

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

February 1, 2011

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 legal requirements of the state debt service and lease purchase payments and other special contractual obligations

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

1 Section 1. The several sums specified in this section, or so much
2 thereof as may be sufficient to accomplish in full the purposes desig-
3 nated by the appropriations, are hereby appropriated to be paid as here-
4 in provided for the funds and purposes specified and are made available
5 for the fiscal year beginning April 1, 2011.

6 DEBT SERVICE FUND--GENERAL DEBT SERVICE FUND--311

7 Maintenance undistributed
8 For the legal requirements of principal, interest, and
9 related expenses on general obligation bonds, and lease
10 purchase, special contractual and revenue bond obli-
11 gations, as issued pursuant to article 5-C of the state
12 finance law and payments for interest rate exchange and
13 similar agreements, in accordance with the following
14 schedule 4,603,325,000
15 =====

16 SCHEDULE

17 GENERAL OBLIGATION PAYMENTS

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

1 The sum of \$530,000,000, or so much thereof as may be
 2 necessary, is hereby appropriated for payment by the
 3 state comptroller for general obligation bonds issued in
 4 connection with higher education construction, pure
 5 waters, environmental quality, transportation capital
 6 facilities, rail preservation, outdoor recreation devel-
 7 opment, energy conservation through improved transporta-
 8 tion, parks and recreation land acquisition, rebuild New
 9 York through transportation infrastructure renewal and
 10 accelerated capacity and transportation improvements of
 11 the nineties, clean water/clean air, and rebuild and
 12 renew New York transportation purposes, in accordance
 13 with the following sub-schedule 530,000,000
 14 -----

15 sub-schedule

16 Debt service payments 525,000,000
 17 Related expenses 5,000,000
 18 -----
 19 Total of sub-schedule 530,000,000
 20 =====

21 LEASE PURCHASE PAYMENTS

22 The several sums, or so much thereof as may be sufficient
 23 to accomplish in full the purposes designated by the
 24 appropriations, are hereby appropriated and are, subject
 25 to the issuance of certificates of approval of avail-
 26 ability by the director of the budget, available for the
 27 purpose of making payments for lease purchase obli-
 28 gations, in accordance with the following schedule 2,925,000
 29 -----

30 SCHEDULE

31 For payment to the Dormitory Authority for
 32 the Judicial Institute at Pace University,
 33 pursuant to chapter 613 of the laws of
 34 1999, as amended 550,000
 35 For payment of the lease purchase agreement
 36 for Hampton Plaza 700,000
 37 For payment of the lease purchase agreement
 38 for the department of transportation
 39 region one headquarters building in the
 40 city of Schenectady 1,500,000
 41 -----
 42 Total of debt service schedule 2,750,000
 43 -----

44 For payment of related expenses, in accord-
 45 ance with the following schedule.

46 SCHEDULE

47 Urban Development Corporation 50,000
 48 Office of General Services 125,000

1		-----
2	Total of related expenses schedule	175,000
3		-----
4	Total of schedules	2,925,000
5		=====
6	SPECIAL CONTRACTUAL OBLIGATION PAYMENTS	
7	The several sums, or so much thereof as may be sufficient	
8	to accomplish in full the purposes designated by the	
9	appropriations, are hereby appropriated and are, subject	
10	to the issuance of certificates of approval of avail-	
11	ability by the director of the budget, available for the	
12	purpose of making payments for special contractual obli-	
13	gations, in accordance with the following schedule	1,662,050,000
14		-----

15 SCHEDULE

16	For payment to the Triborough Bridge and	
17	Tunnel Authority and the Urban Development	
18	Corporation pursuant to the provisions of	
19	an agreement of sublease between the	
20	Triborough Bridge and Tunnel Authority and	
21	the state of New York for the Convention	
22	Center project	43,000,000
23	For payment to the Urban Development Corpo-	
24	ration pursuant to the provisions of an	
25	agreement or agreements entered between	
26	the State and the Urban Development Corpo-	
27	ration to pay for bonds, notes, or other	
28	obligations issued or entered into for	
29	correctional facilities	67,000,000
30	For payment to the Urban Development Corpo-	
31	ration pursuant to the provisions of an	
32	agreement or agreements of lease and	
33	sublease entered into between, but not	
34	limited to, the Urban Development Corpo-	
35	ration, the Office of General Services and	
36	the Department of Correctional Services	
37	for the rental of correctional facilities ...	21,000,000
38	For payment according to the following sub-	
39	schedule to the Urban Development Corpo-	
40	ration for project revenue bonds, pursuant	
41	to the provisions of certain agreements of	
42	lease between the entities designated on	
43	the following sub-schedule and the state	
44	of New York and the assignment of rent	
45	thereof to the Urban Development Corpo-	
46	ration	16,000,000
47	sub-schedule	
48	Rensselaer Polytechnic Insti-	
49	tute (Center for Industrial	
50	Innovation)	4,500,000

