Funds	4,482,419,700	186,020,000

SCHEDULE

DEDICATED MASS TRANSPORTATION TRUST FUND PROGRAM 658,249,000

Special Revenue Funds - Other
Dedicated Mass Transportation Trust Fund
Non-MTA Capital Purpose

Notwithstanding any inconsistent provision of law, the following appropriations are for payment of mass transportation operating assistance for public transportation systems eligible to receive operating assistance under the provisions of section 18-b of the transportation law, provided that payments from this appropriation shall be made pursuant to a financial plan approved by the director of the budget.

To the Capital District transportation authority for the operating expenses thereof 7,028,000

To the Central New York regional transportation authority for the operating expenses thereof 6,210,300

To the Rochester-Genesee regional transportation authority for the operating expenses thereof 6,850,500

To the Niagara Frontier regional transportation authority for the operating expenses thereof 8,935,300

To all other public transportation bus systems serving primarily areas outside of the metropolitan transportation commuter district eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with the service and usage formula to be established by the commissioner of trans-

portation with the approval of the director of the budget 5,724,900

Program account subtotal 34,749,000

Special Revenue Funds - Other
Dedicated Mass Transportation Trust Fund
Transit Authorities Account

To the metropolitan transportation authority for deposit in the metropolitan transportation authority dedicated tax fund for the expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority, the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements.

No expenditure shall be made hereunder until a certificate of approval has been issued by the director of the budget and a copy of such certificate filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee. Moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget in accordance with the following:

To the metropolitan transportation authority for the operating expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority 530,000,000

Program account subtotal 530,000,000

Special Revenue Funds - Other
Dedicated Mass Transportation Trust Fund
Railroad Account

To the metropolitan transportation authority for deposit in the metropolitan transportation authority dedicated tax fund for the expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority, the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of the Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad service regardless of whether the services are provided directly or pursuant to joint service agreements.
No expenditure shall be made hereunder until a certificate of approval has been issued by the director of the budget and a copy of such certificate filed with the state comptroller, the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee. Moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget in accordance with the following:
To the metropolitan transportation authority for the operating expenses of the Long Island rail road company and the Metro-North commuter railroad company which include operating expenses for the New York state portion of Harlem, Hudson, Port Jervis, Pascack, and New Haven commuter railroad services regardless of whether such services are provided directly or pursuant to joint service agreements 93,500,000

Program account subtotal 93,500,000

LOCAL TRANSPORTATION PLANNING STUDIES PROGRAM 19,342,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
FHWA Local Planning Account

For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the

unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal highway administration 14,789,000

Program account subtotal 14,789,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
FTA Local Planning Account

For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal transit administration 4,553,000

Program account subtotal 4,553,000

MASS TRANSPORTATION ASSISTANCE PROGRAM 25,251,000

General Fund
Local Assistance Account

For payment to the metropolitan transportation authority for the costs of the reduced fare for school children program. For the purposes of this appropriation, the reduced fare for school children program for the 2012-13 school year, shall be provided in a manner which shall ensure that the proportional cost to such student shall be no greater than the proportional cost to such student for such fare provided by the transportation pass program for New York City school children during the 2010-11 school year. Provided however, that the program shall maintain the same eligibility criteria and discount structure for students, including the provision of half fare discounts to students, as was provided during the 2010-11 school year. No expenditure shall be made hereunder until a certificate of approval has been issued by the director of the budget and a copy of such certificate filed with the state comptroller,

the chairperson of the senate finance committee and the chairperson of the assembly ways and means committee. Moneys appropriated herein may only be made available prior to the beginning of each school year semester designated fall, spring, and summer after the receipt of reduced fare passes by the New York City department of education from the metropolitan transportation authority 25,251,000

MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM 1,666,647,800

Special Revenue Funds - Other
Mass Transportation Operating Assistance Fund
Metropolitan Mass Transportation Operating Assistance Account

Notwithstanding any inconsistent provision of law, the following appropriations are for payment of mass transportation operating assistance provided that payments from this appropriation shall be made pursuant to a financial plan approved by the director of the budget.

To the metropolitan transportation authority for the operating expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority 888,470,600

To the metropolitan transportation authority for the operating expenses of the Long Island rail road company and the Metro-North commuter railroad company which includes the New York state portion of Harlem, Hudson, Port Jervis, Pascack, and the New Haven commuter railroad services regardless of whether the services are provided directly or pursuant to joint service agreements 455,005,000

To Rockland county for a trans-Hudson bus service to be provided pursuant to a contract between Rockland county and Metro-North commuter railroad 2,782,500

To the city of New York for the operating expenses of the Staten Island ferry notwithstanding any other provisions of law 24,364,900

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES 2012-13

To the county of Westchester for the operating expenses thereof incurred for public transportation services, provided within the county directly or under contract 42,749,600

To the county of Nassau or its sub-grantees for the operating expenses thereof incurred for public transportation services 48,263,500

To the county of Suffolk for operating expenses thereof incurred for public transportation services, provided within the county directly or under contract 20,511,300

To the city of New York for the operating expenses thereof incurred for public transportation services, provided within the city directly or under contract; provided however, that $2,000,000 of this appropriation shall be for expenses incurred for the Staten Island express bus service 65,752,400

To all other public transportation systems serving primarily within the metropolitan commuter transportation district, as defined in section 1262 of the public authorities law, eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with a service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 24,273,000

For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2012-13, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed

appropriate by the commissioner of transportation and the director of the budget..... 4,312,000

Program account subtotal 1,576,484,800

Special Revenue Funds - Other
Mass Transportation Operating Assistance Fund
Public Transportation Systems Operating Assistance Account

Notwithstanding any inconsistent provision of law, the following appropriations are for payment of mass transportation operating assistance provided that payments from this appropriation shall be made pursuant to a financial plan approved by the director of the budget.

To the Capital District transportation authority for the operating expenses thereof 13,163,800

To the Central New York regional transportation authority for the operating expenses thereof 12,644,800

To the Rochester-Genesee regional transportation authority for the operating expenses thereof 14,348,300

To the Niagara Frontier transportation authority for the operating expenses thereof 25,263,300

To all other public transportation bus systems serving primarily areas outside of the metropolitan commuter transportation district eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with the service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 22,782,800

For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2012-13, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which

achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget..... 1,960,000

Program account subtotal 90,163,000

MASS TRANSPORTATION OPERATING ASSISTANCE PROGRAM 221,869,900

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, the following appropriations are for the payment of mass transportation operating assistance pursuant to section 18-b of the transportation law.

To the metropolitan transportation authority for the operating expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority 4,817,000

To the metropolitan transportation authority for the operating expenses of the Long Island rail road company and the Metro-North commuter railroad company which include operating expenses for the New York state portion of Harlem, Hudson, Port Jervis, Pascack, and New Haven commuter railroad services regardless of whether such services are provided directly or pursuant to joint service agreements 8,045,000

To the Capital District transportation authority for the operating expenses thereof 1,334,000

To the Central New York regional transportation authority for the operating expenses thereof 2,166,000

To the Rochester-Genesee regional transportation authority for the operating expenses thereof 2,557,000

To the Niagara Frontier transportation

authority for the operating expenses thereof 2,854,000
To the city of New York for the operating expenses of the Staten Island ferry notwithstanding any other provision of law 575,700
To the county of Westchester for the operating expenses thereof incurred for the public transportation services, provided within the county directly or under contract 486,400
To the county of Nassau or its sub-grantees for the operating expenses thereof incurred for public transportation services 393,500
To the county of Suffolk for operating expenses thereof incurred for public transportation services, provided within the county directly or under contract 139,300
To the city of New York for the operating expenses thereof incurred for public transportation services, provided within the city directly or under contract 1,373,200
To all other public transportation systems serving primarily within the metropolitan commuter transportation district eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with a service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 386,800
To all other public transportation systems serving primarily outside the metropolitan commuter transportation district eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with a service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 2,306,000

Program account subtotal 27,433,900

Special Revenue Funds - Other
Mass Transportation Operating Assistance Fund
Metropolitan Mass Transportation Operating Assistance Account

Notwithstanding any inconsistent provision of law, the following appropriations are for the payment of mass transportation operating assistance pursuant to section 18-b of the transportation law and section 88-a of the state finance law.

