S. 2802 A. 4002

SENATE-ASSEMBLY

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 ASSEM-BLY, DO ENACT AS FOLLOWS:

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

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

Maintenance undistributed

6

8 For the legal requirements of principal, interest, and related expenses on general obligation bonds, and lease 9 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

similar agreements, in accordance with the following 13

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.

S. 2802 2 A. 4002

1 2 3 4 5 6 7 8 9 10 11 12 13	The sum of \$530,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller for general obligation bonds issued in connection with higher education construction, pure waters, environmental quality, transportation capital facilities, rail preservation, outdoor recreation development, energy conservation through improved transportation, parks and recreation land acquisition, rebuild New York through transportation infrastructure renewal and accelerated capacity and transportation improvements of the nineties, clean water/clean air, and rebuild and renew New York transportation purposes, in accordance with the following sub-schedule
15	sub-schedule
16 17 18 19 20	Debt service payments 525,000,000 Related expenses 5,000,000 Total of sub-schedule 530,000,000 ==========
21 22 23 24 25 26 27 28 29	LEASE PURCHASE PAYMENTS The several sums, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated and are, subject to the issuance of certificates of approval of availability by the director of the budget, available for the purpose of making payments for lease purchase obligations, in accordance with the following schedule 2,925,000
30	SCHEDULE
	For payment to the Dormitory Authority for the Judicial Institute at Pace University, pursuant to chapter 613 of the laws of 1999, as amended
44 45	For payment of related expenses, in accord- ance with the following schedule.
46	SCHEDULE
47 48	Urban Development Corporation

1 2 3	Total of related expenses schedule 175,000
4 5	Total of schedules 2,925,000 =========
6 7 8 9 10 11 12 13 14	SPECIAL CONTRACTUAL OBLIGATION PAYMENTS The several sums, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated and are, subject to the issuance of certificates of approval of availability by the director of the budget, available for the purpose of making payments for special contractual obligations, in accordance with the following schedule 1,662,050,000
15	SCHEDULE
16 17 18 19 10 12 12 12 12 12 12 12 13 13 13 13 13 13 13 14 14 14 14 14 14 14 14 14 14 14 14 14	For payment to the Triborough Bridge and Tunnel Authority and the Urban Development Corporation pursuant to the provisions of an agreement of sublease between the Triborough Bridge and Tunnel Authority and the state of New York for the Convention Center project
47	sub-schedule
48 49 50	Rensselaer Polytechnic Insti- tute (Center for Industrial Innovation) 4,500,000

1 2 3 4 5 6 7 8 9 10	Syracuse University (Science and Technology Center) 2,800,000 Cornell University (Supercomputer Center)
12 13 14 15 16 17 18 19 20 21 22 23	For payment to the Dormitory Authority, for payment of bonds issued to finance the Department of Health's David Axelrod Institute for Public Health, pursuant to the provisions of an agreement between the Dormitory Authority and the Department of Health
24 25 26 27 28 29 30 31 32 33 34 35	ment
36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51	the laws of 2000
52 53 54 55	April 30, 2012

S. 2802 5 A. 4002

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1
     subdivision 8 of section 6304 of the
     education law, for bonds, notes, or other
 2
 3
     obligations issued by such authority,
     pursuant to an agreement or agreements
 4
     among the State University of New York, various community colleges and their spon-
5
6
7
     sors, and the Dormitory Authority for
8
     educational facilities of community
9
     colleges ..... 28,000,000
10
     or payment to the City University
Construction Fund for City University
11
     senior colleges and for community colleges. Moneys hereby appropriated, or por-
12
13
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-
     ty Construction Fund, in accordance with
18
19
     the following sub-schedule ..... 270,000,000
20
                   sub-schedule
   City University senior
21
     colleges ..... 240,000,000
22
23
   City University community
24
     colleges ..... 30,000,000
25
     Total of sub-schedule ..... 270,000,000
26
27
   For payment to the Dormitory Authority,
28
29
     pursuant to the provisions of a service
30
     contract or contracts, for payment of
     bonds or notes issued for the financing of
31
32
     projects at the Albany County Airport ..... 4,000,000
33
   For payment to the Dormitory Authority and
34
     the Urban Development Corporation for
     bonds issued for one or more facilities
35
36
     provided for the department of audit and
37
     control, the New York state and local
     employees' retirement system, and the New
38
     York state and local police and fire
39
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
   For payment to the Dormitory Authority, for
44
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
   For payment to the Thruway Authority, pursu-
50
51
     ant to section 380 of the public authori-
52
     ties law, to pay for Local Highway and
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$\begin{smallmatrix} 1&2&3&4&5&6&7&8&9&0&1&2&2&2&2&2&2&2&2&2&2&2&2&2&2&2&2&2&2$	Bridge Service Contract bonds or notes issued by such authority pursuant to an agreement between the Thruway Authority and the state
45	sub-schedule
46 47 48 49 50	Urban Development Corporation 342,000,000 Dormitory Authority
51 52	Total of debt service schedule 1,633,250,000