1	Syracuse University (Science	
2	and Technology Center)	2,800,000
3	Cornell University (Supercom-	
4	puter Center)	700,000
5	Columbia University (Telecom-	
6	munications Center)	5,000,000
7	Clarkson University	1,100,000
8	University Grants 95 Refunding ...	1,900,000
9		-----
10	Total of sub-schedule	16,000,000
11		-----

12	For payment to the Dormitory Authority, for	
13	payment of bonds issued to finance the	
14	Department of Health's David Axelrod	
15	Institute for Public Health, pursuant to	
16	the provisions of an agreement between the	
17	Dormitory Authority and the Department of	
18	Health	6,000,000
19	For payment to the Dormitory Authority, for	
20	payment of bonds issued to finance State	
21	Department of Education facilities, pursu-	
22	ant to an agreement between the Dormitory	
23	Authority and the State Education Depart-	
24	ment	5,500,000
25	For payment to the Housing Finance Agency	
26	and the Urban Development Corporation for	
27	payment of bonds issued to finance the	
28	State's housing programs	34,000,000
29	For payment to the Metropolitan Transporta-	
30	tion Authority, pursuant to state service	
31	contracts authorized by section 16 of	
32	chapter 314 of the laws of 1981, section	
33	42 of chapter 929 of the laws of 1986, as	
34	amended by chapter 13 of the laws of 1987,	
35	and section 34 of part 0 of chapter 61 of	
36	the laws of 2000	165,000,000
37	For payment to the State University	
38	Construction Fund, for payment to the	
39	Dormitory Authority, pursuant to paragraph	
40	(e) of subdivision 19 of section 1680 of	
41	the public authorities law, to pay for	
42	bonds or notes issued by such authority,	
43	pursuant to agreements between the State	
44	University Construction Fund, State	
45	University of New York and the Dormitory	
46	Authority, relating to State University	
47	education facilities. Notwithstanding the	
48	provisions of section 40 of the state	
49	finance law or any other provision of law	
50	to the contrary, this appropriation shall	
51	remain in full force and effect until	
52	April 30, 2012	310,000,000
53	For payment to the State University	
54	Construction Fund, for payment to the	
55	Dormitory Authority, in accordance with	

1 subdivision 8 of section 6304 of the
 2 education law, for bonds, notes, or other
 3 obligations issued by such authority,
 4 pursuant to an agreement or agreements
 5 among the State University of New York,
 6 various community colleges and their spon-
 7 sors, and the Dormitory Authority for
 8 educational facilities of community
 9 colleges 28,000,000
 10 For payment to the City University
 11 Construction Fund for City University
 12 senior colleges and for community col-
 13 leges. Moneys hereby appropriated, or por-
 14 tions thereof, are for payments net of all
 15 interest and investment earnings on senior
 16 and community college payments and other
 17 excess earnings held by the City Universi-
 18 ty Construction Fund, in accordance with
 19 the following sub-schedule 270,000,000

20 sub-schedule

21 City University senior
 22 colleges 240,000,000
 23 City University community
 24 colleges 30,000,000
 25 -----
 26 Total of sub-schedule 270,000,000
 27 -----

28 For payment to the Dormitory Authority,
 29 pursuant to the provisions of a service
 30 contract or contracts, for payment of
 31 bonds or notes issued for the financing of
 32 projects at the Albany County Airport 4,000,000
 33 For payment to the Dormitory Authority and
 34 the Urban Development Corporation for
 35 bonds issued for one or more facilities
 36 provided for the department of audit and
 37 control, the New York state and local
 38 employees' retirement system, and the New
 39 York state and local police and fire
 40 retirement system and on behalf of the
 41 departments or agencies having occupancy
 42 or use of other state facilities and park-
 43 ing facilities 1,200,000
 44 For payment to the Dormitory Authority, for
 45 payment of bonds issued to finance eligi-
 46 ble child care facilities development
 47 projects, pursuant to an agreement or
 48 agreements between the Dormitory Authority
 49 and the state 2,000,000
 50 For payment to the Thruway Authority, pursu-
 51 ant to section 380 of the public authori-
 52 ties law, to pay for Local Highway and