To the metropolitan transportation authority for the operating expenses of the New York city transit authority, the Manhattan and Bronx surface transit operating authority, and the Staten Island rapid transit operating authority 153,855,000

To the metropolitan transportation authority for the operating expenses of the Long Island rail road company and the Metro-North commuter railroad company which include operating expenses for the New York state portion of Harlem, Hudson, Port Jervis, Pascack, and New Haven commuter railroad services regardless of whether such services are provided directly or pursuant to joint service agreements 21,207,000

To the city of New York for the operating expenses of the Staten Island ferry 2,196,000

To the county of Westchester for the operating expenses thereof incurred for public transportation services, provided within the county directly or under contract 2,317,000

To the county of Nassau or its sub-grantees for the operating expenses thereof incurred for public transportation services 2,146,000

To the county of Suffolk for operating expenses thereof incurred for public transportation services, provided within the county directly or under contract 785,000

To the city of New York for the operating expenses thereof incurred for public transportation services, provided within the city directly or under contract 5,395,000

To eligible public transportation systems serving primarily within the metropolitan commuter transportation district, as defined in section 1262 of the public authorities law, eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with a service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 1,639,000

Program account subtotal 189,540,000

Special Revenue Funds - Other
Mass Transportation Operating Assistance Fund
Public Transportation Systems Operating Assistance Account

Notwithstanding any inconsistent provision of law, the following appropriations are for the payment of mass transportation operating assistance pursuant to section 18-b of the transportation law and section 88-a of the state finance law.

To the Capital District transportation authority for the operating expenses thereof 583,000

To the Central New York regional transportation authority for the operating expenses thereof 1,012,000

To the Rochester-Genesee regional transportation authority for the operating expenses thereof 1,169,000

To the Niagara Frontier transportation authority for the operating expenses thereof 1,246,000

To all other public transportation bus systems serving areas outside of the metropolitan commuter transportation district eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with the service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 886,000

Program account subtotal 4,896,000

ADDITIONAL MASS TRANSPORTATION ASSISTANCE PROGRAM 44,866,000

General Fund
Local Assistance Account

Notwithstanding any inconsistent provision of law, the following appropriations are for the payment of mass transportation operating assistance provided that

payments from this appropriation shall be made pursuant to a financial plan approved by the director of the budget.

To the Capital District transportation authority for the operating expenses thereof 9,095,000

To the Central New York regional transportation authority for the operating expenses thereof 6,451,000

To the Rochester-Genesee regional transportation authority for the operating expenses thereof 7,741,000

To the Niagara Frontier transportation authority for the operating expenses thereof 6,628,000

To all other public transportation systems serving primarily outside of the metropolitan commuter transportation district eligible to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with a service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 4,566,000

To Rockland county for a trans-Hudson bus service to be provided pursuant to a contract between Rockland county and Metro-North commuter railroad 67,000

To the city of New York for the operating expenses of the Staten Island ferry 661,000

To the county of Westchester for the operating expenses thereof incurred for the public transportation services, provided within the county directly or under contract 1,104,000

To the county of Nassau or its sub-grantees for the operating expenses thereof incurred for public transportation services 5,628,000

To the county of Suffolk for operating expenses thereof incurred for public transportation services, provided within the county directly or under contract 514,000

To the city of New York for the operating expenses thereof incurred for public transportation services, provided within the city directly or under contract 1,764,000

To all other public transportation systems serving primarily within the metropolitan commuter transportation district eligible

to receive operating assistance under the provisions of section 18-b of the transportation law for the operating expenses thereof in accordance with a service and usage formula to be established by the commissioner of transportation with the approval of the director of the budget 647,000

Program account subtotal 44,866,000

METROPOLITAN TRANSPORTATION AUTHORITY SUPPORT PROGRAM 1,812,000,000

Special Revenue Funds - Other
Metropolitan Transportation Authority Financial Assistance Fund
Metropolitan Transportation Authority Aid Trust Account

Notwithstanding any inconsistent provision of law, the following appropriation is for payment of assistance provided that payments from this appropriation shall be made pursuant to a financial plan approved by the director of the budget.
To the metropolitan transportation authority for deposit in the metropolitan transportation authority corporate transportation account of the metropolitan transportation authority special assistance fund pursuant to section 92-ff of the state finance law... 312,000,000

Program account subtotal 312,000,000

Special Revenue Funds - Other
Metropolitan Transportation Authority Financial Assistance Fund
Mobility Tax Trust Account

To the metropolitan transportation authority for deposit in the metropolitan transportation authority finance fund pursuant to the provisions of section 92-ff of the state finance law. Moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget in accordance with section 92-ff of the state finance law 1,500,000,000

Program account subtotal 1,500,000,000

OFFICE OF PASSENGER AND FREIGHT TRANSPORTATION PROGRAM 9,094,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
FTA Program Management Account

For municipal and not-for-profit mass transportation vehicle purchases pursuant to a program approved by the federal government for elderly individuals and individuals with disabilities 9,094,000

RURAL AND SMALL URBAN TRANSIT AID PROGRAM 25,100,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Rural and Small Urban Transit Aid Account

For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms 25,100,000

LOCAL TRANSPORTATION PLANNING STUDIES PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
FHWA Local Planning Account

By chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal highway administration ... 14,149,000 ..... (re. $13,875,000)

By chapter 55, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal highway administration ... 14,149,000 ..... (re. $10,051,000)

By chapter 55, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal highway administration ... 14,149,000 ..... (re. $3,440,000)

By chapter 55, section 1, of the laws of 2008, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal highway administration ... 16,590,000 ..... (re. $1,066,000)

By chapter 55, section 1, of the laws of 2007, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal highway administration:
For the grant period October 1, 2006 to September 30, 2007: .....
12,181,000 ..... (re. $310,000)

By chapter 55, section 1, of the laws of 2006, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies

pursuant to grant agreements approved by the federal highway administration:
For the grant period October 1, 2005 to September 30, 2006: .....
12,181,000 ..... (re. $168,000)

Special Revenue Funds - Federal
Federal Operating Grants Fund
FTA Local Planning Account

By chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal transit administration ... 4,719,000 ..... (re. $4,719,000)

By chapter 55, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal transit administration ... 4,719,000 ..... (re. $3,943,000)

By chapter 55, section 1, of the laws of 2009, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal transit administration ... 4,719,000 ..... (re. $1,581,000)

By chapter 55, section 1, of the laws of 2008, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal transit administration ... 6,472,000 ..... (re. $1,553,000)

By chapter 55, section 1, of the laws of 2007, as amended by chapter 53, section 1, of the laws of 2011:
For continuing comprehensive transportation planning and coordinated support of transit studies undertaken as part of the unified work programs of participating local planning or municipal agencies pursuant to grant agreements approved by the federal transit administration:
For the grant period October 1, 2006 to September 30, 2007: .....
4,506,000 ..... (re. $97,000)

MASS TRANSPORTATION OPERATING ASSISTANCE FUND PROGRAM

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Special Revenue Funds - Other
Mass Transportation Operating Assistance Fund
Metropolitan Mass Transportation Operating Assistance Account

By chapter 53, section 1, of the laws of 2011:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2011-12, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 4,312,000 ..... (re. $4,312,000)

By chapter 55, section 1, of the laws of 2010:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2010-11, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 4,312,000 ..... (re. $4,312,000)