S. 2802 7 A. 4002

1 2	For payment of related expenses in accordance with the following schedule.
3	SCHEDULE
4 5 6 7 8 9 10 11 12	Urban Development Corporation
14 15	Total of schedules 1,662,050,000
16 17 18 19 21 22 22 24 22 27 28 29 31 32	REVENUE BOND FINANCING AGREEMENT PAYMENTS The several sums, or so much thereof as may be necessary, are hereby appropriated for payment to the dormitory authority, the environmental facilities corporation, the housing finance agency, the thruway authority, and the urban development corporation and are, subject to the issuance of certificates of approval of availability by the director of the budget, available for the purpose of making financing agreement payments related to personal income tax revenue bond obligations, as authorized pursuant to article 5-C of the state finance law and in accordance with the following schedule 2,408,350,000
33	SCHEDULE
34 35 36 37 38 39 40 41 42 43	Economic Development and Housing 385,000,000 Education 470,000,000 Environment 105,000,000 General Purpose 940,000,000 Healthcare 15,000,000 State Facilities and Equipment 200,000,000 Transportation 275,000,000 Total of schedule 2,390,000,000
44 45	For payment of related expenses in accordance with the following schedule.
46	SCHEDULE
47	Urban Development Corporation 2,000,000

1 2 3 4 5 6 7 8	Housing Finance Agency
9 10	Total of schedules 2,408,350,000 ===========
11 12	Total of schedule
13	DEBT SERVICE FUNDHOUSING DEBT FUND316
14 15 16 17 18 19 20	GENERAL OBLIGATION PAYMENTS The sum of \$15,500,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of principal and interest on general obligation bonds issued in connection with state housing (low cost, middle income and urban renewal)
21	DEBT SERVICE FUNDHEALTH INCOME FUND319
22 23 24	For debt service and related expenses in accordance with the following schedule
25	SCHEDULE
26 27 28 29 30 31 32 33 34 35 36 37 38 40 41 42 43	The sum of \$30,000,000, or so much thereof as may be necessary of operating revenues received from department of health facilities other than the New York City Veterans' Home, is hereby appropriated for payment by the state comptroller of all obligations under the terms of agreements between the health department and the dormitory authority
44	DEBT SERVICE FUNDSTATE UNIVERSITY DORMITORY INCOME FUND330
45 46	The sum of \$105,300,000, or so much thereof as may be necessary, is hereby appropriated for payment by the

1 2 3 4 5 6	state comptroller of all obligations under the terms of agreements between the state university of New York and the dormitory authority and refunds to students for room rental and college fee overpayments, in accordance with the following schedule
7	SCHEDULE
8 9 10 11 12 13	Debt service payments
	Total of schedule
14	DEBT SERVICE FUNDMENTAL HEALTH SERVICES FUND304
15 16 17 18 19 20 21 22 23 24	The sum of \$353,000,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller of all obligations of the dormitory authority, as successor to the facilities development corporation and the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, under the terms of any lease, sublease, or other financing agreement with the department of mental hygiene, in accordance with the following schedule
25	SCHEDULE
26 27 28	Debt service payments 345,000,000 Related expenses 8,000,000
29 30	Total of schedule
31	DEBT SERVICE FUNDLOCAL GOVERNMENT ASSISTANCE TAX FUND364
32 33 34 35 36 37 38 39 40 41	The sum of \$392,000,000, or so much thereof as may be necessary, is hereby appropriated for payment of all obligations, including but not limited to reserve fund credit facilities, to the local government assistance corporation pursuant to a certificate or certificates filed by the chairman of the corporation with the state comptroller and the governor, pursuant to subdivision 1 of section 3240 of the public authorities law, in accordance with the following schedule
42	SCHEDULE
43 44 45	Debt service payments 385,000,000 Related expenses 7,000,000