1	Bridge Service Contract bonds or notes	
2	issued by such authority pursuant to an	
3	agreement between the Thruway Authority	
4	and the state	205,000,000
5	For payment to the Environmental Facilities	
6	Corporation to pay for bonds or notes	
7	issued by such authority pursuant to an	
8	agreement between the Environmental Facil-	
9	ities Corporation and the Office of Parks,	
10	Recreation and Historic Preservation	1,800,000
11	For payment to the Environmental Facilities	
12	Corporation, pursuant to subdivision 1 of	
13	section 1290 of the public authorities	
14	law, to pay for bonds or notes issued by	
15	such authority pursuant to a lease agree-	
16	ment between the Environmental Facilities	
17	Corporation and the Office of Parks,	
18	Recreation and Historic Preservation	
19	relating to the financing of Riverbank	
20	State Park	5,000,000
21	For payment to the Environmental Facilities	
22	Corporation for bonds and notes issued by	
23	such authority, pursuant to an agreement	
24	between the Environmental Facilities	
25	Corporation and the Office of Mental	
26	Health relating to the financing of a	
27	Waste water treatment facility for Pilgrim	
28	Psychiatric Center	950,000
29	For payment to the Environmental Facilities	
30	Corporation, for payment of bonds issued	
31	to finance eligible pipeline for jobs	
32	projects, pursuant to an agreement or	
33	agreements between the Environmental	
34	Facilities Corporation and the State	1,800,000
35	For payment to the Environmental Facilities	
36	Corporation, for payment of bonds issued	
37	to finance environmental infrastructure	
38	projects, pursuant to an agreement or	
39	agreements between the Environmental	
40	Facilities Corporation and the State	18,000,000
41	For payment according to the following sub-	
42	schedule for bonds issued to finance	
43	consolidated service contract refundings ...	428,000,000
44		-----

45 sub-schedule

46	Urban Development Corporation ..	342,000,000
47	Dormitory Authority	86,000,000
48		-----
49	Total of sub-schedule	428,000,000
50		-----

51	Total of debt service schedule	1,633,250,000
52		-----

1 For payment of related expenses in accord-
2 ance with the following schedule.

3 SCHEDULE

4	Urban Development Corporation	5,000,000
5	Housing Finance Agency	4,000,000
6	Dormitory Authority	13,000,000
7	Dormitory Authority Capital Expenses	5,000,000
8	Environmental Facilities Corporation	300,000
9	Triborough Bridge and Tunnel Authority	1,000,000
10	Thruway Authority	500,000
11		-----
12	Total of related expenses schedule	28,800,000
13		-----
14	Total of schedules	1,662,050,000
15		=====

16 REVENUE BOND FINANCING AGREEMENT PAYMENTS

17 The several sums, or so much thereof as may
18 be necessary, are hereby appropriated for
19 payment to the dormitory authority, the
20 environmental facilities corporation, the
21 housing finance agency, the thruway
22 authority, and the urban development
23 corporation and are, subject to the issu-
24 ance of certificates of approval of avail-
25 ability by the director of the budget,
26 available for the purpose of making
27 financing agreement payments related to
28 personal income tax revenue bond obli-
29 gations, as authorized pursuant to article
30 5-C of the state finance law and in
31 accordance with the following schedule ... 2,408,350,000
32 -----

33 SCHEDULE

34	Economic Development and Housing	385,000,000
35	Education	470,000,000
36	Environment	105,000,000
37	General Purpose	940,000,000
38	Healthcare	15,000,000
39	State Facilities and Equipment	200,000,000
40	Transportation	275,000,000
41		-----
42	Total of schedule	2,390,000,000
43		-----

44 For payment of related expenses in accord-
45 ance with the following schedule.

46 SCHEDULE

47	Urban Development Corporation	2,000,000
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1	Housing Finance Agency	2,500,000
2	Dormitory Authority	12,000,000
3	Dormitory Authority Capital Expenses	800,000
4	Environmental Facilities Corporation	800,000
5	Thruway Authority	250,000
6		-----
7	Total of schedule	18,350,000
8		-----
9	Total of schedules	2,408,350,000
10		=====
11	Total of schedule	4,603,325,000
12		=====

13 DEBT SERVICE FUND--HOUSING DEBT FUND--316

14 GENERAL OBLIGATION PAYMENTS

15 The sum of \$15,500,000, or so much thereof as may be
 16 necessary, is hereby appropriated for payment by the
 17 state comptroller of principal and interest on general
 18 obligation bonds issued in connection with state housing
 19 (low cost, middle income and urban renewal) 15,500,000
 20 =====