By chapter 55, section 1, of the laws of 2009:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2009-10, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 4,312,000 ..... (re. $4,312,000)

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 55, section 1, of the laws of 2008:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2008-09, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 4,312,000 ..... (re. $712,000)

Special Revenue Funds - Other
Mass Transportation Operating Assistance Fund
Public Transportation Systems Operating Assistance Account

By chapter 53, section 1, of the laws of 2011:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2011-12, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 1,960,000 ..... (re. $1,960,000)

By chapter 55, section 1, of the laws of 2010:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2010-11, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 1,960,000 ..... (re. $1,960,000)

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 55, section 1, of the laws of 2009:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2009-10, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 1,960,000 ..... (re. $1,960,000)

By chapter 55, section 1, of the laws of 2008:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2008-09, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 1,960,000 ..... (re. $1,960,000)

By chapter 55, section 1, of the laws of 2007:
For supplemental transportation operating assistance to public transportation systems eligible to receive assistance from this account, to the extent available and necessary for costs incurred in state fiscal year 2007-08, in an amount to be determined by the commissioner of transportation subject to the approval of the director of the budget. Amounts herein may be made available for incentive payments to public transportation systems which achieve service or financial benchmarks specified in an annual incentive plan to be submitted by the commissioner of transportation and approved by the director of the budget. Notwithstanding any provisions of section 18-b of the transportation law or any other law, moneys appropriated herein may be made available at such times and upon such conditions as may be deemed appropriate by the commissioner of transportation and the director of the budget ... 2,000,000 ..... (re. $2,000,000)

OFFICE OF PASSENGER AND FREIGHT TRANSPORTATION PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

FTA Program Management Account

By chapter 53, section 1, of the laws of 2011:
For municipal and not-for-profit mass transportation vehicle purchases pursuant to a program approved by the federal government for elderly individuals and individuals with disabilities .....
9,094,000 ..... (re. $9,094,000)

By chapter 55, section 1, of the laws of 2010:
Maintenance undistributed ... 9,094,000 ..... (re. $3,038,000)

By chapter 55, section 1, of the laws of 2009:
Maintenance undistributed ... 9,094,000 ..... (re. $846,000)

By chapter 55, section 1, of the laws of 2008:
Maintenance undistributed ... 8,634,000 ..... (re. $1,007,000)

By chapter 55, section 1, of the laws of 2007:
For the grant period October 1, 2006 to September 30, 2007:
Maintenance undistributed ... 7,925,000 ..... (re. $967,000)

By chapter 55, section 1, of the laws of 2006:
For the grant period October 1, 2005 to September 30, 2006:
... . 7,582,000 ..... (re. $1,370,000)

RURAL AND SMALL URBAN TRANSIT AID PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Rural and Small Urban Transit Aid Account

By chapter 53, section 1, of the laws of 2011:
For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms .....
25,100,000 ..... (re. $25,100,000)

By chapter 55, section 1, of the laws of 2010:
For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms .....
25,100,000 ..... (re. $25,100,000)

DEPARTMENT OF TRANSPORTATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 55, section 1, of the laws of 2009:
For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms .....
25,100,000 ..... (re. $24,792,000)

By chapter 55, section 1, of the laws of 2008:
For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms .....
22,214,000 ..... (re. $10,646,000)

By chapter 55, section 1, of the laws of 2007:
For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms.
For the grant period October 1, 2006 to September 30, 2007 .....
21,803,000 ..... (re. $15,628,000)

By chapter 55, section 1, of the laws of 2006:
For public mass transportation operating assistance and capital projects and transit related technical support services or special studies undertaken by participating localities or by the department of transportation on behalf of localities through contractual arrangements with private carriers, private nonprofit corporations or consultants, pursuant to a program approved by the federal government, for non-urbanized area formula program, job access, reverse commute, and new freedoms:
For the grant period October 1, 2005 to September 30, 2006 .....
17,975,000 ..... (re. $4,141,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	76,838,000	310,453,000
All Funds	76,838,000	310,453,000

SCHEDULE

ECONOMIC DEVELOPMENT PROGRAM 76,838,000

General Fund
Local Assistance Account

For services and expenses of the minority and women-owned business development and lending program 635,000

For services and expenses consistent with the federal community development financial institutions program (12 U.S.C. 4701 et seq.), up to $1,000,000 shall be used for program activities conducted by community development financial institutions in economically distressed and highly distressed areas 1,495,000

For services and expenses of the entrepreneurial assistance program 490,000

For additional services and expenses of the entrepreneurial assistance program for all designated centers. Notwithstanding any inconsistent provision of law, the director of the budget shall suballocate the full amount of this appropriation to the department of economic development 1,274,000

For services and expenses of contractual payments related to the retention of professional football in Western New York 2,940,000

For services and expenses of the urban and community development program in economically distressed areas 3,404,000

For services and expenses of the empire state economic development fund 50,400,000

For services and expenses of the jobs now program 16,200,000

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

ECONOMIC DEVELOPMENT PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of the minority and women-owned business development and lending program ..... 635,000 ..... (re. $635,000)
For services and expenses consistent with the federal community development financial institutions program (12 U.S.C. 4701 et seq.), up to $1,000,000 shall be used for program activities conducted by community development financial institutions in economically distressed and highly distressed areas ..... 1,495,000 ..... (re. $1,495,000)
For additional services and expenses of the entrepreneurial assistance program for all designated centers. Notwithstanding any inconsistent provision of law, the director of the budget shall suballocate the full amount of this appropriation to the department of economic development ... 1,274,000 ..... (re. $1,274,000)
For services and expenses of the university at Buffalo's Krabbe disease research institute ... 980,000 ..... (re. $980,000)
For services and expenses related to the university at Albany's institute for nanoelectronics discovery and exploration (INDEX)..... 980,000 ..... (re. $980,000)
For services and expenses of the entrepreneurial assistance program 490,000 ..... (re. $490,000)
For services and expenses of the urban and community development program in economically distressed areas ..... 3,404,000 ..... (re. $3,404,000)

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
For services and expenses related to economic development purposes, including but not limited to, marketing and advertising to promote economic development in the state of New York. Funds appropriated herein shall be available during the 2011-12 and 2012-13 state fiscal years FOR SERVICES AND EXPENSES, LOANS, GRANTS, LOAN GUARANTEES, INTEREST SUBSIDIES AND OTHER TYPES OF FINANCIAL ASSISTANCE, INCLUDING FLEXIBLE FINANCING PROGRAMS AND TECHNICAL ASSISTANCE, provided, that not more than 50 percent of this appropriation shall be available for the 2011-12 state fiscal year. Notwithstanding section 40 of the state finance law or any provision of law to the contrary, this appropriation shall lapse on June 15, 2013 ... 62,360,000 ..... (re. $51,765,000)

By chapter 55, section 1, of the laws of 2010:
For services and expenses of a small business revolving loan fund, as authorized pursuant to a chapter of the laws of 2010. Notwithstanding any inconsistent provision of law, the director of the budget may suballocate up to the full amount of this appropriation to any department, agency or authority. No moneys of the state in the state

treasury or any of its funds shall be expended from this appropriation until a miscellaneous receipt is provided from the New York power authority, and the director of the budget has approved a spending plan submitted by the New York state job development corporation in such detail as the director of the budget may require ... 25,000,000 ..... (re. $9,804,000)
For services and expenses of the empire state economic development fund ... 6,180,000 ..... (re. $6,169,000)
For services and expenses of the minority and women-owned business development and lending program ... 635,000 ..... (re. $633,000)
For services and expenses consistent with the federal community development financial institutions program (12 U.S.C. 4701 et seq.), up to $1,000,000 shall be used for program activities conducted by community development financial institutions in economically distressed and highly distressed areas ..... 1,495,000 ..... (re. $1,493,000)
For additional services and expenses of the entrepreneurial assistance program for all designated centers. Notwithstanding any inconsistent provision of law, the director of the budget shall suballocate the full amount of this appropriation to the department of economic development ... 1,274,000 ..... (re. $1,274,000)
For services and expenses of the university at Buffalo's Krabbe disease research institute ... 980,000 ..... (re. $970,000)
For services and expenses related to the university at Albany's institute for nanoelectronics discovery and exploration (INDEX) ..... 980,000 ..... (re. $970,000)
For services and expenses of the entrepreneurial assistance program .. 490,000 ..... (re. $485,000)
For services and expenses of the urban and community development program in economically distressed areas ..... 3,404,000 ..... (re. $3,402,000)