1 2	Total of schedule
3 4	TRUST AND AGENCY FUNDSCHOOL CAPITAL FACILITIES FINANCING RESERVE FUND130
5 6 7 8 9 10 11 12 13 14 15 16 17 18	The sum of \$30,500,000, or so much thereof as may be necessary, is hereby appropriated for payment by the state comptroller to the dormitory authority for the purpose of meeting the terms of any contractual agreements between the dormitory authority and participating special act school districts listed in chapter 566 of the laws of 1967, as amended, state-supported schools for blind and deaf students and children with other handicapping conditions pursuant to article 85 of the education law, and private not-for-profit schools approved by the commissioner of education pursuant to article 89 of the education law, in accordance with the following schedule
19	SCHEDULE
20 21 22 23 24 25	Debt service payments 30,000,000 Related expenses 250,000 Capital expenses 250,000 Total of schedule 30,500,000 ===========
26 27	DEDICATED HIGHWAY AND BRIDGE TRUST FUNDSPECIAL OBLIGATION RESERVE AND PAYMENT ACCOUNT072
28 29 30 31 32 33 34	The sum of \$960,250,000, or so much thereof as may be necessary, is hereby appropriated to pay for bonds or notes as required under dedicated highway and bridge trust fund cooperative agreements under section 10-e of the highway law, in accordance with the following schedule
35	SCHEDULE
36 37 38 39 40	Debt service payments 960,000,000 Related expenses 250,000 Total of schedule 960,250,000 ====================================
41	DEBT REDUCTION RESERVE FUND - 064
42 43 44 45 46	The sum of \$250,000,000, or so much thereof as may be necessary, is hereby appropriated from the debt reduction reserve fund for the purposes of principal, interest, and related expenses, for retiring or defeasing bonds previously issued, including any accrued

S. 2802 11 A. 4002

1 2 3 4 5 6 7 8 9	interest or other expenses related thereto, for any state-related bonding program or programs and for transfer, upon request of the director of the budget, to various capital projects funds as designated by the director of the budget for the funding of capital projects, equipment acquisitions, or similar expenses which have been authorized by law to be financed through the issuance of bonds, notes, or other obligations 250,000,000
10	CONTINGENT AND OTHER APPROPRIATIONS
11 12 13 14 15	S 2. The several sums specified in this section, or so much thereof as may be sufficient to accomplish in full the purposes designated by the appropriations, are hereby appropriated to be paid as herein provided for the funds and purposes specified and are made available for the fiscal year beginning April 1, 2011.
16	GENERAL FUNDSTATE PURPOSES ACCOUNT003
17 18 19 20 21 22 23 24 25	The sum of \$20,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of making payments of rebates to the federal government to maintain the exemption from federal income taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law
26 27 28 29 30 31 32 33 34 35 36 37	The sum of \$225,000,000, or so much thereof as may be necessary, is hereby appropriated from the general fund to the credit of the state purposes account solely for the purpose of redeeming general obligation bonds issued by the state of New York, provided, however, that the amount to be expended from this appropriation shall be limited to the amount, as determined by the comptroller, to be necessary to maintain the exemption from federal taxation of the interest paid to the holders of state obligations issued pursuant to sections 55 and 57 of the state finance law
38	ALL FUNDS
39 40 41 42 43 44	For payment of principal and interest, including but not limited to reserve fund credit facilities, on variable rate obligations and interest rate exchange and similar agreements for state-supported debt or for transfer to any other appropriation, in accordance with the following schedule
46	SCHEDULE
47	Debt service payments 1,000,000,000

1 2 3	Related expenses
4 5	Total of schedule
6	DEBT SERVICE FUNDGENERAL DEBT SERVICE FUND311
7 8 9 10 11 12 13 14 15 16 17 18 19 20	SPECIAL CONTRACTUAL OBLIGATION PAYMENTS For payment to the dormitory authority, as successor to the medical care facilities finance agency pursuant to chapter 83 of the laws of 1995, for payment of principal interest, and related expenses on bonds or notes issued pursuant to the provisions of section 7-a of the New York state medical care facilities finance agency act, as amended, which provide that the service contract payments will be made to meet the debt service payments due if the funds and accounts established under the bond resolution, the secured hospital debt service reserve fund, and the secured hospital capital reserve fund are inadequate, in accordance with the following schedule 84,000,000
21	SCHEDULE
22 23 24	Debt service payments 83,000,000 Related expenses 1,000,000
25 26	Total of schedule
27 28 29 30 31 32 33 34 35 36	For payment to the tobacco settlement financing corporation, for payment of bonds or notes issued pursuant to the provisions of part D3 of chapter 62 of the laws of 2003 which provides that contingency contract payments will be made to meet the debt service payments due if the funds and accounts established under the bond indentures, the debt service accounts, the debt service reserve accounts and the supplemental accounts are inadequate, in accordance with the following schedule 306,000,000
37	SCHEDULE
38 39 40	Debt service payments 305,000,000 Related expenses 1,000,000
41 42	Total of schedule