21 DEBT SERVICE FUND--HEALTH INCOME FUND--319

22 For debt service and related expenses in accordance with
 23 the following schedule 34,800,000
 24 -----

25 SCHEDULE

26 The sum of \$30,000,000, or so much thereof as may be
 27 necessary of operating revenues received from department
 28 of health facilities other than the New York City Veter-
 29 ans' Home, is hereby appropriated for payment by the
 30 state comptroller of all obligations under the terms of
 31 agreements between the health department and the dormi-
 32 tory authority 30,000,000
 33 The sum of \$2,000,000, or so much thereof as may be neces-
 34 sary of operating revenues received from the New York
 35 City Veterans' Home, is hereby appropriated for payment
 36 by the state comptroller of all obligations under the
 37 terms of agreements between the health department and
 38 the dormitory authority 2,000,000
 39 Related expenses 800,000
 40 Capital expenses 2,000,000
 41 -----
 42 Total of schedule 34,800,000
 43 =====

44 DEBT SERVICE FUND--STATE UNIVERSITY DORMITORY INCOME FUND--330

45 The sum of \$105,300,000, or so much thereof as may be
 46 necessary, is hereby appropriated for payment by the

1 state comptroller of all obligations under the terms of
 2 agreements between the state university of New York and
 3 the dormitory authority and refunds to students for room
 4 rental and college fee overpayments, in accordance with
 5 the following schedule 105,300,000
 6 -----

7 SCHEDULE

8 Debt service payments 95,000,000
 9 Related expenses 800,000
 10 Capital expenses 9,500,000
 11 -----
 12 Total of schedule 105,300,000
 13 =====

14 DEBT SERVICE FUND--MENTAL HEALTH SERVICES FUND--304

15 The sum of \$353,000,000, or so much thereof as may be
 16 necessary, is hereby appropriated for payment by the
 17 state comptroller of all obligations of the dormitory
 18 authority, as successor to the facilities development
 19 corporation and the medical care facilities finance
 20 agency pursuant to chapter 83 of the laws of 1995, under
 21 the terms of any lease, sublease, or other financing
 22 agreement with the department of mental hygiene, in
 23 accordance with the following schedule 353,000,000
 24 -----

25 SCHEDULE

26 Debt service payments 345,000,000
 27 Related expenses 8,000,000
 28 -----
 29 Total of schedule 353,000,000
 30 =====

31 DEBT SERVICE FUND--LOCAL GOVERNMENT ASSISTANCE TAX FUND--364

32 The sum of \$392,000,000, or so much thereof as may be
 33 necessary, is hereby appropriated for payment of all
 34 obligations, including but not limited to reserve fund
 35 credit facilities, to the local government assistance
 36 corporation pursuant to a certificate or certificates
 37 filed by the chairman of the corporation with the state
 38 comptroller and the governor, pursuant to subdivision 1
 39 of section 3240 of the public authorities law, in
 40 accordance with the following schedule 392,000,000
 41 -----

42 SCHEDULE

43 Debt service payments 385,000,000
 44 Related expenses 7,000,000
 45 -----

1	Total of schedule	392,000,000
2		=====

3 TRUST AND AGENCY FUND--SCHOOL CAPITAL FACILITIES
4 FINANCING RESERVE FUND--130

5 The sum of \$30,500,000, or so much thereof as may be
6 necessary, is hereby appropriated for payment by the
7 state comptroller to the dormitory authority for the
8 purpose of meeting the terms of any contractual agree-
9 ments between the dormitory authority and participating
10 special act school districts listed in chapter 566 of
11 the laws of 1967, as amended, state-supported schools
12 for blind and deaf students and children with other
13 handicapping conditions pursuant to article 85 of the
14 education law, and private not-for-profit schools
15 approved by the commissioner of education pursuant to
16 article 89 of the education law, in accordance with the
17 following schedule 30,500,000
18 -----

19 SCHEDULE

20	Debt service payments	30,000,000
21	Related expenses	250,000
22	Capital expenses	250,000
23		-----
24	Total of schedule	30,500,000
25		=====

26 DEDICATED HIGHWAY AND BRIDGE TRUST FUND--SPECIAL
27 OBLIGATION RESERVE AND PAYMENT ACCOUNT--072

28 The sum of \$960,250,000, or so much thereof as may be
29 necessary, is hereby appropriated to pay for bonds or
30 notes as required under dedicated highway and bridge
31 trust fund cooperative agreements under section 10-e of
32 the highway law, in accordance with the following sched-
33 ule 960,250,000
34 -----