By chapter 55, section 1, of the laws of 2009:
For services and expenses of the empire state economic development fund ... 6,180,000 ..... (re. $6,180,000)
For services and expenses of the minority and women-owned business development and lending program ... 635,000 ..... (re. $635,000)
For services and expenses consistent with the federal community development financial institutions program (12 U.S.C. 4701 et seq.), up to $1,000,000 shall be used for program activities conducted by community development financial institutions in economically distressed and highly distressed areas ..... 1,495,000 ..... (re. $1,495,000)
For additional services and expenses of the entrepreneurial assistance program for all designated centers. Notwithstanding any inconsistent provision of law, the director of the budget shall suballocate the full amount of this appropriation to the department of economic development ... 1,274,000 ..... (re. $1,274,000)
For services and expenses of the university at Buffalo's Krabbe disease research institute ... 980,000 ..... (re. $980,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

For services and expenses related to the university at Albany's institute for nanoelectronics discovery and exploration (INDEX) ..... 980,000 ..... (re. $980,000)
For services and expenses of the entrepreneurial assistance program 490,000 ..... (re. $490,000)
For services and expenses of the urban and community development program in economically distressed areas ..... 3,404,000 ..... (re. $3,404,000)

By chapter 55, section 1, of the laws of 2009, as amended by chapter 55, section 1, of the laws of 2010:
For services and expenses of contractual payments related to the retention of professional football in Western New York ..... 2,940,000 ..... (re. $2,940,000)
For services and expenses related to the operation of the centers of excellence pursuant to a plan approved by the director of the budget. All or portions of the funds appropriated hereby may be suballocated or transferred to any department, agency, or public authority ... 5,234,000 ..... (re. $3,598,000)

Project Schedule

PROJECT	AMOUNT
For services and expenses related to the operation of the Buffalo center of excellence in bioinformatics and life sciences	872,333
For services and expenses related to the operation of the Greater Rochester center of excellence in photonics and microsystems	872,333
For services and expenses related to the operation of the Syracuse center of excellence in environmental and energy systems	872,333
For services and expenses related to the operation of the Albany center of excellence in nanoelectronics	872,333
For services and expenses related to the operation of the Stony Brook center of excellence in wireless and information technology	872,333
For services and expenses related to the operation of the Binghamton Center of Excellence in small scale systems integration and	

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

packaging 872,333
Total 5,234,000

By chapter 55, section 1, of the laws of 2008:
For services and expenses of the empire state economic development fund ... 18,970,000 ..... (re. $14,587,000)
For services and expenses of the minority and women-owned business development and lending program ... 635,000 ..... (re. $635,000)
For services and expenses consistent with the federal community development financial institutions program (12 U.S.C. 4701 et seq.), up to $1,000,000 shall be used for program activities conducted by community development financial institutions in economically distressed and highly distressed areas ..... 1,495,000 ..... (re. $1,495,000)
For services and expenses of military base retention efforts ..... 980,000 ..... (re. $810,000)
For services and expenses related to the operation of the centers of excellence pursuant to a plan approved by the director of the budget. All or portions of the funds appropriated hereby may be suballocated or transferred to any department, agency, or public authority ... 6,934,000 ..... (re. $5,779,000)

Project Schedule

PROJECT	AMOUNT
For services and expenses related to the operation of the Buffalo center of excellence in bioinformatics and life sciences	1,155,666
For services and expenses related to the operation of the Greater Rochester center of excellence in photonics and microsystems	1,155,666
For services and expenses related to the operation of the Syracuse center of excellence in environmental and energy systems	1,155,666
For services and expenses related to the operation of the Albany center of excellence in nanoelectronics	1,155,666
For services and expenses related to the operation of the Stony Brook center of excellence in wireless and information technology	1,155,666
For services and expenses	

related to the operation of the Binghamton Center of Excellence in small scale systems integration and packaging 1,155,666

Total 6,934,000

For services and expenses of the university at Buffalo's Krabbe disease research institute ... 980,000 ..... (re. $980,000)

For services and expenses related to the university at Albany's institute for nanoelectronics discovery and exploration (INDEX) ..... 980,000 ..... (re. $980,000)

For services and expenses of the entrepreneurial assistance program .. 490,000 ..... (re. $490,000)

For additional services and expenses of the entrepreneurial assistance program for all designated centers. Notwithstanding any inconsistent provision of law, the director of the budget shall suballocate the full amount of this appropriation to the department of economic development ... 1,274,000 ..... (re. $1,274,000)

For services and expenses of the urban and community development program in economically distressed areas ..... 3,404,000 ..... (re. $3,404,000)

By chapter 55, section 1, of the laws of 2008, as added by chapter 53, section 5, of the laws of 2008:

Within the amount appropriated herein, up to $5 million shall be available, upon approval of the director of the budget, for payment to the Belmont Park host communities, at such time as the franchise oversight board certifies to the director of the budget that real estate development with a value of at least $50 million has been approved by the board pursuant to subparagraph (i) of paragraph (a) of subdivision 8 of section 212 of the racing, pari-mutuel wagering, and breeding law. Such monies shall be available upon application by the host communities, subject to the unanimous approval of the franchise oversight board, and shall be used for expenses incurred by such host communities, including but not limited to, public safety, street and highway construction, maintenance and lighting, sanitation, and water supply in order to minimize or reduce real property taxes. Belmont Park host communities shall mean those in the immediate vicinity of Belmont racetrack, including but not limited to the county of Nassau, the unincorporated hamlets of Elmont and Bellerose Terrace, and the incorporated villages of Floral Park, South Floral Park and Bellerose Village ... 5,000,000 ..... (re. $5,000,000)

By chapter 55, section 1, of the laws of 2007:

For services and expenses of the minority and women-owned business development and lending program ... 1,948,000 ..... (re. $1,948,000)

For services and expenses consistent with the federal community development financial institutions program (12 U.S.C. 4701 et seq.), up to $1,000,000 shall be used for program activities conducted by

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

community development financial institutions in economically distressed and highly distressed areas ..... 1,525,000 ..... (re. $1,525,000)
For services and expenses of military base retention efforts ..... 1,000,000 ..... (re. $929,000)
For services and expenses of the university at Buffalo's Krabbe disease research institute ... 1,000,000 ..... (re. $1,000,000)
For services and expenses of the entrepreneurial assistance program .. 500,000 ..... (re. $500,000)
For services and expenses of the urban and community development program in economically distressed areas ..... 3,473,000 ..... (re. $3,473,000)
For additional services and expenses of the entrepreneurial assistance program for all designated centers. Notwithstanding any inconsistent provision of law, the director of the budget shall suballocate the full amount of this appropriation to the department of economic development ... 1,300,000 ..... (re. $1,300,000)

By chapter 55, section 1, of the laws of 2007, as amended by chapter 496, section 6, of the laws of 2008:
For services and expenses of the empire state economic development fund, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 40,000,000 ..... (re. $34,310,000)
For services and expenses related to the operation of the centers of excellence pursuant to a plan approved by the director of the budget. All or portions of the funds appropriated hereby may be suballocated or transferred to any department, agency, or public authority, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 7,075,000 ..... (re. $3,179,000)

Project Schedule

PROJECT	AMOUNT (thousands)
For services and expenses related to the operation of the Buffalo center of excellence in bioinformatics and life sciences	1,179,166
For services and expenses related to the operation of the Greater Rochester center of excellence in photonics and microsystems	1,179,166
For services and expenses related to the operation of the Syracuse center of excellence in environmental	

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

and energy systems 1,179,166
For services and expenses related to the operation of the Albany center of excellence in nanoelectronics 1,179,166
For services and expenses related to the operation of the Stony Brook center of excellence in wireless and information technology 1,179,166
For services and expenses related to the operation of the Binghamton Center of Excellence in small scale systems integration and packaging 1,179,166

Total 7,075,000

For services and expenses related to the university at Albany's institute for nanoelectronics discovery and exploration (INDEX), provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 1,000,000 ..... (re. $940,000)

By chapter 55, section 1, of the laws of 2006:
For services and expenses of the jobs now program .....
32,134,000 ..... (re. $31,134,000)

By chapter 55, section 1, of the laws of 2006, as amended by chapter 496, section 6, of the laws of 2008:
For services and expenses of the empire state economic development fund, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 32,278,000 ..... (re. $8,205,000)

By chapter 55, section 1, of the laws of 2005, as amended by chapter 1, section 4, of the laws of 2009:
For services and expenses of the jobs now program .....
30,634,000 ..... (re. $29,309,000)

By chapter 55, section 1, of the laws of 2004, as amended by chapter 496, section 6, of the laws of 2008:
For services and expenses of the jobs now program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ...
32,134,000 ..... (re. $18,238,000)

NEW YORK STATE URBAN DEVELOPMENT CORPORATION

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

By chapter 55, section 1, of the laws of 2002, as amended by chapter 496, section 6, of the laws of 2008:
For services and expenses of the jobs now program, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 19,642,000 ..... (re. $1,830,000)

By chapter 382, part A, section 1, of the laws of 2001, as amended by chapter 55, section 1, of the laws of 2008:
For services and expenses of high technology, biotechnology and biomedical initiatives. Funds appropriated herein may be suballocated to any department agency or public authority ..... 10,000,000 ..... (re. $10,000,000)

By chapter 55, section 1, of the laws of 2000:
For services and expenses of economic development initiatives to be determined pursuant to a memorandum of understanding to be executed by the governor, the temporary president of the senate and the speaker of the assembly ... 19,000,000 ..... (re. $19,000,000)

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	8,426,000	970,000
Special Revenue Funds - Federal	500,000	0
All Funds	8,926,000	970,000

SCHEDULE

ADMINISTRATION PROGRAM 799,000

General Fund
Local Assistance Account

For payment of supplemental burial benefits to eligible families of military personnel killed in combat, pursuant to section 354-b of the executive law, and for transfer of such amounts as are necessary to state operations for related administrative expenses 200,000

For payments of gold star annuity benefits to eligible families of military personnel 599,000

BLIND VETERAN ANNUITY ASSISTANCE PROGRAM 6,200,000

General Fund
Local Assistance Account

For payment of annuities to blind veterans and eligible surviving spouses. Up to $15,000 of this appropriation may be transferred to state operations for administrative costs associated with this program 6,200,000

VETERAN COUNSELING SERVICES PROGRAM 1,927,000

General Fund
Local Assistance Account

For payment of aid to county and city veterans' service agencies pursuant to article 17 of the executive law 1,177,000

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES 2012-13

For services and expenses of the veterans outreach center, inc. (Monroe county) 250,000

Program account subtotal 1,427,000

Special Revenue Funds - Federal
Federal Health and Human Services Fund
Federal HHS Account

For services and expenses related to veterans' counseling and outreach 500,000

Program account subtotal 500,000

DIVISION OF VETERANS' AFFAIRS

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

BLIND VETERAN ANNUITY ASSISTANCE PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For payment of annuities to blind veterans and eligible surviving spouses. Up to $15,000 of this appropriation may be transferred to state operations for postage costs associated with this program .... 5,800,000 ..... (re. $220,000)

VETERAN COUNSELING SERVICES PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For payment of aid to county and city veterans' service agencies pursuant to article 17 of the executive law ..... 1,177,000 ..... (re. $350,000)
For services and expenses of the veterans outreach center, inc. (Monroe county) ... 250,000 ..... (re. $250,000)
For services and expenses of the New York Veterans of Foreign Wars Buffalo Service Office 50,000 ..... (re. $50,000)
For services and expenses of the New York Veterans of Foreign Wars New York City Service Office ... 75,000 ..... (re. $75,000)
For services and expenses of the Vietnam Veterans of America New York State Council ... 25,000 ..... (re. $25,000)

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Federal	35,493,000	43,970,000
Special Revenue Funds - Other	30,627,000	5,000,000
All Funds	66,120,000	48,970,000

PAYMENTS TO VICTIMS PROGRAM 35,043,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Crime Victims - Compensation Account

For payments to victims in accordance with the federal crime control act of 1984 11,523,000

Program account subtotal 11,523,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Criminal Justice Improvement Account

For payment of claims already accrued and to accrue to innocent victims of violent crime pursuant to article 22 of the executive law 23,520,000

Program account subtotal 23,520,000

VICTIM AND WITNESS ASSISTANCE PROGRAM 31,077,000

Special Revenue Funds - Federal
Federal Operating Grants Fund
Crime Victims Assistance Account

For victim and witness assistance in accordance with the federal crime control act of 1984, distributed through a competitive process 23,970,000

Program account subtotal 23,970,000

Special Revenue Funds - Other
Combined Gifts, Grants and Bequests Fund

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES 2012-13

OVS-Gifts and Bequests Account

For services and expenses associated with gifts and bequests to the office of victim services. These funds may be transferred to state operations 40,000

Program account subtotal 40,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Criminal Justice Improvement Account

For services and expenses of programs providing services to crime victims and witnesses, distributed through a competitive process 7,067,000

Program account subtotal 7,067,000

OFFICE OF VICTIM SERVICES

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

PAYMENTS TO VICTIMS PROGRAM

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Criminal Justice Improvement Account

By chapter 53, section 1, of the laws of 2011:
For payment of claims already accrued and to accrue to innocent victims of violent crime pursuant to article 22 of the executive law ... 23,520,000 ..... (re. $3,000,000)

VICTIM AND WITNESS ASSISTANCE PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Crime Victims Assistance Account

By chapter 53, section 1, of the laws of 2011:
For victim and witness assistance in accordance with the federal crime control act of 1984, distributed through a competitive process ..... 23,970,000 ..... (re. $23,970,000)

By chapter 50, section 1, of the laws of 2010:
For victim and witness assistance in accordance with the federal crime control act of 1984, distributed through a competitive process ... 23,970,000 ..... (re. $20,000,000)

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Criminal Justice Improvement Account

By chapter 53, section 1, of the laws of 2011:
For services and expenses of programs providing services to crime victims and witnesses, distributed through a competitive process ... 7,067,000 ..... (re. $2,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HIGHER EDUCATION OPPORTUNITY PROGRAMS

AID TO LOCALITIES 2012-13

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011, as added by chapter 55, section 2, of the laws of 2011:
For services and expenses of the following: search for education, elevation and knowledge (SEEK) programs ($1,000,000); educational opportunity program ($955,000); student financial assistance to expand opportunities at community colleges of the city university for the educationally and economically disadvantaged in accordance with section 6452 of the education law ($55,000); liberty partnership program awards ($1,700,000); higher education opportunity program awards ($3,485,000); science and technology entry program (STEP) awards ($1,027,000); and collegiate science and technology entry program (CSTEP) awards ($778,000). This appropriation may be allocated to the city university of New York, the state university of New York, and the state education department pursuant to a plan developed and approved by the director of the budget following consultation with the chair of the assembly ways and means committee
... 9,000,000 ..... (re. $9,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	136,000	733,000
All Funds	136,000	733,000