35 SCHEDULE

36	Debt service payments	960,000,000
37	Related expenses	250,000
38		-----
39	Total of schedule	960,250,000
40		=====

41 DEBT REDUCTION RESERVE FUND - 064

42 The sum of \$250,000,000, or so much thereof as may be
43 necessary, is hereby appropriated from the debt
44 reduction reserve fund for the purposes of principal,
45 interest, and related expenses, for retiring or defeas-
46 ing bonds previously issued, including any accrued

1 interest or other expenses related thereto, for any
 2 state-related bonding program or programs and for trans-
 3 fer, upon request of the director of the budget, to
 4 various capital projects funds as designated by the
 5 director of the budget for the funding of capital
 6 projects, equipment acquisitions, or similar expenses
 7 which have been authorized by law to be financed through
 8 the issuance of bonds, notes, or other obligations 250,000,000
 9 =====

10 CONTINGENT AND OTHER APPROPRIATIONS

11 S 2. The several sums specified in this section, or so much thereof as
 12 may be sufficient to accomplish in full the purposes designated by the
 13 appropriations, are hereby appropriated to be paid as herein provided
 14 for the funds and purposes specified and are made available for the
 15 fiscal year beginning April 1, 2011.

16 GENERAL FUND--STATE PURPOSES ACCOUNT--003

17 The sum of \$20,000,000, or so much thereof as may be
 18 necessary, is hereby appropriated from the general fund
 19 to the credit of the state purposes account solely for
 20 the purpose of making payments of rebates to the federal
 21 government to maintain the exemption from federal income
 22 taxation of the interest paid to the holders of state
 23 obligations issued pursuant to sections 55 and 57 of the
 24 state finance law 20,000,000
 25 =====

26 The sum of \$225,000,000, or so much thereof as may be
 27 necessary, is hereby appropriated from the general fund
 28 to the credit of the state purposes account solely for
 29 the purpose of redeeming general obligation bonds issued
 30 by the state of New York, provided, however, that the
 31 amount to be expended from this appropriation shall be
 32 limited to the amount, as determined by the comptroller,
 33 to be necessary to maintain the exemption from federal
 34 taxation of the interest paid to the holders of state
 35 obligations issued pursuant to sections 55 and 57 of the
 36 state finance law 225,000,000
 37 =====

38 ALL FUNDS

39 For payment of principal and interest, including but not
 40 limited to reserve fund credit facilities, on variable
 41 rate obligations and interest rate exchange and similar
 42 agreements for state-supported debt or for transfer to
 43 any other appropriation, in accordance with the follow-
 44 ing schedule 1,500,000,000
 45 -----

46 SCHEDULE

47 Debt service payments 1,000,000,000

1	Related expenses	100,000,000
2	Interest rate exchange and similar agreements	400,000,000
3		-----
4	Total of schedule	1,500,000,000
5		=====

6 DEBT SERVICE FUND--GENERAL DEBT SERVICE FUND--311

7 SPECIAL CONTRACTUAL OBLIGATION PAYMENTS

8 For payment to the dormitory authority, as successor to
9 the medical care facilities finance agency pursuant to
10 chapter 83 of the laws of 1995, for payment of principal
11 interest, and related expenses on bonds or notes issued
12 pursuant to the provisions of section 7-a of the New
13 York state medical care facilities finance agency act,
14 as amended, which provide that the service contract
15 payments will be made to meet the debt service payments
16 due if the funds and accounts established under the bond
17 resolution, the secured hospital debt service reserve
18 fund, and the secured hospital capital reserve fund are
19 inadequate, in accordance with the following schedule 84,000,000
20 -----

21 SCHEDULE

22	Debt service payments	83,000,000
23	Related expenses	1,000,000
24		-----
25	Total of schedule	84,000,000
26		=====

27 For payment to the tobacco settlement financing corpo-
28 ration, for payment of bonds or notes issued pursuant to
29 the provisions of part D3 of chapter 62 of the laws of
30 2003 which provides that contingency contract payments
31 will be made to meet the debt service payments due if
32 the funds and accounts established under the bond inden-
33 tures, the debt service accounts, the debt service
34 reserve accounts and the supplemental accounts are inad-
35 equate, in accordance with the following schedule 306,000,000
36 -----

37 SCHEDULE

38	Debt service payments	305,000,000
39	Related expenses	1,000,000
40		-----
41	Total of schedule	306,000,000
42		=====