SCHEDULE

OPERATIONS PROGRAM 136,000

General Fund
Local Assistance Account

For grants of the Hudson river valley greenway compact and the protection and enhancement of the Hudson river greenway resources 136,000

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HUDSON RIVER VALLEY GREENWAY COMMUNITIES COUNCIL

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

OPERATIONS PROGRAM

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For grants of the Hudson river valley greenway compact and the protection and enhancement of the Hudson river greenway resources ... 136,000 ..... (re. $136,000)

By chapter 55, section 1, of the laws of 2010:
For grants of the Hudson river valley greenway compact and the protection and enhancement of the Hudson river greenway resources ... 136,000 ..... (re. $136,000)

By chapter 55, section 1, of the laws of 2009:
For grants of the Hudson river valley greenway compact and the protection and enhancement of the Hudson river greenway resources ... 160,000 ..... (re. $129,000)

By chapter 55, section 1, of the laws of 2008:
For grants of the Hudson river valley greenway compact and the protection and enhancement of the Hudson river greenway resources ... 200,000 ..... (re. $170,000)

By chapter 55, section 1, of the laws of 2007:
For grants of the Hudson river valley greenway compact and the protection and enhancement of the Hudson river greenway resources ... 204,000 ..... (re. $162,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

HURRICANE IRENE - TROPICAL STORM LEE FLOOD RECOVERY GRANT PROGRAM

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011, as added by chapter 53, section 2, of the laws of 2011:
For implementation of the Hurricane Irene - Tropical Storm Lee Flood Recovery Grant Program. This appropriation may be allocated to empire state development or any other state agency for the purposes of implementing the Hurricane Irene - Tropical Storm Lee Flood Recovery Grant Program ... 50,000,000 ..... (re. $50,000,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	822,044,300	77,345,000
Fiduciary Funds	30,000,000	0
All Funds	852,044,300	77,345,000

SCHEDULE

AID AND INCENTIVES FOR MUNICIPALITIES 794,000,000

General Fund
Local Assistance Account

For payment to local governments under the aid and incentives for municipalities program pursuant to section 54 of the state finance law in accordance with the following:

For base level grants to municipalities; notwithstanding any other provision of law to the contrary, in the state fiscal year commencing April 1, 2012, each municipality shall receive a base level grant in an amount equal to the base level grant which such municipality received in the state fiscal year commencing April 1, 2011 pursuant to paragraph b of subdivision 10 of section 54 of the state finance law; provided, however, that a town in which a village dissolved in the state fiscal year commencing April 1, 2011 shall receive a base level grant in amount equal to the total base level grants which such town and such village received in such state fiscal year pursuant to paragraph b of subdivision 10 of section 54 of the state finance law 715,000,000

For citizens re-organization empowerment grants and citizen empowerment tax credits administered by the department of state pursuant to section 54 of the state finance law.

Notwithstanding any other provision of law, no payment shall be made from this appro-

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES 2012-13

priation without a certificate of approval by the director of the budget 35,000,000

For awards under the local government performance and efficiency program administered by the department of state pursuant to section 54 of the state finance law.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget 40,000,000

For a local government efficiency grant program administered by the department of state pursuant to section 54 of the state finance law.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget 4,000,000

SMALL GOVERNMENT ASSISTANCE 217,300

General Fund
Local Assistance Account

For payment of small government assistance on or before March 31, 2013 upon audit and warrant of the comptroller according to the following:

For payment to the County of Essex 124,000

For payment to the County of Franklin 72,000

For payment to the County of Hamilton 21,300

AID TO MUNICIPALITIES WITH VIDEO LOTTERY GAMING FACILITIES .. 25,867,000

General Fund
Local Assistance Account

For payment of aid to the city of Yonkers as an eligible city in which a video lottery gaming facility is located pursuant to section 54-l of the state finance law. The amount appropriated herein shall be available for payment to the city pursuant to section 54-l of the state finance law no earlier than April 1, 2013 and no later

than June 30, 2013 on audit and warrant of the state comptroller notwithstanding any provision of law to the contrary including any contrary provision of section 40 or section 54-l of the state finance law.
Such payment shall constitute complete liquidation of the state's obligation to the city under section 54-l of the state finance law for the state fiscal year commencing on April 1, 2013 19,600,000
For payment of aid to eligible municipalities in which a video lottery gaming facility is located pursuant to section 54-l of the state finance law in an amount equal to the aid which such municipalities received in the state fiscal year commencing April 1, 2011 6,267,000

MISCELLANEOUS FINANCIAL ASSISTANCE 1,960,000

General Fund
Local Assistance Account

For payment to the county of Madison to provide interim financial assistance to mitigate shortfalls in real property tax revenue resulting from the non-payment of real property taxes by the Oneida Indian Nation of New York 980,000
For payment to the county of Oneida to provide interim financial assistance to mitigate shortfalls in real property tax revenue resulting from the non-payment of real property taxes by the Oneida Indian Nation of New York 980,000

MUNICIPAL ASSISTANCE STATE AID FUND 15,000,000

Fiduciary Funds
Municipal Assistance State Aid Fund

SPECIAL ACCOUNT FOR THE MUNICIPAL ASSISTANCE CORPORATION FOR THE CITY OF TROY
For payment pursuant to the provisions of section 92-e of the state finance law to the municipal assistance corporation for

the city of Troy, to the extent required to comply with the agreements between such corporation and the holders of its notes and bonds, and for the corporate purposes of such corporation, and, to the extent not required by such corporation for such purposes, for payment to the city of Troy for support of local government, provided however, that the maximum amount to be paid pursuant to this appropriation shall not exceed the total of the revenues deposited in the municipal assistance state aid fund for such city pursuant to the provisions of section 92-e of the state finance law 15,000,000

MUNICIPAL ASSISTANCE TAX FUND 15,000,000

Fiduciary Funds
Municipal Assistance Tax Fund

SPECIAL ACCOUNT FOR THE MUNICIPAL ASSISTANCE CORPORATION FOR THE CITY OF TROY

For payment pursuant to the provisions of section 92-d of the state finance law to the municipal assistance corporation for the city of Troy, to the extent required to comply with the agreements between such corporation and the holders of its notes and bonds, and for the corporate purposes of such corporation, and, to the extent not required by such corporation for such purposes, for payment to the city of Troy for support of local government, provided however, that the maximum amount to be paid pursuant to this appropriation shall not exceed the total of the revenues derived from sales and compensating use taxes imposed and collected by sections 1210 and 1262 of the tax law, that would have been received by the city of Troy absent the application of chapter 721 of the laws of 1994 15,000,000

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

AID AND INCENTIVES FOR MUNICIPALITIES

General Fund
Local Assistance Account

By chapter 53, section 1, of the laws of 2011:
For awards under a local government performance and efficiency program pursuant to section 54 of the state finance law.
Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ... 40,000,000 ..... (re. $40,000,000)
For a local government efficiency grant program administered by the department of state pursuant to section 54 of the state finance law.
Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ... 4,000,000 ..... (re. $4,000,000)

The appropriation made by chapter 53, section 1, of the laws of 2011, is hereby amended and reappropriated to read:
For citizens re-organization empowerment grants and citizen empowerment tax credits administered by the department of state pursuant to section 54 of the state finance law.
Notwithstanding any other provision of law to the contrary, citizen empowerment tax credits may be calculated and awarded to eligible municipalities in the same manner as municipal merger incentives pursuant to section 54 of the state finance law in effect on January 1, 2011, and shall be paid to such municipalities on or before September 25, 2011; provided, however, that any municipality which received such municipal merger incentive in the state fiscal year commencing April 1, 2010 may be paid a citizen empowerment tax credit on or before September 25, 2011 in the same amount as such municipal merger incentive; provided, further, that any municipality receiving a citizen empowerment tax credit shall use at least 70 percent of such credit for property tax relief and the balance of such credit for general municipal purposes.
Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget .....
[35,000,000] 1,597,785 ..... (re. $1,500,000)

By chapter 50, section 1, of the laws of 2010, as amended by chapter 53, section 1, of the laws of 2011:
For a local government efficiency grant program administered by the department of state pursuant to section 54 of the state finance law.
Of the amount appropriated herein, up to $750,000 shall be made available for high priority planning grants and general efficiency planning grants to eligible municipalities.
Of the amount appropriated herein, up to $2,125,000 shall be made available for efficiency implementation grants to eligible municipalities.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Of the amount appropriated herein, up to $2,125,000 shall be made available for twenty-first century demonstration project grants to eligible municipalities.

Of the amount appropriated herein, up to $57,133 shall be made available for municipal merger incentives for eligible municipalities.

Notwithstanding the above provisions of this appropriation, and subject to approval of the director of the budget, any unused moneys provided pursuant to this appropriation for high priority planning grants, general efficiency planning grants or twenty-first century demonstration project grants may be used for efficiency implementation grants, and any unused moneys provided pursuant to this appropriation for high priority planning grants, general efficiency planning grants or efficiency implementation grants may be used for twenty-first century demonstration project grants.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ... 5,057,133 ..... (re. $4,920,000)

By chapter 50, section 1, of the laws of 2009, as amended by chapter 50, section 1, of the laws of 2010:

For a local government efficiency grant program administered by the department of state pursuant to section 54 of the state finance law. Of the amount appropriated herein, up to $750,000 shall be made available for high priority planning grants and general efficiency planning grants to eligible municipalities.

Of the amount appropriated herein, up to $2,125,000 shall be made available for efficiency implementation grants to eligible municipalities.

Of the amount appropriated herein, up to $2,125,000 shall be made available for twenty-first century demonstration project grants to eligible municipalities.

Notwithstanding the above provisions of this appropriation, and subject to approval of the director of the budget, any unused moneys provided pursuant to this appropriation for any one type of grant may be used for any other type of grant.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ... 5,000,000 ..... (re. $2,856,000)

By chapter 50, section 1, of the laws of 2008, as amended by chapter 50, section 1, of the laws of 2009:

For a local government efficiency grant program administered by the department of state pursuant to section 54 of the state finance law. Of the amount appropriated herein, up to $2,450,000 shall be made available for high priority planning grants and general efficiency planning grants to eligible municipalities.

Of the amount appropriated herein, up to $4,900,000 shall be made available for efficiency implementation grants to eligible municipalities.

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

LOCAL GOVERNMENT ASSISTANCE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

Of the amount appropriated herein, up to $4,165,000 shall be made available for twenty-first century demonstration project grants to eligible municipalities.

Of the amount appropriated herein, up to $500,000 shall be suballocated to the department of state and other state agencies subject to approval of the director of the budget for administrative expenses, regional technical assistance and state agency shared services assistance to local governments.

Notwithstanding the above provisions of this appropriation, and subject to approval of the director of the budget, any unused moneys provided pursuant to this appropriation for high priority planning grants, general efficiency planning grants or twenty-first century demonstration project grants may be used for efficiency implementation grants, and any unused moneys provided pursuant to this appropriation for high priority planning grants, general efficiency planning grants or efficiency implementation grants may be used for twenty-first century demonstration project grants.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ... 12,015,000 ..... (re. $6,257,000)

By chapter 50, section 1, of the laws of 2007, as amended by chapter 50, section 1, of the laws of 2009:

For a shared municipal services incentive award program administered by the department of state. Of the amount appropriated herein, up to $13,920,000 shall be made available for shared municipal services incentive awards to eligible municipalities. Of this amount, up to $220,000 shall be suballocated to the department of state and other state agencies subject to approval of the director of the budget for administrative expenses and to provide regional technical assistance relating to consolidations, mergers, dissolutions, cooperative agreements and shared services.

Notwithstanding any other provision of law, no payment shall be made from this appropriation without a certificate of approval by the director of the budget ... 13,920,000 ..... (re. $2,890,000)

EFFICIENCY INCENTIVE GRANTS

General Fund
Local Assistance Account

By chapter 50, section 1, of the laws of 2008, as amended by chapter 50, section 1, of the laws of 2010:

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be made available for payment to the Buffalo fiscal stability authority for use in awarding grants to support city activities to achieve recurring savings through innovations and reengineering. Payments for such purposes shall be allocated subject to plans or amended plans provided pursuant to section 3857-a of the

public authorities law and subject to a payment plan approved by the director of the budget ... 1,470,000 ..... (re. $1,470,000)

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be made available for payment to the Erie county fiscal stability authority for use in awarding grants to support county activities to achieve recurring savings through innovations and reengineering. Payments for such purposes shall be allocated subject to plans or amended plans provided pursuant to section 3957-a of the public authorities law and subject to a payment plan approved by the director of the budget ..... 3,430,000 ..... (re. $3,430,000)

By chapter 50, section 1, of the laws of 2007, as amended by chapter 50, section 1, of the laws of 2010:

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be made available for payment to the Buffalo fiscal stability authority for use in awarding grants to support city activities to achieve recurring savings through innovations and reengineering. Payments for such purposes shall be allocated subject to plans or amended plans provided pursuant to section 3857-a of the public authorities law and subject to a payment plan approved by the director of the budget ... 8,630,000 ..... (re. $5,974,000)

By chapter 50, section 1, of the laws of 2006, as amended by chapter 50, section 1, of the laws of 2010:

Notwithstanding any inconsistent provision of law, the amount appropriated herein shall be made available for payment to the Erie county fiscal stability authority for use in awarding grants to support county activities to achieve recurring savings through innovations and reengineering. Payments for such purposes shall be allocated subject to plans or amended plans provided pursuant to section 3957 of the public authorities law and subject to a payment plan approved by the director of the budget ... 13,657,000 ..... (re. $4,048,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

NATIONAL AND COMMUNITY SERVICE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund - State and Local	350,000	1,200,000
All Funds	350,000	1,200,000

SCHEDULE

OPERATIONS PROGRAM 350,000

General Fund
Local Assistance Account

For services and expenses of regional volunteer centers defined as community-based organizations with a focus on volunteerism that meets critical needs in communities, that promote service and civic engagement opportunities to a specific region of the state and have the capacity to provide training and support for non-profits and businesses interested in creating volunteer programs. Such assistance shall be awarded by grants through one or more competitive processes to eligible community-based organizations and may also be available for sub-grants to local non-profit organizations in need of volunteer coordination assistance 350,000

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

NATIONAL AND COMMUNITY SERVICE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

OPERATIONS PROGRAM

General Fund
Local Assistance Account

By chapter 50, section 1 of the laws of 2011:
For services and expenses of regional volunteer centers defined as community-based organizations with a focus on volunteerism that meets critical needs in communities, that promote service and civic engagement opportunities to a specific region of the state and have the capacity to provide training and support for non-profits and businesses interested in creating volunteer programs. Such assistance shall be awarded by grants through one or more competitive processes to eligible community-based organizations and may also be available for sub-grants to local non-profit organizations in need of volunteer coordination assistance ... 350,000 .... (re. $350,000)

By chapter 53, section 1 of the laws of 2010:
For services and expenses of regional volunteer centers defined as community-based organizations with a focus on volunteerism that meets critical needs in communities, that promote service and civic engagement opportunities to a specific region of the state and have the capacity to provide training and support for non-profits and businesses interested in creating volunteer programs. Such assistance shall be awarded by grants through one or more competitive processes to eligible community-based organizations and may also be available for sub-grants to local non-profit organizations in need of volunteer coordination assistance ... 350,000 .... (re. $350,000)

By chapter 53, section 1, of the laws of 2009:
For services and expenses of regional volunteer centers defined as community-based organizations with a focus on volunteerism that meets critical needs in communities, that promote service and civic engagement opportunities to a specific region of the state and have the capacity to provide training and support for non-profits and businesses interested in creating volunteer programs. Such assistance shall be awarded by grants through one or more competitive processes to eligible community-based organizations and may also be available for sub-grants to local non-profit organizations in need of volunteer coordination assistance ... 500,000 .... (re. $500,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

PAYMENT TO THE CITY OF NEW YORK

AID TO LOCALITIES 2012-13

Local Government Assistance Tax Fund

For payment to the city of New York pursuant to section 3238-a of the public authorities law upon audit and warrant of the comptroller. The amount appropriated herein shall constitute fulfillment of the state's obligation for the fiscal year of the city of New York ending June 30, 2012 170,000,000

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

REGIONAL ECONOMIC DEVELOPMENT PROGRAM

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

	APPROPRIATIONS	REAPPROPRIATIONS
General Fund	0	5,159,000
All Funds	0	5,159,000

REGIONAL ECONOMIC DEVELOPMENT PROGRAM

General Fund
Local Assistance Account

The appropriation made by chapter 55, section 1, of the laws of 2005, as amended by chapter 496, section 6, of the laws of 2008, to the economic development program is hereby transferred and reappropriated to the regional economic development program:

For services and expenses of the regional economic development program pursuant to a memorandum of understanding to be executed by the governor, the temporary president of the senate, and the speaker of the assembly. All or a portion of the funds appropriated hereby may be suballocated to any department, agency, or public authority, provided, however, that the amount of this appropriation available for expenditure and disbursement on and after September 1, 2008 shall be reduced by six percent of the amount that was undisbursed as of August 15, 2008 ... 10,000,000 ..... (re. $5,159,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES 2012-13

For payment according to the following schedule:

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Other	54,000,000	122,304,000
All Funds	54,000,000	122,304,000

SCHEDULE

TRIBAL STATE COMPACT REVENUE PROGRAM 54,000,000

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Tribal State Compact Revenue Account

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Niagara casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law. Funds appropriated herein may be suballocated to any department, agency or public authority 28,600,000

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Allegany casino pursuant to the tribal compacts for the purposes specified in subdivision 3 of section 99-h of the state finance law and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments hosting tribal casinos pursuant to subdivision (a) of section 12 of the executive law. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Funds appropriated herein may be suballocated to

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES 2012-13

any department, agency or public authority 11,200,000

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Buffalo Creek casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law.

Funds appropriated herein may be suballocated to any department, agency or public authority 7,400,000

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Akwesasne Mohawk casino pursuant to the tribal compacts for the purposes specified in chapter 590 of the laws of 2004 and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments in the county or counties of Franklin or St. Lawrence.

Such plan shall ensure that the counties of Franklin and St. Lawrence, and the affected towns therein, shall each receive 50 percent of the monies appropriated herein. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Funds appropriated herein may be suballocated to any department, agency or public authority 6,800,000

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

TRIBAL STATE COMPACT REVENUE

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

TRIBAL STATE COMPACT REVENUE PROGRAM

Special Revenue Funds - Other
Miscellaneous Special Revenue Fund
Tribal State Compact Revenue Account

By chapter 53, section 1, of the laws of 2011

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Niagara casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law. Funds appropriated herein may be suballocated to any department, agency or public authority ..... 25,000,000 ..... (re. $25,000,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Allegany casino pursuant to the tribal compacts for the purposes specified in subdivision 3 of section 99-h of the state finance law and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments hosting tribal casinos pursuant to subdivision (a) of section 12 of the executive law. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Funds appropriated herein may be suballocated to any department, agency or public authority ... 10,500,000 ..... (re. $10,500,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Buffalo Creek casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law.

Funds appropriated herein may be suballocated to any department, agency or public authority ... 3,500,000 ..... (re. $3,500,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Akwesasne Mohawk casino pursuant to the tribal compacts for the purposes specified in chapter 590 of the laws of 2004 and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments in the county or counties of Franklin or St. Lawrence.

Such plan shall ensure that the counties of Franklin and St. Lawrence, and the affected towns therein, shall each receive 50 percent of the monies appropriated herein. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the

chairman of the assembly ways and means committee. Funds appropriated herein may be suballocated to any department, agency or public authority ... 5,300,000 ..... (re. $5,300,000)

By chapter 55, section 1, of the laws of 2010:

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Niagara casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law. Funds appropriated herein may be suballocated to any department, agency or public authority ..... 22,000,000 ..... (re. $22,000,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Allegany casino pursuant to the tribal compacts for the purposes specified in subdivision 3 of section 99-h of the state finance law and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments hosting tribal casinos pursuant to subdivision (a) of section 12 of the executive law. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Funds appropriated herein may be suballocated to any department, agency or public authority ... 10,000,000 ..... (re. $10,000,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Buffalo Creek casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law.Funds appropriated herein may be suballocated to any department, agency or public authority ..... 2,800,000 ..... (re. $2,800,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Akwesasne Mohawk casino pursuant to the tribal compacts for the purposes specified in chapter 590 of the laws of 2004 and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments in the county or counties of Franklin or St. Lawrence.

Such plan shall ensure that the counties of Franklin and St. Lawrence, and the affected towns therein, shall each receive 50 percent of the monies appropriated herein. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Funds appropri-

ated herein may be suballocated to any department, agency or public authority ... 4,300,000 ..... (re. $3,000,000)

By chapter 55, section 1, of the laws of 2009:

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Niagara casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law. Funds appropriated herein may be suballocated to any department, agency or public authority ..... 28,000,000 ..... (re. $28,000,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Allegany casino pursuant to the tribal compacts for the purposes specified in subdivision 3 of section 99-h of the state finance law and pursuant to a plan approved by the director of the budget and developed by the empire state development corporation in consultation with municipal governments hosting tribal casinos pursuant to subdivision (a) of section 12 of the executive law. Copies of the approved plan shall be submitted to the chairman of the senate finance committee and the chairman of the assembly ways and means committee. Funds appropriated herein may be suballocated to any department, agency or public authority ... 12,000,000 ..... (re. $10,000,000)

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Buffalo Creek casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law. Funds appropriated herein may be suballocated to any department, agency or public authority ..... 3,400,000 ..... (re. $804,000)

By chapter 55, section 1, of the laws of 2008:

Notwithstanding any other law to the contrary, for services and expenses of grants equal to 25 percent of the negotiated percentage of the net drop from electronic gaming devices the state receives from such devices located at the Seneca Niagara casino pursuant to the tribal compact for the purposes specified in section 99-h of the state finance law. Funds appropriated herein may be suballocated to any department, agency or public authority ..... 25,000,000 ..... (re. $1,400,000)

MISCELLANEOUS -- ALL STATE DEPARTMENTS AND AGENCIES

WORLD TRADE CENTER -- WORKERS' COMPENSATION BOARD

AID TO LOCALITIES - REAPPROPRIATIONS 2012-13

	APPROPRIATIONS	REAPPROPRIATIONS
Special Revenue Funds - Federal	0	39,000,000
All Funds	0	39,000,000

WORKERS' COMPENSATION BOARD WORLD TRADE CENTER PROGRAM

Special Revenue Funds - Federal
Federal Operating Grants Fund
Federal Grants for Disaster Assistance Account

By chapter 50, section 1, of the laws of 2002, and such amount as transferred by chapter 14, section 1, of the laws of 2003:
For transfer to the workers' compensation board for the federal share of services and expenses related to workers' compensation benefit costs related to the September 11, 2001 attack on the New York City World Trade Center, in accordance with federal regulations ..... 175,000,000 ..... (re. $39,000,000)

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